



**ORANGE COUNTY WATER CONTROL
& IMPROVEMENT DISTRICT NO. 1
REGULAR MONTHLY MEETING MINUTES**

July 18, 2011– 5:30 pm

**Orange County Water Control & Improvement District No. 1 Board Room
460 E Bolivar Street, Vidor, Texas**

Board of Directors:

Robert Viator President
Billy Perkins Vice-President
Tim Beard Secretary
Percy Foreman-absent Director
Guy Groves Director

Staff present:

Darlene Jackson General Manager
David LeJune Operations Manager
Karen Sampson Office Manager
Chris Serres Financial Director

Others present: Larry Hunter, Provost Umphrey Law Firm;
Mark McLiney, Southwest Securities; Toby Davis, Carroll &
Blackman Consulting Engineers, Inc.; Calvin Prosen,
Arceneaux & Gates Consulting Engineers, Inc.; George Garza,
Vidor Vidorian; and Kenneth Wiemers, Soutex Surveyors, Inc.

Members of the audience are requested to step outside the Board Room to respond to a page or to conduct a phone conversation.

The O.C.W.C & I.D #1 Administrative office is wheelchair accessible. Sign interpretation or other special assistance for disabled attendees must be requested 48 hours in advance by contacting the General Manager's Office at 409.769.2669.

CALL TO ORDER

Robert Viator called the meeting to order at 5:30 p.m., with a quorum present.

INVOCATION & PLEDGE OF ALLEGIANCE

Billy Perkins offered the invocation and Tim Beard led the pledges.

REGULAR AGENDA

1. **Citizens comment**
None

2. **Consideration of approval/amendments to the minutes of the June 20, 2011 regular meeting.**

Motion by Tim Beard and seconded by Guy Groves, to approve the minutes of the June 20, 2011 regular meeting, as presented. Motion carried.

For: Tim Beard, Guy Groves, Billy Perkins, Percy Foreman and Robert Viator.

Opposed: None

3. **Consideration of approval of an agreement to provide water and sewer services for Pirates Cove I and Pirates Cove II Subdivisions and to accept, without objections, the abandonment of Filmore Street, an undeveloped roadway in the City of Vidor.**

Motion by Billy Perkins and seconded by Tim Beard, to provide water and sewer services for Pirates Cove I and Pirates Cove II Subdivisions, with the requirement that any line extensions will be inspected by the District, to insure that same meet District specifications, with all tap fees, and District service line extension expenses be paid by the developer; and, including a finding that the District has no objection to the proposed abandonment of the undeveloped portion of Filmore Street in the City of Vidor since the District does not have any water or sewer service lines in the easement of the undeveloped portion of said roadway. Motion carried.

For: Billy Perkins, Tim Beard, Guy Groves, Percy Foreman and Robert Viator.

Opposed: None

4. **Consideration and approval of An Order By The Board Of Directors Of The Orange County Water Control and Improvement District No. 1 authorizing the Issuance of "Orange County Water Control And Improvement District No. 1 Revenue Notes, New Series 2011" in the principal amount of \$13,610,000; providing For the payment of the principal of and interest on the notes by a junior lien on and pledge of the net revenues of the District's waterworks and sanitary sewer system; providing the terms and conditions of such notes and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of such notes, including the approval of an application to the Texas Water Development Board; authorizing the execution of a Paying Agent/Registrar Agreement and An Escrow Agreement; complying with the requirements of the Depository Trust Company's Letter Of Representations; complying with the regulations promulgated by the Texas Water Development Board; and providing for an effective date.**

Motion by Tim Beard and seconded by Guy Groves to approve the An Order By The Board Of Directors Of The Orange County Water Control and Improvement District No. 1 authorizing the Issuance of "Orange County Water Control And Improvement District No. 1 Revenue Notes, New Series 2011" in the principal amount of \$13,610,000; providing For the payment of the principal of and interest on the notes by a junior lien on and pledge of the net revenues of the District's waterworks and sanitary sewer system; providing the terms and conditions of such notes and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of such notes, including the approval of an application to the Texas Water Development Board; authorizing the execution of a Paying Agent/Registrar Agreement and An Escrow Agreement; complying with the requirements of the Depository Trust Company's Letter Of Representations; complying with the regulations promulgated by the Texas Water

Development Board; and providing for an effective date, as presented by Mark McLiney of Southwest Securities.

For: Tim Beard, Guy Groves, Billy Perkins, Percy Foreman and Robert Viator.

Opposed: None

5. Consideration of District Manager's monthly status and financial report.

Motion by Billy Perkins and seconded by Guy Groves to approve the District Manager's monthly status and financial report, as presented by Darlene Jackson and David LeJune. Motion carried.

For: Billy Perkins, Tim Beard, Guy Groves, Percy Foreman and Robert Viator.

Opposed: None

6. Consideration of approval of payment of the District's monthly bills.

Motion by Billy Perkins and seconded by Guy Groves to approve payment of the District's monthly bills, as presented. Motion carried.

For: Billy Perkins, Guy Groves, Tim Beard, Percy Foreman and Robert Viator.

Opposed: None

7. Consideration of Carroll & Blackman, Inc.'s monthly status report concerning ongoing District projects.

Motion by Percy Foreman and seconded by Guy Groves to approve Carroll & Blackman, Inc.'s monthly status report concerning ongoing District projects, as presented by Toby Davis. Motion carried.

For: Percy Foreman, Guy Groves, Tim Beard, Billy Perkins, and Robert Viator.

Opposed: None

8. Consideration of approval of Carroll & Blackman, Inc.'s monthly invoices for District projects as listed:

**Invoice #18661 - \$825.00 - Permit Renewals;
Invoice #18662 - \$13,542.00 - Wastewater Treatment Plant;
Invoice #18663 - \$22,000.00 - Cloverleaf/Tiger Lake Lift Station/Force Main
Total Invoices - \$36,367.00.**

Motion by Billy Perkins and seconded by Percy Foreman to approve the Carroll & Blackman, Inc.'s monthly invoices for District projects as listed: Invoice #18661 - \$825.00 - Permit Renewals; Invoice #18662 - \$13,542.00 - Wastewater Treatment Plant; Invoice #18663 - \$22,000.00 - Cloverleaf/Tiger Lake Lift Station/Force Main. Total Invoices - \$36,367.00, as presented. Motion carried.

For: Billy Perkins, Percy Foreman, Guy Groves, Tim Beard, and Robert Viator.

Opposed: None

9. Consideration of approval of Allco, Ltd. monthly invoices for TWDB No. 72129-SRF-3358-02 Wastewater Treatment Plant Construction Contract as listed: Invoice #8 - \$857,696.65 - TWDB No. 72129-SRF-3358-02.

Motion by Tim Beard and seconded by Percy Foreman to approve the Allco, Ltd. monthly invoices for TWDB No. 72129-SRF-3358-02 Wastewater Treatment Plant Construction Contract as listed: Invoice #8 - \$857,696.65 - TWDB No. 72129-SRF-3358-02, as presented. Motion carried.

For: Tim Beard, Billy Perkins, Percy Foreman, Guy Groves, and Robert Viator.

Opposed: None

10. Consideration of Arceneaux & Gates Consulting Engineers, Inc. monthly status report on Water well project.

Motion by Guy Groves and seconded by Percy Foreman to approve Arceneaux & Gates Consulting Engineers, Inc. monthly status report on Water well project, as presented by Calvin Prosen. Motion carried.

For: Guy Groves, Percy Foreman, Tim Beard, Billy Perkins, and Robert Viator.

Opposed: None

- 11. Consideration of Arceneaux & Gates Consulting Engineers, Inc. monthly invoices for District water well project as listed:
Invoice #13288 - \$4,550.00 – Water Well #7
Invoice #13289 - \$8,675.00 – To be paid with bond sale.**

**Motion by Guy Groves and seconded by Percy Foreman, to approve Arceneaux & Gates Consulting Engineers, Inc. monthly invoices for District water well project as listed:
Invoice #13288 - \$4,550.00 – Water Well #7
Invoice #13289 - \$8,675.00 – To be paid with bond sale, as presented. Motion carried.**

For: Guy Groves, Percy Foreman, Tim Beard, Billy Perkins, and Robert Viator.

Opposed: None

- 12. Adjournment.**

Motion by Billy Perkins and seconded by Guy Groves to adjourn the meeting. Motion carried.

For: Billy Perkins, Guy Groves, Tim Beard, Percy Foreman and Robert Viator.

Opposed: None

Meeting adjourned at 7:40 p.m.

Robert Viator, President

Billy Perkins, Secretary