



## Meeting Minutes

June 18, 2012– 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  
Frank Inzer ..... Director

Orange County Water Control Staff Present:

Darlene Jackson ..... General Manager  
David LeJune ..... Operations Manager  
Karen Sampson ..... Office Manager  
Chris Serres ..... Financial Director  
Donna Myers ..... Admin Asst/Inventory Clerk  
Leisa Hester ..... Customer Service Clerk  
Peggy Jackson ..... TCEQ/Admin Assistant

Others present: Larry Hunter, Provost Umphrey Law Firm; Toby Davis, Phillip Hotzen, Jeff Leavins and Norman Blackman, Carroll & Blackman Consulting Engineers, Inc.; Calvin Prosen, Arceneaux & Gates Consulting Engineers, Inc.; George Garza, Vidor Vidorian; Tommy Jackson.

*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 with a quorum present.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Billy Perkins offered the invocation and Percy Foreman led the pledges.

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**CITIZEN COMMENTS**

1. Consideration of approval/amendments to the minutes of the May 14, 2012 regular meeting.  
Motion by Billy Perkins and seconded by Tim Beard, to approve the minutes of the May 14, 2012 regular meeting, as presented. Motion carried.  
For: Billy Perkins, Tim Beard, Percy Foreman, Frank Inzer and Robert Viator.  
Opposed: None
2. Consideration of District Manager's monthly status and financial report.  
Darlene Jackson and David LeJune updated the Board on the Wexford Park sewer collapse. Mr. LeJune informed the Board that approximately 800' of old concrete pipe has collapsed. Currently the District has pump trucks collecting the sewer and transporting it to the manhole adjacent to Oaklane sewer treatment plant. The sewer lines in Wexford Park are part of the Sewer Bond Issue passed in 2007, the District is hopeful that money spent to contract repairing the sewer collapse may be reimbursed. On the agenda tonight, is an item considering the repairs an emergency situation.  
Chris Serres presented the financial reports for the month of May. The bank accounts are healthy and the District's budget is holding well, revenues being more than expenditures.  
David LeJune reported on the field and LPSS calls for the month of May.  
Motion by Billy Perkins and seconded by Frank Inzer to approve the District Manager's monthly status and financial report, as presented. Motion carried.  
For: Billy Perkins, Frank Inzer, Tim Beard, Percy Foreman, and Robert Viator.  
Opposed: None
3. Consideration of payment of the District's monthly bills.  
Motion by Tim Beard and seconded by Billy Perkins to approve the District's bills, as presented. Motion carried.  
For: Tim Beard, Billy Perkins, Frank Inzer, Percy Foreman, and Robert Viator.  
Opposed: None
4. Consideration of Carroll & Blackman, Inc.'s monthly status report concerning ongoing District projects.  
Phillip Hotzen presented the Carroll & Blackman, Inc.'s monthly status report. Mr. Hotzen presented the Board with several pictures showing the progress on construction of the Sewer Treatment Plant.

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

For: Percy Foreman, Tim Beard, Billy Perkins, Frank Inzer, and Robert Viator.

Opposed: None

5. Consideration of approval of Carroll and Blackman, Inc., monthly invoices for District projects as listed:

Invoice #19196 for Wastewater Treatment Plant in the amount of \$13,542.00; Invoice # 19197 for Cloverleaf & Tiger Lake Lift Station/Force Main, in the amount of \$5,000.00; Invoice #19198 for Sanitary sewer collection system rehabilitation, in the amount of \$36,940.00; Invoice #19200 for Well #4 repair, in the amount of \$5,591.50; Invoice #19199, for Emergency Point Repair-Alamo Street, in the amount of \$555.00; for a total of \$61,628.50.

Motion by Percy Foreman and seconded by Frank Inzer to approve the Carroll and Blackman, Inc., monthly invoices for District projects as listed:

Invoice #19196 for Wastewater Treatment Plant in the amount of \$13,542.00; Invoice # 19197 for Cloverleaf & Tiger Lake Lift Station/Force Main, in the amount of \$5,000.00; Invoice #19198 for Sanitary sewer collection system rehabilitation, in the amount of \$36,940.00; Invoice #19200 for Well #4 repair, in the amount of \$5,591.50; Invoice #19199, for Emergency Point Repair-Alamo Street, in the amount of \$555.00; for a total of \$61,628.50, as presented.

Motion carried.

For: Percy Foreman, Frank Inzer, Tim Beard, Billy Perkins, and Robert Viator.

Opposed: None

6. Consideration of request for payment on Estimate #19 from Allco, Ltd., in the amount of \$154,780.81, for Construction Contract TWDB No. 72129-SRF-3358-02 – Waste Water Treatment Plant.

Motion by Billy Perkins and seconded by Frank Inzer to approve the payment on Estimate #19 from Allco, Ltd., in the amount of \$154,780.81, for Construction Contract TWDB No. 72129-SRF-3358-02 – Waste Water Treatment Plant, as presented. Motion carried.

For: Billy Perkins, Frank Inzer, Tim Beard, Percy Foreman, and Robert Viator.

Opposed: None

7. Consideration of approval of bid for Water Well Site #4-Ground Storage Tank Rehabilitation Project.

Motion by Billy Perkins and seconded by Percy Foreman to approve the bid for Water Well Site #4-Ground Storage Tank Rehabilitation Project, in the amount of \$263,383.99 from Placo, LTD, as presented. Motion carried.

For: Billy Perkins, Percy Foreman, Frank Inzer, Tim Beard, and Robert Viator.

Opposed: None

8. Consideration of Arceneaux & Gates Consulting Engineers, Inc. monthly status Report on water well project  
Calvin Prosen presented Arceneaux & Gates Consulting Engineers, Inc. monthly status Report on water well project. Mr. Prosen reported that the plans have been submitted to TCEQ, we are awaiting their approval. Mr. Prosen reports that the District's crew is almost complete in marking the existing lines on Hwy 12 and FM 1132 for the line extensions. There is a lengthy discussion of the clearing of the Water Well #7 site, regarding where the fault lies, as to the over clearing of underbrush and trees.  
Motion by Percy Foreman and seconded by Tim Beard to approve the Arceneaux & Gates Consulting Engineers, Inc. monthly status Report on water well project, as presented. Motion carried.  
For: Percy Foreman, Tim Beard, Billy Perkins, Frank Inzer, and Robert Viator.  
Opposed: None
9. Consideration of awarding bid on Water Line Extensions on FM 1132 and Hwy 105.  
Motion by Tim Beard and Frank Inzer to approve, Placo, LTD's (Placo), bid of \$998,453.61 for the Water Line Extensions on FM 1132 and Hwy 105. This approval is contingent on TCEQ approval to release escrow funds. Mr. Prosen stated the Placo would be available, to begin the project, as soon as funds are released. Motion carried.  
For: Tim Beard, Frank Inzer, Billy Perkins, Percy Foreman, and Robert Viator.  
Opposed: None
10. Consideration of Dedication Deed from Auburn Square, LTD.  
Motion by Billy Perkins and seconded by Frank Inzer to approve the Dedication Deed from Auburn Square, LTD, as presented. Motion carried.  
For: Billy Perkins, Frank Inzer, Percy Foreman, Tim Beard, and Robert Viator.  
Opposed: None
11. Consideration of Easement Encroachment Agreement with Kinder Morgan Texas Pipeline LLC.  
Motion by Tim Beard and seconded by Frank Inzer to approve the Easement Encroachment Agreement with Kinder Morgan Texas Pipeline LLC., as presented. Although the District will incur costs of approximately \$49,964.00, Larry Hunter and Toby Davis recommended this as opposed to possibly incurring greater costs to reconfigure the project. Motion carried.  
For: Tim Beard, Frank Inzer, Billy Perkins, Percy Foreman, and Robert Viator.  
Opposed: None
12. Consideration of Initial Offer to acquire easements with Crosstex NGL Pipeline L.P. ("Crosstex"), from Orange County Water Control & Improvement District No. 1.  
Motion by Billy Perkins and seconded by Tim Beard to table this item, upon recommendation of legal counsel, Larry Hunter. Motion carried.

For: Billy Perkins, Tim Beard, Percy Foreman, Frank Inzer and Robert Viator.  
Opposed: None

13. Consideration of ratification of finding that the Wexford Park sanitary sewer main emergency pipe bursting project to correct caved-in sanitary sewer main lines off Belfast Way running west between Wexford Drive and Dublin Drive, and between Wexford Drive and Dublin Drive on the south end of the subdivision, and a section running north along Wexford Drive, constitutes an emergency condition that may create a serious health hazard or unreasonable economic loss to the District that requires immediate corrective action; and, that the extent of the repair work cannot readily be ascertained, and the nature of the repair work does not readily lend itself to competitive bidding; and, authorizing the solicitation of written competitive bids on uniform written specifications from at least three bidders for such emergency repair work.

Motion by Billy Perkins and seconded by Frank Inzer, to approve the ratification of finding that the Wexford Park sanitary sewer main emergency pipe bursting project to correct caved-in sanitary sewer main lines off Belfast Way running west between Wexford Drive and Dublin Drive, and between Wexford Drive and Dublin Drive on the south end of the subdivision, and a section running north along Wexford Drive, constitutes an emergency condition that may create a serious health hazard or unreasonable economic loss to the District that requires immediate corrective action; and, that the extent of the repair work cannot readily be ascertained, and the nature of the repair work does not readily lend itself to competitive bidding; and, authorizing the solicitation of written competitive bids on uniform written specifications from at least three bidders for such emergency repair work, as presented. Motion carried.

For: Billy Perkins, Frank Inzer, Percy Foreman, Tim Beard, and Robert Viator.  
Opposed: None

14. EXECUTIVE SESSION: Deliberation concerning the employment and duties of the District Manager, as provided under Section 551.074 of the Texas Government Code.

Motion by Tim Beard and seconded by Percy Foreman to adjourn into executive session. Motion carried.

For: Tim Beard, Percy Foreman, Billy Perkins, Frank Inzer, and Robert Viator.  
Opposed: None

Board went into Executive Session at 6:55 p.m.

The Board reconvened at 7:15 p.m. into regular session.

15. Consideration of any action necessary following the deliberation in executive session concerning the selection or search for a successor District Manager. Board President, Robert Viator, announced the Board had accepted the Retirement request of District Manager, Darlene Jackson.

16. Adjournment

Motion by Billy Perkins and Percy Foreman to adjourn the meeting. Motion carried. Meeting adjourned at 8:25 p.m.  
For: Billy Perkins, Percy Foreman, Frank Inzer, Tim Beard, and Robert Viator.  
Opposed: None

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Robert Viator, President

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Tim Beard, Secretary