

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

February 14, 2023

The regular monthly meeting of the Board of Directors of the Orange County Drainage District was held on Tuesday, February 14, 2023, 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:

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| Brent Peveto | Director At-Large |
| Russell Covington | Director, Precinct No. 1 |
| Larry Ancelot, Jr. | Director, Precinct No. 2 |
| James Scales | Director, Precinct No. 3 |
| Hal LaPray | Director, Precinct No. 4 |

OTHERS PRESENT:

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

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. LaPray made a motion to dispense with the reading of, and to approve, the minutes of the January 10, 2023, regular meeting. Mr. Scales seconded the motion. Motion carried 5-0.

VISITORS

None

RECOGNIZE ACCEPTANCE OF TEXPOOL JANUARY 2023 REPORT

No action required.

APPROVAL OF JANUARY 2023 BILLS

After review and discussion, Mr. LaPray made a motion to approve the bills for January 2023. Mr. Ancelot seconded the motion. Motion carried 5-0.

PUBLIC HEARING REGARDING THE DISTRICT'S PROPOSED ADOPTION OF UNIFORM TAX ABATEMENT POLICY AND GUIDELINES

The Public hearing was called to order in the usual course of business, where Neal Ford and Douglas E. Manning presented information pertaining to the renewal of the Orange County Drainage District's Uniform Tax Abatement Policy. No one from the public was in attendance. Mr. Scales made a motion to close the public hearing, and Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDERATION AND ADOPTION OF RESOLUTION 2023-1, ELECTING FOR THE DISTRICT TO BECOME ELIGIBLE TO PARTICIPATE IN TAX ABATEMENT, AND ADOPTING THE ORANGE COUNTY DRAINAGE DISTRICT UNIFORM TAX ABATEMENT POLICY AND GUIDELINES

Mr. LaPray made a motion to modify Resolution No. 2023-1 to reflect that the resolution was Resolution No. 2023-2 and to pass the Resolution adopting the Orange County Drainage District's Uniform Tax Abatement Policy and Guidelines, as well as other supporting documents for 2023-2025. Mr. Scales seconded the Motion. Motion carried 5-0.

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

Mr. Ancelot made a motion to consider and 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. Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDERATION AND RESOLUTION AUTHORIZING THE ORANGE COUNTY DRAINAGE DISTRICT TO PARTICIPATE IN PURCHASING ASSOCIATION OF COOPERATIVE ENTITIES (PACE), AND AUTHORIZING NEAL FORD AND JOE ESCOBEDO TO EXECUTE ANY AND ALL REQUIRED DOCUMENTS PERTAINING TO SUCH PARTICIPATION

Mr. Covington made a motion to consider a resolution to authorize the Orange County Drainage District to participate in Purchasing Association of Cooperative Entities (PACE), and authorizing Neal Ford and Joe Escobedo to execute any all required documents pertaining to such participation. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR TOMPKINS RV PROJECT, TO BE LOCATED AT 6080 HIGHWAY 12 IN VIDOR, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED JANUARY 2, 2023

Mr. LaPray made a motion to consider and authorize the Drainage District staff to approve the Drainage Plan for Tompkins RV Project, to be located at 6080 Highway 12 in Vidor, Texas, prepared by Samuel Paul Fountain, P.E., dated January 2, 2023. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR ENCORE DANCE STUDIO PROJECT, TO BE LOCATED AT 2899 WEST ROUND BUNCH ROAD IN ORANGE, TEXAS, PREPARED BY JEREMY J. MITCHELL, P.E., DATED DECEMBER 9, 2022

Mr. Covington made a motion to consider and authorize the Drainage District staff to approve the Drainage Plan for Encore Dance Studio Project, to be located at 2899 West Roundbunch Road in Orange, Texas, prepared by Jeremy J. Mitchell, P.E., dated December 9, 2022. Mr. Scales seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR STABLE RV PROJECT, TO BE LOCATED AT 7745 COHENOUR ROAD IN ORANGE, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED JANUARY 4, 2023

Mr. Ancelot made a motion to consider and authorize the Drainage District staff to approve the Drainage Plan for Stable RV Project, to be located at 7745 Cohenour Road in Orange, Texas, prepared by Samuel Paul Fountain, P.E., dated January 4, 2023. Mr. LaPray seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR FISH HOOK RV PROJECT, TO BE LOCATED ON FISH HOOK LANE IN BRIDGE CITY, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED JANUARY 10, 2023

Mr. Scales made a motion to consider and authorize for Drainage District staff to approve the Drainage Plan for Fish Hook RV Project, to be located on Fish Hook Lane in Bridge City, Texas, prepared by Samuel Paul Fountain, P.E., dated January 10, 2023. Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR K-DANS VIDOR PROJECT, TO BE LOCATED AT 3810 N. MAIN STREET IN VIDOR, TEXAS, PREPARED BY JEFFERY D. LEAVINS, P.E., DATED JANUARY 30, 2023

Mr. LaPray made a motion to consider and authorize for Drainage District staff to approve the Drainage Plan for K-Dans Vidor Project, to be located at 3810 N. Main Street in Vidor, Texas, prepared by Jeffery D. Leavins, P.E., dated January 30, 2023. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDER FOR APPROVAL RENEWAL OF ANNUAL MEMBERSHIP WITH ORANGE COUNTY LOCAL EMERGENCY PLANNING COMMITTEE (LEPC)

Mr. LaPray made a motion to consider and approve renewal of annual membership with Orange County Local Emergency Planning Committee (LEPC). Mr. Covington seconded the motion. Motion carried 5-0.

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

Mr. Scales made a motion to execute a supplement to the Interlocal Agreement with the Texas Water Conservation Association Risk Management Fund to provide Worker's Compensation insurance coverage to Directors while acting within the course and scope of their official duties. Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDERATION AND AMENDMENT OF THE DISTRICT'S PURCHASING POLICY AND PROCUREMENT MANUAL

Mr. LaPray made a motion to consider an Amendment of the District's Purchasing Policy and Procurement Manual. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND POSSIBLE ADOPTION OF REVISED POLICY NO. 330 (TRAVEL) OF THE EMPLOYEE PERSONNEL POLICY MANUAL

Mr. Ancelot made a motion to adopt the Revised Policy No. 330 (Travel) of the Employee Personnel Policy Manual. Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDERATION AND AMENDMENT OF THE DISTRICT'S FINANCIAL POLICY AND PROCEDURES

Mr. Covington made a motion to amend the District's Financial Policy and Procedures. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDER FOR APPROVAL A RESOLUTION APPOINTING DOUGLAS MANNING AS A MEMBER OF THE INVESTMENT COMMITTEE

Mr. Covington made a motion to approve a resolution appointing Douglas Manning as a member of the Investment Committee. Mr. LaPray seconded the motion. Motion carried 5-0.

CONSIDER FOR APPROVAL A RESOLUTION ADDING DOUGLAS MANNING AS AN AUTHORIZED SIGNATORY TO THE TEXPOOL ACCOUNT

Mr. LaPray made a motion to approve a resolution adding Douglas Manning as an authorized signatory to the TexPool account. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDER FOR APPROVAL A RESOLUTION TO CHANGE THE AUTHORIZED REPRESENTATIVES FOR THE DISTRICT'S UBS ACCOUNT FROM DON CARONA TO DOUGLAS MANNING

Mr. LaPray made a motion to approve a resolution to change the authorized representatives for the District's UBS account from Don Carona to Douglas Manning. Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDER FOR APPROVAL ADDING DOUGLAS MANNING AS A MEMBER OF THE HAZARD MITIGATION COMMITTEE IN THE PLACE OF DON CARONA

Mr. Covington made a motion to approve adding Douglas Manning as a member of the Hazard Mitigation Committee in the place of Don Carona. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND ACTION TO DESIGNATE NEAL FORD AS ADA COMPLIANCE COORDINATOR, AND DOUGLAS MANNING 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 Douglas Manning as Co-Compliance Coordinator pursuant to Section 35.107 of the Americans with Disabilities Act. Mr. Covington seconded the motion. Motion carried 5-0.

BOARD ADJOURNS

There being no further business to discuss, Mr. Ancelot made the motion to adjourn. Mr. LaPray seconded the motion. Motion carried 5-0. The meeting adjourned at 10:50 a.m.



Brent Peveto
President



Cindy Pert
Recording Secretary