

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
ORANGE COUNTY DRAINAGE DISTRICT**

February 8, 2022

The regular monthly meeting of the Board of Directors of the Orange County Drainage District was held on Tuesday, February 8, 2022 at 10:00 a.m. at the District Office located at 8081 Old Highway 90, Orange, Texas. A quorum of the Board of Directors was present for this meeting of the Board of Directors at the location set forth above. However, pursuant to Section 551.127 of the Texas Government Code, one or more Board members or District employees attended this meeting remotely by means of a video-conference call.

DIRECTORS PRESENT:

Russell Covington	Director, Precinct No. 1
Larry Ancelot, Jr.	Director, Precinct No. 2
James Scales	Director, Precinct No. 3

DIRECTORS PRESENT BY VIDEO-CONFERENCE CALL:

Brent Peveto	Director At-Large
Hal LaPray	Director, Precinct No. 4

DIRECTORS ABSENT:

None

OTHERS PRESENT:

Don Carona	General Manager
Austin Barrow	Assistant General Manager
Cindy Pent	Recording Secretary (By video-conference call)
Martin Dies	Attorney
Keri Michutka	Accountant
Mickey Moshier	Insurance Consultant

MEETING OPENED

Mr. Covington called the meeting of the Board of Directors of the Orange County Drainage District to order at 10:05 a.m. Mr. Barrow led the Invocation and the Pledge of Allegiance.

APPROVAL OF MINUTES

Mr. Ancelot made a motion to dispense with the reading of, and to approve the minutes of the January 11, 2022 regular meeting. Mr. Scales seconded the motion. Motion carried 5-0.

VISITORS

None

RECOGNIZE ACCEPTANCE OF TEXPOOL JANUARY 2022 REPORT

No action required.

APPROVAL OF JANUARY 2022 BILLS

After review and discussion, Mr. Peveto made a motion to approve the bills for January, 2022. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION OF THE GENERAL MANAGER TO EXECUTE THE AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE GULF COAST PROTECTION DISTRICT, ORANGE COUNTY AND THE ORANGE COUNTY DRAINAGE DISTRICT REGARDING THE ORANGE COUNTY COASTAL STORM RISK MANAGEMENT PROJECT, SUBJECT TO THE GULF COAST PROTECTION DISTRICT AND THE DEPARTMENT OF THE ARMY (BY AND THROUGH THE UNITED STATES ARMY CORPS OF ENGINEERS), SIMULTANEOUSLY OR EARLIER, EXECUTING A PROJECT PARTNERSHIP AGREEMENT FOR THE PROJECT, AND THE TEXAS GENERAL LAND OFFICE AMENDING THE LOCAL COOPERATION AGREEMENTS WITH THE GULF COAST PROTECTION DISTRICT, AND WITH ORANGE COUNTY AND THE ORANGE COUNTY DRAINAGE DISTRICT, TO THE SATISFACTION OF THE GENERAL MANAGER AND ATTORNEY FOR THE DISTRICT

Mr. Scales made a motion to authorize the General Manager to execute the Amendment to the Interlocal Agreement between the Gulf Coast Protection District, Orange County and the Orange County Drainage District regarding the Orange County Coastal Storm Risk Management Project, subject to the Gulf Coast Protection District and the Department of the Army (by and through the United States Army Corps of Engineers), simultaneously or earlier, executing a Project Partnership Agreement for the project, and the Texas General Land Office amending the Local Cooperation Agreements with the Gulf Coast Protection District, and with Orange County and the Orange County Drainage District, to the satisfaction of the General Manager and Attorney for the District. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION OF THE GENERAL MANAGER TO EXECUTE THE AMENDMENT TO THE LOCAL COOPERATION AGREEMENT BETWEEN THE TEXAS GENERAL LAND OFFICE, ORANGE COUNTY AND THE ORANGE COUNTY DRAINAGE DISTRICT REGARDING THE ORANGE COUNTY COASTAL STORM RISK MANAGEMENT PROJECT, SUBJECT TO THE GULF COAST PROTECTION DISTRICT AND THE DEPARTMENT OF THE ARMY (BY AND THROUGH THE UNITED STATES ARMY CORPS OF ENGINEERS), SIMULTANEOUSLY OR EARLIER, EXECUTING A PROJECT PARTNERSHIP AGREEMENT FOR THE PROJECT, AND THE GULF COAST PROTECTION DISTRICT AMENDING THE INTERLOCAL AGREEMENT WITH ORANGE COUNTY AND THE ORANGE COUNTY DRAINAGE DISTRICT TO THE SATISFACTION OF THE GENERAL MANAGER AND ATTORNEY FOR THE DISTRICT

Mr. Ancelot made a motion to authorize the General Manager to execute the Amendment to the Local Cooperation Agreement between the Texas General Land Office, Orange County and the Orange County Drainage District regarding the Orange County Coastal Storm Risk Management Project, subject to the Gulf Coast Protection District and the Department of the Army (by and through the United States Army Corps of Engineers), simultaneously or earlier, executing a Project Partnership Agreement for the Project, and the Gulf Coast Protection District amending the Interlocal Agreement with Orange County and the Orange County Drainage District to the satisfaction of the General Manager and Attorney for the District. Mr. Peveto seconded the motion. Motion carried 5-0.

CONSIDERATION AND ACTION TO SUPPLEMENT THE INTERLOCAL AGREEMENT WITH THE TWCA RISK MANAGEMENT FUND TO PROVIDE WORKER'S COMPENSATION INSURANCE COVERAGE TO DIRECTORS WHILE ACTING WITHIN THE COURSE AND SCOPE OF THEIR OFFICIAL DUTIES

Mr. Peveto made a motion to approve the supplement to the Interlocal Agreement with the TWCA Risk Management Fund to provide worker's compensation coverage to Directors while acting within the course and scope of their official duties. Mr. Scales seconded the motion. Motion carried 5-0.

EVALUATION, RANKING AND SELECTION OF THE PROPOSAL OFFERING THE BEST VALUE TO THE DISTRICT SUBMITTED IN RESPONSE TO THE REQUEST FOR COMPETITIVE SEALED PROPOSALS FOR THE ORANGE COUNTY DRAINAGE DISTRICT MAINTENANCE SHOP BUILDING MEN'S TOILET AND LOCKER ROOM RENOVATION PROJECT (RFCSP NO. 2022-01-RESTROOM RENOVATION)

Following a report by the District Purchaser regarding the evaluation of all proposals submitted in response to the District's Request for Competitive Sealed Proposals for the Orange County Drainage District Maintenance Shop Building Men's Toilet and Locker Room Renovation Project (RFCSP No. 2022-01-Restroom Renovation), Mr. Ancelot made a motion to rank the proposals in the following order, and to select the proposal of H.B. Neild & Sons, Inc. as the proposal offering the best value to the District:

1. H.B. Neild & Sons, Inc.
2. Construction Manager of SETEX
3. Delk Construction

Mr. Scales seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION OF THE GENERAL MANAGER TO:

A. NEGOTIATE A CONTRACT WITH THE HIGHEST RANKED OFFEROR THAT SUBMITTED A PROPOSAL IN RESPONSE TO THE REQUEST FOR COMPETITIVE SEALED PROPOSALS FOR THE ORANGE COUNTY DRAINAGE DISTRICT MAINTENANCE SHOP BUILDING MEN'S TOILET AND LOCKER ROOM RENOVATION PROJECT (RFCSP NO. 2022-01-RESTROOM RENOVATION), AND TO EXECUTE A CONTRACT ON BEHALF OF THE DISTRICT WITH SAID OFFEROR, SUBJECT TO THE REVIEW AND APPROVAL OF SAID CONTRACT BY THE DISTRICT'S ATTORNEY; AND

B. IF SAID NEGOTIATION IS NOT SUCCESSFUL, TO NEGOTIATE AND CONTRACT WITH THE NEXT HIGHEST RANKED OFFEROR, SUBJECT TO THE REVIEW AND APPROVAL OF THE CONTRACT BY THE DISTRICT'S ATTORNEY; AND

C. TO CONTINUE SUCH PROCESS UNTIL SUCH A CONTRACT IS OBTAINED AND EXECUTED OR ALL PROPOSALS ARE REJECTED

Mr. Peveto made a motion to authorize the General Manager to negotiate a contract with H.B. Neild & Sons, Inc., the highest ranked Offeror, that submitted a proposal in response to the Request for Competitive Sealed Proposals for the Orange County Drainage District Maintenance Shop Building Men's Toilet and Locker Room Renovation Project (RFCSP No. 2022-01-Restroom Renovation), and to execute a contract on behalf of the District with said Offeror, subject to the review and approval of said contract by the District's attorney; and if said negotiation is not successful, to negotiate and contract with the next highest ranked Offeror, subject to the review and approval of the contract by the District's attorney; and to continue such process until such a contract is obtained and executed or all proposals are rejected. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE REVISED DRAINAGE PLANS FOR THE QUIKTRIP PROJECT LOCATED NEAR THE INTERSECTION OF I-10 AND HWY 62 ON THE NORTH SIDE OF I-10 AND THE WEST SIDE OF HWY 62 IN ORANGE, TEXAS, DATED DECEMBER 2, 2021, PREPARED BY JOSHUA J. VALENTA, PE., WHICH REVISE THE DRAINAGE PLANS DATED AUGUST 26, 2021, WHICH WERE PREVIOUSLY APPROVED BY THE DISTRICT

Mr. Scales made a motion to authorize the Drainage District Staff to approve the Revised Drainage Plans for the Quiktrip Project located near the intersection of I-10 and Hwy 62 on the north side of I-10 and the west side of Hwy 62 in Orange, Texas, dated December 2, 2021, prepared by Joshua J. Valenta, PE., which revise the Drainage Plans dated August 26, 2021, which were previously approved by the District. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR THE SHUJAT GAS STATION PROJECT, TO BE LOCATED AT THE INTERSECTION OF FM 1442 AND IH-10, ORANGE, TEXAS, PREPARED BY JEREMY J. MITCHELL, PE, DATED SEPTEMBER 30, 2021 AND REVISED SHEET C4 OF THE DRAINAGE PLAN DATED NOVEMBER 19, 2021

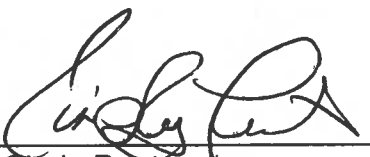
Mr. Peveto made a motion to authorize the Drainage District Staff to approve the Drainage Plan for the Shujat Gas Station project, to be located at the intersection of FM 1442 and IH-10, Orange, Texas, prepared by Jeremy J. Mitchell, PE, dated September 30, 2021 and revised sheet C4 of the Drainage Plan dated November 19, 2021. Mr. Ancelot seconded the motion. Motion carried 5-0.

BOARD ADJOURNS

There being no further business to discuss, Mr. Ancelot made the motion to adjourn. Mr. Scales seconded the motion. Motion carried 5-0. The meeting adjourned at 11:27 a.m.



Russell Covington
Secretary



Cindy Pent
Recording Secretary