

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

April 12, 2022

The regular monthly meeting of the Board of Directors of the Orange County Drainage District was held on Tuesday, April 12, 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.

DIRECTORS PRESENT:

Brent Peveto	Director At-Large
Russell Covington	Director, Precinct No. 1
Larry Ancelot, Jr.	Director, Precinct No. 2
Hal LaPray	Director, Precinct No. 4

DIRECTORS PRESENT BY VIDEO-CONFERENCE CALL:

None

DIRECTORS ABSENT:

James Scales	Director, Precinct No. 3
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OTHERS PRESENT:

Don Carona	General Manager
Cindy Pent	Recording Secretary
Martin Dies	Attorney
Mickey Moshier	Insurance Consultant

MEETING OPENED

Mr. Peveto called the meeting of the Board of Directors of the Orange County Drainage District to order at 10:00 a.m. Mr. LaPray 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 March 8, 2022 regular meeting. Mr. Covington seconded the motion. Motion carried 4-0.

VISITORS

None

RECOGNIZE ACCEPTANCE OF TEXPOOL MARCH 2022 REPORT

No action required.

APPROVAL OF MARCH 2022 BILLS

After review and discussion, Mr. LaPray made a motion to approve the bills for March, 2022. Mr. Covington seconded the motion. Motion carried 4-0.

RECEIVE QUARTERLY INVESTMENT REPORT FROM THE GENERAL MANAGER AND/OR ASSISTANT GENERAL MANAGER

Mr. Carona presented to the Board the District's quarterly investment report for the quarter ending on March 31, 2022. No action required.

CONSIDER FOR APPROVAL RENEWAL OF PUBLIC OFFICIAL DIRECTOR'S BONDS FOR BOARD MEMBERS WITH HARTFORD CASUALTY INSURANCE COMPANY

Mr. Ancelot made a motion to approve the renewal of Public Official Director's Bonds for Board Members with Hartford Casualty Insurance Company. Mr. LaPray seconded the motion. Motion carried 4-0.

CONSIDER FOR APPROVAL ADOPTING THE 2022 HOMESTEAD EXEMPTION, OVER 65 EXEMPTIONS, AND DISABILITY EXEMPTIONS, AS PRESENTED BY KAREN FISHER, ORANGE COUNTY TAX ASSESSOR-COLLECTOR

Mr. LaPray made a motion to approve the adoption of the 2022 Homestead Exemption in the amount of 20%, the over 65 exemption in the amount of \$25,000, and a disability exemption in the amount of \$25,000. Mr. Ancelot seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION FOR THE REPAIR OF BRIDGE ON WEST FORK OF ADAM'S BAYOU AT EIGHT GATE ROAD

Mr. Covington made a motion to authorize the repair of bridge on West Fork of Adam's Bayou at Eight Gate Road. Mr. Ancelot seconded the motion. Motion carried 3-0. Mr. Peveto abstained from voting on this matter.

CONSIDERATION AND AUTHORIZATION FOR THE DISTRICT'S GENERAL MANAGER TO EXECUTE A QUITCLAIM OF DRAINAGE EASEMENTS TO CHEVRON PHILLIPS CHEMICAL COMPANY LP PURSUANT TO THE AGREEMENT BETWEEN CHEVRON PHILLIPS CHEMICAL COMPANY LP AND THE ORANGE COUNTY DRAINAGE DISTRICT

Mr. LaPray made a motion to authorize the District's General Manager to execute a Quitclaim of Drainage Easements to Chevron Phillips Chemical Company LP pursuant to the agreement between Chevron Phillips Chemical Company LP and the Orange County Drainage District. Mr. Ancelot seconded the motion. Motion carried 4-0.

CONSIDERATION AND AMENDMENT OF SECTION IV OF THE DISTRICT'S PURCHASING POLICY

Mr. Covington made a motion to amend section IV of the District's Purchasing Policy for the purpose of increasing the authorized amounts of purchase orders executed by the District Purchaser (\$20,000), the District Assistant Purchaser (\$10,000) and the Shop Foreman (\$7,500). Mr. LaPray seconded the motion. Motion carried 4-0.

CONSIDER FOR APPROVAL A RESOLUTION AND ANY OTHER REQUIRED DOCUMENTATION TO ADD NEAL FORD AS AN AUTHORIZED SIGNATORY FOR THE DISTRICT AT FIRST FINANCIAL BANK, N.A.

Mr. Ancelot made a motion to approve the Resolution and any other required documentation to add Neal Ford as an authorized signatory for the District at First Financial Bank, N.A. Mr. Covington seconded the motion. Motion carried 4-0.

CONSIDER FOR APPROVAL A RESOLUTION APPOINTING NEAL FORD AS A MEMBER OF THE INVESTMENT COMMITTEE

Mr. LaPray made a motion to approve the Resolution appointing Neal Ford as a member of the Investment Committee. Mr. Covington seconded the motion. Motion carried 4-0.

CONSIDER FOR APPROVAL A RESOLUTION ADDING NEAL FORD AS AN AUTHORIZED SIGNATORY TO THE TEXPOOL ACCOUNT

Mr. LaPray made a motion to approve the Resolution adding Neal Ford as an authorized signatory to the Texpool account. Mr. Covington seconded the motion. Motion carried 4-0.

CONSIDER FOR APPROVAL A RESOLUTION TO CHANGE THE AUTHORIZED REPRESENTATIVES FOR THE DISTRICT'S UBS ACCOUNT FROM AUSTIN BARROW TO NEAL FORD

Mr. Ancelot made a motion to approve the Resolution to change the Authorized Representatives for the District's UBS account from Austin Barrow to Neal Ford. Mr. Covington seconded the motion. Motion carried 4-0.

CONSIDER FOR APPROVAL ADDING NEAL FORD AS A MEMBER OF THE HAZARD MITIGATION COMMITTEE IN THE PLACE OF AUSTIN BARROW

Mr. LaPray made a motion to approve adding Neal Ford as a member of the Hazard Mitigation Committee in the place of Austin Barrow. Mr. Ancelot seconded the motion. Motion carried 4-0.

CONSIDERATION AND ACTION TO DESIGNATE NEAL FORD AS ADA COMPLIANCE COORDINATOR, AND DON CARONA AS CO-COMPLIANCE COORDINATOR PURSUANT TO SECTION 35.107 OF THE AMERICANS WITH DISABILITIES ACT

Mr. LaPray made a motion to designate Neal Ford as ADA Compliance Coordinator, and Don Carona as Co-Compliance Coordinator pursuant to Section 35.107 of the Americans with Disabilities Act. Mr. Ancelot seconded the motion. Motion carried 4-0.

EVALUATION, RANKING AND SELECTION OF, AND AWARD OF CONTRACT TO A FIRM(S) TO PROVIDE GRANT APPLICATION AND ADMINISTRATIVE SERVICES PURSUANT TO THE DISTRICT'S REQUEST FOR PROPOSALS FOR GRANT APPLICATION AND ADMINISTRATIVE SERVICES (RFP-2022-02-GRANT-HMGP-TDEM-COVID), AND AUTHORIZATION OF THE DISTRICT'S GENERAL MANAGER, UPON CONSULTATION AND APPROVAL OF THE DISTRICT'S ATTORNEY, TO NEGOTIATE AND EXECUTE A CONTRACT WITH SUCH FIRM(S) ON BEHALF OF THE DRAINAGE DISTRICT

Following a report by the General Manager on behalf of the District Staff Evaluation Committee, Mr. LaPray made a motion to select Traylor and Associates to provide grant application and administrative services pursuant to the District's request for proposals for Grant Application and Administrative Services (RFP-2022-02-GRANT-HMGP-TDEM-COVID), and to authorize the District's General Manager, upon consultation and approval of the District's Attorney, to negotiate and execute a contract with Traylor and Associates on behalf of the Drainage District. Mr. Covington seconded the motion. Motion carried 4-0.

EVALUATION, RANKING AND SELECTION OF, AND AWARD OF CONTRACT TO A FIRM(S) TO PROVIDE GRANT APPLICATION AND ADMINISTRATIVE SERVICES PURSUANT TO THE DISTRICT'S REQUEST FOR PROPOSALS FOR GRANT APPLICATION AND ADMINISTRATIVE SERVICES (RFP-2022-05-GRANT-CDBG-MIT-GLO-HUD), AND AUTHORIZATION OF THE DISTRICT'S GENERAL MANAGER, UPON CONSULTATION AND APPROVAL OF THE DISTRICT'S ATTORNEY, TO NEGOTIATE AND EXECUTE A CONTRACT WITH SUCH FIRM(S) ON BEHALF OF THE DRAINAGE DISTRICT

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EVALUATION, RANKING AND SELECTION OF THE MOST HIGHLY QUALIFIED PROFESSIONAL ARCHITECTURAL FIRM(S) THAT TIMELY SUBMITTED A RESPONSE TO THE DISTRICT'S REQUEST FOR QUALIFICATIONS FOR ARCHITECTURAL SERVICES (RFQ 2022-03-ARCH-TDEM-HMGP-COVID), AND AUTHORIZATION OF THE DISTRICT'S GENERAL MANAGER TO ATTEMPT TO NEGOTIATE A CONTRACT WITH SUCH FIRM(S) IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 2254.004 OF THE TEXAS GOVERNMENT CODE, AND TO EXECUTE A CONTRACT WITH SUCH FIRM(S) ON BEHALF OF THE DRAINAGE DISTRICT SUBJECT TO THE REVIEW AND APPROVAL OF THE DISTRICT'S ATTORNEY

Following a report by the General Manager on behalf of the District Staff Evaluation Committee, Mr. Covington made a motion to rank and select Long Architecture as the most highly qualified professional architectural firm that timely submitted a response to the District's Request for Qualifications for Architectural Services (RFQ-2022-03-ARCH-TDEM-HMGP-COVID), and to authorize the District's General Manager to attempt to negotiate and execute a contract on behalf of the District with Long Architecture in accordance with the procedure set forth in Section 2254.004 of the Texas Government Code, subject to review and approval of the District's attorney. Mr. Ancelot seconded the motion. Motion carried 4-0.

EVALUATION, RANKING AND SELECTION OF THE MOST HIGHLY QUALIFIED PROFESSIONAL ENGINEERING FIRM(S) THAT TIMELY SUBMITTED A RESPONSE TO THE DISTRICT'S REQUEST FOR QUALIFICATIONS FOR ENGINEERING SERVICES (RFQ-2022-04-ENG-HMGP-TDEM-COVID), AND AUTHORIZATION OF THE DISTRICT'S GENERAL MANAGER TO ATTEMPT TO NEGOTIATE A CONTRACT WITH SUCH FIRM(S) IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 2254.004 OF THE TEXAS GOVERNMENT CODE, AND TO EXECUTE A CONTRACT WITH SUCH FIRM(S) ON BEHALF OF THE DRAINAGE DISTRICT SUBJECT TO THE REVIEW AND APPROVAL OF THE DISTRICT'S ATTORNEY

Following a report by the General Manager on behalf of the District Staff Evaluation Committee, Mr. Covington made a motion to rank and select LJA Engineering, Inc. and Schaumberg & Polk as the respective top two most highly qualified professional engineering firms that timely submitted a response to the District's Request for Proposals for Engineering Services (RFQ-2022-04-ENG-HMGP-TDEM-COVID), and to authorize the District's General Manager to attempt to negotiate and execute a contract on behalf of the District with LJA Engineers, Inc. and/or Schaumberg & Polk in accordance with the procedure set forth in Section 2254.004 of the Texas Government Code, subject to review and approval of the District's attorney. Mr. Ancelot seconded the motion. Motion carried 4-0.

EVALUATION, RANKING AND SELECTION OF THE MOST HIGHLY QUALIFIED PROFESSIONAL ENGINEERING AND ARCHITECTURAL FIRM(S) THAT TIMELY SUBMITTED A RESPONSE TO THE DISTRICT'S REQUEST FOR QUALIFICATIONS FOR ENGINEERING SERVICES (RFQ-2022-06-ENG-CDBG-MIT-GLO-HUD) AND AUTHORIZATION OF THE DISTRICT'S GENERAL MANAGER TO ATTEMPT TO NEGOTIATE A CONTRACT WITH SUCH FIRM(S) IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 2254.004 OF THE TEXAS GOVERNMENT CODE, AND TO EXECUTE A CONTRACT WITH SUCH FIRM(S) ON BEHALF OF THE DRAINAGE DISTRICT SUBJECT TO THE REVIEW AND APPROVAL OF THE DISTRICT'S ATTORNEY

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a contract on behalf of the District with LJA Engineers, Inc. and/or Schaumberg & Polk in accordance with the procedure set forth in Section 2254.004 of the Texas Government Code, subject to review and approval of the District's attorney. Mr. Covington seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE STUDY FOR PIRATES COVE ESTATES, PHASE I PROJECT, TO BE LOCATED ON WEST TRAM ROAD, VIDOR, TEXAS, PREPARED BY JEREMY MITCHELL, P.E., DATED JANUARY 21, 2021

Mr. Covington made a motion to authorize the Drainage District Staff to approve the Drainage Study for Pirates Cove Estates, Phase I Project, to be located on West Tram Road, Vidor, Texas, prepared by Jeremy Mitchell, P.E., dated January 21, 2021. Mr. Ancelot seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE STUDY FOR COLONIAL ESTATES II, TO BE LOCATED OFF FM 1442, BRIDGE CITY, TEXAS, PREPARED BY HANI J. THOME, P.E., DATED MARCH 29, 2022

Mr. LaPray made a motion to authorize the Drainage District Staff to approve the Drainage Study for Colonial Estates II, to be located off FM 1442, Bridge City, Texas, prepared by Hani J. Thome, P.E., dated March 29, 2022. Mr. Covington seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE STUDY FOR LANGHAM FOREST V PROJECT, TO BE LOCATED ON HWY 105, ORANGE, TEXAS, PREPARED BY DANIEL A. DOTSON, P.E., DATED JANUARY 24, 2022

Mr. Ancelot made a motion to table consideration and action regarding this agenda item. Mr. Covington seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE STUDY FOR MALLARD LAKES, TO BE LOCATED ON ALLIE PAYNE, ORANGE, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED JANUARY 9, 2021

Mr. Covington made a motion to authorize the Drainage District Staff to approve the Drainage Study for Mallard Lakes, to be located on Allie Payne, Orange, Texas, prepared by Samuel Paul Fountain, P.E., dated January 9, 2021. Mr. LaPray seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION OF THE GENERAL MANAGER TO EXECUTE AN 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 table consideration and action regarding this agenda item. Mr. Covington seconded the motion. Motion carried 4-0.

BOARD GOES INTO EXECUTIVE SESSION

Time: 12:01 p.m. Mr. Ancelot made a motion to enter into Executive Session to consult with the District's attorney regarding legal matters (as authorized by Texas Government Code Section 551.071) and to discuss personnel-related matters (as set forth Texas Government Code Section 551.074). Mr. LaPray seconded the motion. Motion carried 4-0.

RECONVENE IN OPEN SESSION

The Board reconvened in open session at 12:49 p.m.

BOARD ADJOURNS

There being no further business to discuss, Mr. Ancelot made the motion to adjourn. Mr. LaPray seconded the motion. Motion carried 4-0. The meeting adjourned at 12:50 p.m.



Brent Peveto
President



Cindy Pent
Recording Secretary