



## Meeting Minutes

November 28, 2011– 5:30 pm

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

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

Others present:  
District Staff:

Darlene Jackson ..... General Manager  
David LeJune ..... Operations Manager

Karen Sampson ..... Office Manager  
Chris Serres ..... Financial Director

Others present: Larry Hunter, Provost Umphrey Law Firm;  
Toby Davis and Jeff Leavins, Carroll & Blackman Consulting  
Engineers, Inc.; Calvin Prosen, Arceneaux & Gates Consulting  
Engineers, Inc.; George Garza, Vidor Vidorian; and David and  
Kelly Brewer, Rock Builders.

*In accordance with Section 551.042 of the Texas Government Code, this agenda has been posted in the lobby and on the front door of the Orange County Water Control & Improvement District No. 1 Administrative office for the time required by law. The President requests that all cell phones and pagers be turned off or set to vibrate.*

### **CALL TO ORDER**

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**Robert Viator called the meeting to order at 5:30 P.M., with a quorum present.**

### **INVOCATION & PLEDGE OF ALLEGIANCE**

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**Tim Beard offered the invocation and Percy Foreman led the pledges**

## **REGULAR AGENDA**

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**1. Citizens comment**

None

**2. David Brewer, concerning water & sewer taps at 380 Louisiana Street.**

David Brewer approached the Board requesting the water and sewer taps be restored to the property at 380 Louisiana St. The Board took Mr. Brewer's request under consideration and will research the feasibility of restoring the taps, and, research the location's history. The Board will contact Mr. Brewer with the findings.

Mr. Brewer asked about sewer service on the end of Garland Street, David LeJune informed him that the location could be served with low pressure sewer systems.

**3. Consideration of approval/amendments to the minutes of the, October 17, 2011 regular meeting.**

Motion by Guy Groves, and seconded by Tim Beard, to approve the minutes of the, October 17, 2011 regular meeting, as presented. Motion carried.

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

Opposed: None

**4. Consideration of District Manager's monthly status and financial report, and monthly District's bills.**

Motion by Tim Beard seconded by Billy Perkins, to approve the District Manager's monthly status and financial report, and monthly District's bills, as presented, by Chris Serres, David LeJune and Darlene Jackson. Motion carried.

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

Opposed: None

**5. Consideration of changing December meeting date to the second Monday, December 12, 2011.**

Motion by Guy Groves and seconded by Tim Beard to approve the December meeting date change, to the second Monday, December 12, 2011. Motion carried.

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

Opposed: None

**6. Discuss and consider proposed resolution authorizing the taxation of "goods in transit" as defined by §11.253 of the Texas Property Tax Code.**

Motion by Percy Foreman and seconded by Guy Groves, to approve the resolution authorizing the taxation of "goods in transit" as defined by §11.253 of the Texas Property Tax Code, as presented by Orange County Tax Assessor and Collector, Lynda Gunstream. Motion carried.

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

Opposed: None

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

Motion by Tim Beard and seconded by Billy Perkins, to approve the Carroll & Blackman, Inc.'s monthly status report concerning ongoing District projects, as presented by Toby Davis. Motion carried.

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

Opposed: None

**8. Consideration of approval of Carroll & Blackman, Inc.'s monthly invoices for District projects as listed:  
Invoice #18866 for Wastewater Treatment plant in the amount of \$13,542.00; Invoice #18867 for Cloverleaf & Tiger Lake Lift Station/Force Main in the amount of \$4,600.00; and Invoice #18865 for Cloverleaf WWTP enforcement action in the amount of \$182.00, for a total of \$18,324.00.**

Motion by Guy Groves and seconded by Percy Foreman, to approve the Carroll & Blackman, Inc.'s monthly invoices for District projects as listed:

Invoice #18866 for Wastewater Treatment plant in the amount of \$13,542.00; Invoice #18867 for Cloverleaf & Tiger Lake Lift Station/Force Main in the amount of \$4,600.00; and Invoice #18865 for Cloverleaf WWTP enforcement action in the amount of \$182.00, for a total of \$18,324.00, as presented. Motion carried.

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

Opposed: None

**9. Consideration of request for payment on Estimate #12 from Allco, Ltd., in the amount of \$361,830.05 for Construction**

**Contract TWDB No. 72129-SRF-3358-02 – Waste Water Treatment Plant.**

Motion by Percy Foreman and seconded by Tim Beard to approve Estimate #12 from Allco, Ltd., in the amount of \$361,830.05 for Construction Contract TWDB No. 72129-SRF-3358-02 – Waste Water Treatment Plant, as presented. Motion carried.

For: Percy Foreman, Tim Beard, Guy Groves, Billy Perkins, 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 the 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 #13413 in the amount of \$1,650.00.**

Motion by Percy Foreman and seconded by Tim Beard, to approve Arceneaux & Gates Consulting Engineers, Inc. monthly invoices for District water well project as listed: Invoice #13413 in the amount of \$1,650.00, as presented. Motion carried.

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

Opposed: None

**12. Consideration of Charles E. Reed & Associates, P.C. Initial Communication with Governance Letter, and approval of District's 2010-2011 audit.**

Motion by Billy Perkins and seconded by Percy Foreman, to approve Charles E. Reed & Associates, P.C. Initial Communication with Governance Letter, and approval of District's 2010-2011 audit, as presented. Motion carried.

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

Opposed: None

**13. Consideration of Consideration of authorizing the District to maintain the Texas County & District Retirement System's 2012 plan provisions, with no changes.**

Motion by Billy Perkins and seconded by Percy Foreman, to approve authorizing the District to maintain the Texas County & District Retirement System's 2012 plan provisions, with no changes, as presented. Motion carried.

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

Opposed: None

**14. Consideration of approving the 2011 Assessed Tax Roll for the Orange County Water Control and Improvement District No. 1, as certified and submitted by Lynda Gunstream, Orange County Tax Assessor/Collector.**

Motion by Tim Beard and Billy Perkins, to approve the 2011 Assessed Tax Roll for the Orange County Water Control and Improvement District No. 1, as certified and submitted by Lynda Gunstream, Orange County Tax Assessor/Collector. Motion carried.

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

Opposed: None

**15. Consideration of approving the 2011 Delinquent Tax Roll for the Orange County Water Control and Improvement District No. 1, as certified and submitted by Lynda Gunstream, Orange County Tax Assessor/Collector**

Motion by Tim Beard and Billy Perkins, to approve the 2011 Delinquent Tax Roll for the Orange County Water Control and Improvement District No. 1, as certified and submitted by Lynda Gunstream, Orange County Tax Assessor/Collector. Motion carried.

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

Opposed: None

**16. Consideration of Early Business Personal Property Turnover Resolution, as requested by Orange County Tax Assessor-Collector, Lynda Gunstream.**

Motion by Tim Beard and seconded by Billy Perkins to approve the Early Business Personal Property Turnover Resolution, as requested by Orange County Tax Assessor-Collector, Lynda Gunstream. Motion carried.

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

Opposed: None

- 17. Consideration of approval of petitions and orders to add 25.183 acres of land at 500 South Street, Vidor, Texas, to the District as requested by Lakewood Partners, Ltd.; and, Lot 14 and the South ½ of Lot 15 of Block 2 of Brookhollow Subdivision at 4510 Glenbrook as requested by James H. and Sharon M. Morrison.**

Motion by Tim Beard and seconded Guy Groves, to approve petitions and orders to add 25.183 acres of land at 500 South Street, Vidor, Texas, to the District as requested by Lakewood Partners, Ltd.; and, Lot 14 and the South ½ of Lot 15 of Block 2 of Brookhollow Subdivision at 4510 Glenbrook as requested by James H. and Sharon M. Morrison. Motion carried

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

Opposed: None

- 18. 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

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Robert Viator, President

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Tim Beard, Secretary