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

December 13, 2022

The regular monthly meeting of the Board of Directors of the Orange County Drainage District was held on Tuesday, December 13, 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:

Russell Covington	Director, Precinct No. 1
James Scales	Director, Precinct No. 3
Hal LaPray	Director, Precinct No. 4

DIRECTORS PRESENT BY VIDEO-CONFERENCE CALL:

Brent Peveto	Director At-Large

DIRECTORS ABSENT:

Larry Ancelot, Jr.	Director, Precinct No. 2

OTHERS PRESENT:

Don Carona	General Manager
Neal Ford	Assistant General Manager
Douglas Manning	Assistant Manager of Special Projects
Cindy Pent	Recording Secretary
Martin Dies	Attorney
Keri Michutka	Accountant

MEETING OPENED

Mr. Scales called the meeting of the Board of Directors of the Orange County Drainage District to order at 10:01 a.m. Mr. LaPray led the Invocation and the Pledge of Allegiance.

APPROVAL OF MINUTES

Mr. LaPray made a motion to dispense with the reading of, and to approve, the minutes of the November 22, 2022, regular meeting. Mr. Covington seconded the motion. Motion carried 4-0.

VISITORS

None

RECOGNIZE ACCEPTANCE OF TEXPOOL NOVEMBER 2022 REPORT

No action required.

APPROVAL OF NOVEMBER 2022 BILLS

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

CONSIDERATION AND APPROVAL OF THE DISTRICT'S FY 2021-2022 INDEPENDENT AUDIT REPORT BY WATHEN, DESHONG & JUNCKER, LLP, CERTIFIED PUBLIC ACCOUNTANTS.

Mr. Covington made a motion to approve the District's FY 2021-2022 Independent Audit Report by Wathen, DeShong & Juncker, LLP, Certified Public Accountants. Mr. LaPray seconded the motion. Motion carried 4-0.

CONSIDERATION AND ACTION ON MODIFICATION OF THE ORANGE COUNTY DRAINAGE DISTRICT DRAINAGE CRITERIA MANUAL AND REGULATIONS.

Mr. Covington made a motion to approve the modifications to the Orange County Drainage District Drainage Criteria Manual and Regulations. Mr. LaPray seconded the motion. Motion carried 4-0.

CONSIDERATION AND APPROVAL OF THE APPLICATIONS AND AGREEMENTS FOR UTILITY PERMITS SUBMITTED BY CENTERPOINT ENERGY TEXAS GAS OPERATIONS FOR WORK TO BE PERFORMED IN THE FOLLOWING AREAS:

A. CROSSING COOPER'S GULLEY ALONG THE EASTERLY ROW LINE OF STATE HIGHWAY 87/NORTH 16TH STREET, AT/NEAR THE NORTHEAST CORNER OF THE INTERSECTION WITH CORDREY STREET, IN ORANGE COUNTY, TEXAS;

B. CROSSING COOPER'S GULLEY ALONG THE EASTERLY ROW LINE OF PACIFIC STREET/14TH STREET AT/NEAR THE SOUTHEAST CORNER OF THE INTERSECTION WITH CORDREY STREET IN ORANGE, TEXAS.

Mr. LaPray made a motion to approve the applications and agreements for utility permits submitted by Centerpoint Energy Texas Gas Operations for work to be performed crossing Cooper's Gulley along the easterly row line of State Highway 87/North 16th Street, at/near the Northeast corner of the intersection with Cordrey Street, in Orange County, and crossing Cooper's Gulley along the Easterly row line of Pacific Street/14th Street at/near the Southeast corner of the intersection with Cordrey Street in Orange, Texas. Mr. Peveto seconded the motion. Motion carried 4-0.

CONSIDERATION AND POSSIBLE ACTION AUTHORIZING THE DISTRICT'S GENERAL MANAGER TO APPROVE REVISED EXHIBIT H TO THE DRAINAGE REPORT FOR THE CHEVRON PHILLIPS CHEMICAL COMPANY LAND IMPROVEMENT PROJECT, PREPARED BY BURNS & MCDONNELL, AT SUCH TIME THE GENERAL MANAGER DETERMINES THAT THE APPROVAL SHOULD BE PROVIDED BY THE DISTRICT.

Mr. LaPray made a motion to authorize the District's General Manager to approve the revised exhibit H to the Drainage Report for the Chevron Phillips Chemical Company Land Improvement Project, prepared by Burns & McDonnell, at such time the General Manager determines that the approval should be provided by the District. Mr. Covington seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR DISHON RV PROJECT, TO BE LOCATED AT THE INTERSECTION OF E. ROUNDBUNCH ROAD AND HARVEY STREET IN BRIDGE CITY, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED DECEMBER 5, 2022.

Mr. Covington made a motion to authorize the Drainage District Staff to approve the drainage plan for Dishon RV Project, to be located at the intersection of E. Roundbunch Road and Harvey Street in Bridge City, Texas, prepared by Samuel Paul Fountain, P.E., dated December 5, 2022. Mr. LaPray seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR SHERROD BOAT AND RV STORAGE PROJECT, TO BE LOCATED AT THE INTERSECTION OF CHURCH STREET AND HIGHLAND STREET IN VIDOR, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED DECEMBER 6, 2022.

Mr. Peveto made a motion to authorize the Drainage District Staff to approve the drainage plan for Sherrod Boat and RV Storage Project, to be located at the intersection of Church Street and Highland Street in Vidor, Texas, prepared by Samuel Paul Fountain, P.E., dated December 6, 2022. Mr. Covington seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR WINSOME APARTMENTS PROJECT, TO BE LOCATED AT NORTH 23RD STREET IN ORANGE, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED DECEMBER 7, 2022.

Mr. LaPray made a motion to authorize the Drainage District Staff to approve the drainage plan for Winsome Apartments Project, to be located at North 23rd Street in Orange, Texas, prepared by Samuel Paul Fountain, P.E., dated December 7, 2022. Mr. Covington seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR MCDONALDS PINEHURST PROJECT, TO BE LOCATED AT 2732 MACARTHUR DRIVE, ORANGE, TEXAS, PREPARED BY NATHAN C. BILLIOT, P.E., DATED NOVEMBER 2, 2022.

Mr. Covington made a motion to authorize for Drainage District Staff to approve the drainage plan for McDonald's Pinehurst Project, to be located at 2732 MacArthur Drive, Orange, Texas, prepared by Nathan C. Billiot, P.E., dated November 2, 2022. Mr. Peveto seconded the motion. Motion carried 4-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR KING FUELS PROJECT TO BE LOCATED AT 21440 IH-10 (AT VAUGHN STREET), VIDOR, TEXAS, PREPARED BY KARIM S. DADELAHI, P.E., DATED DECEMBER 7, 2022.

Mr. Covington made a motion to authorize the Drainage District Staff to approve the drainage plan for King Fuels Project to be located at 21440 IH-10 (at Vaughn Street), Vidor, Texas, prepared by Karim S. Dadelahi, P.E., dated December 7, 2022. Mr. LaPray seconded the motion. Motion carried 4-0.

CONSIDERATION AND APPROVAL OF AN AMENDMENT TO THE BUDGET FOR FISCAL YEAR 2022-2023 FOR THE PURPOSE OF BUDGETING ADDITIONAL EXPENSES ASSOCIATED WITH THE PURCHASE OF FIXED ASSETS AND EQUIPMENT, AND OTHER EXPENSES.

Mr. LaPray made a motion to approve an amendment to the Budget for Fiscal Year 2022-2023 for the purpose of budgeting additional expenses associated with the purchase of fixed assets and equipment, and other expenses. Mr. Covington seconded the motion. Motion carried 4-0.

BOARD GOES INTO EXECUTIVE SESSION

Time: 10:41 a.m. Mr. Peveto 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 authorized by 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 11:53 a.m.

BOARD ADJOURNS

There being no further business to discuss, Mr. Peveto made the motion to adjourn. Mr. LaPray seconded the motion. Motion carried 4-0. The meeting adjourned at 11:54 a.m.

James Scales
Secretary

Cindy Pent
Recording Secretary