



Meeting Minutes

November 18, 2013– 5:30 pm

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

Robert ViatorPresident
Billy Perkins Vice-President
Tim Beard-absent Secretary
Percy Foreman Director
Frank Inzer Director

Norman Blackman General Manager
David LeJuneOperations Manager
Karen Sampson-absentOffice Manager
Chris SerresFinancial Director

Others present: Larry Hunter, Provost Umphrey Law Firm; Toby Davis and Jeff Scogin, Carroll & Blackman Consulting Engineers, Inc.; Calvin Prosen, Arceneaux & Gates Consulting Engineers, Inc, Mike Kunst, City of Vidor, Gerald Wright and Steve Hartt, T. Johnson, Industries, 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

Announce the presence of a Quorum.

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

INVOCATION & PLEDGE OF ALLEGIANCE

Mr. Perkins offered the invocation and Mr. Inzer led the pledges.

MEETING AGENDA

1. Citizen comments.
There were none present.
2. Consideration of Carroll & Blackman, Inc.'s Monthly Status Report concerning ongoing District projects.
Mr. Viator read the agenda item.

Mr. Davis presented progress pictures regarding Contract A. These pictures illustrate the demolition of the original treatment plant. Mr. Scogin reported on Projects B & C. He presented progress pictures of the lift stations at Cloverleaf, Tigerlake and Lower Lift, and maps illustrating the Force main progress. Mr. Perkins questioned Mr. Scogin regarding the delays on the IH 10 bore. TXDOT is not going to approve a permit until they are assured that the traffic control required will be met by the contractors. The contractors will have to re-submit the permits and that will require more work involved in the bore. Mr. Perkins voiced his displeasure that Carroll & Blackman had ignored his requests to have the bores completed more timely. He pointed out with the delays and increasing costs were not in the District's best interest. Mr. Blackman informed the Board that there was an agenda item addressing the costs associated with the new TXDOT permit. The Board will address this issue later in the meeting. Mr. Scogin reported on Project C, the Sewer Rehab project. The contractors have laid new sewer lines and have installed asphalt patching on some of the streets that have been completed.

The engineers completed their presentation and Mr. Viator asked for a motion.

A motion was made by Mr. Foreman and seconded by Mr. Inzer to approve Carroll & Blackman, Inc.'s Monthly Status Report concerning ongoing District projects, as presented. All voted aye.

See Attachment.

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

Invoice #20329 for Contract A – Wastewater Treatment Plant in the amount of \$4,514.00; Invoice #20330 for Contract B – Cloverleaf and Tiger Lake Lift Station/Force Main in the amount of \$10,685.00; Invoice #20331 – Contract C – Sanitary Sewer Collection System Rehabilitation in the amount of \$25,227.00 for a Grand Total of **\$40,426.00**.

Mr. Viator read the agenda item.

Mr. Blackman recommended paying the invoices.

Mr. Viator asked for questions. The Board had no questions, he then asked for a motion

A motion was made by Mr. Inzer and seconded by Mr. Foreman to approve payment of Carroll & Blackman, Inc. monthly invoices, in the amount of \$40,426.00, as presented. All voted aye.

See Attachment.

4. Consideration and possible action on request for payment on Estimate 36 from Allco, Ltd., in the amount of **\$124,899.44** for Construction Contract TWDB No. 72129-SRF-3358-02 – Contract A Wastewater Treatment Plant.

Mr. Viator read the agenda item.

Mr. Davis presented this invoice. Mr. Blackman recommended payment.

Mr. Viator asked for questions. The Board had no questions, he then asked for a motion

A motion was made by Mr. Perkins and seconded by Mr. Foreman to approve payment on Estimate 36 from Allco, Ltd., in the amount of **\$124,899.44** for Construction Contract TWDB No. 72129-SRF-3358-02 – Contract A Wastewater Treatment Plant, as presented. All voted aye. See attachment.

5. Consideration of request for payment on Estimate #13 from Allco, Ltd. in the amount of **\$150,559.34** for Construction Contract TWDB No. 72129-SRF-3358-02 – Contract B - Cloverleaf & Tiger Lake Lift Stations and Force Mains.

Mr. Viator read the agenda item. Mr. Scogin presented this invoice, and recommended payment of invoice.

Mr. Viator asked for questions. The Board had no questions, he then asked for a motion.

A motion was made by Mr. Foreman and seconded by Mr. Inzer to approve payment on Estimate #13 from Allco, Ltd. in the amount of **\$150,559.34** for Construction Contract TWDB No. 72129-SRF-3358-02 – Contract B - Cloverleaf & Tiger Lake Lift Stations and Force Mains, as presented. All voted aye. See attachment.

6. Consideration and possible action regarding proposed Change Order No. 5 for Construction Contract TWDB No. 72129-SRF-3358-02 – Contract B – Cloverleaf & Tiger Lake Lift Stations and Force Mains in the approximate amount of **\$26,620.00** for traffic control and safety measures associated with the new TxDOT permitting for the boring of I-10 from North Dewitt Street to Slaughter Street.

Mr. Viator read the agenda item.

Mr. Blackman presented the new requirements TXDOT has attached to the new permit. TXDOT is requiring more traffic control, and more barricading.

Mr. Viator asked for questions. The Board had no questions, he then asked for a motion.

A motion was made by Mr. Foreman and seconded by Mr. Inzer to approve Change Order No. 5 for Construction Contract TWDB No. 72129-SRF-3358-02 – Contract B – Cloverleaf & Tiger Lake Lift Stations and Force Mains in the approximate amount of **\$26,620.00** for traffic control and safety measures associated with the new TxDOT permitting for the boring of I-10 from North Dewitt Street to Slaughter Street, as presented. All voted aye. See attachment.

7. Consideration of request for payment on Estimate #2 from T Construction, LLC in the amount of **\$638,594.72** for Construction Contract TWDB No. 72129-SRF-3358-02 – Contract C – Sanitary Sewer Rehabilitation Project.

Mr. Viator read the agenda item. Mr. Scogin presented this invoice.

Mr. Viator asked for questions. The Board had no questions, he then asked for a motion

A motion was made by Mr. Perkins and seconded by Mr. Inzer to approve payment on Estimate #2 from T Construction, LLC in the amount of **\$638,594.72** for Construction Contract TWDB No. 72129-SRF-3358-02 – Contract C – Sanitary Sewer Rehabilitation Project, as presented. All voted aye. See attachment.

8. Consideration and possible action regarding a change order to Construction Contract TWDB No. 72129-SRF-3358-03 – Contract C – Sanitary Sewer Rehabilitation Project in the amount **of \$4,088.75** to delete the pavement surface patching of East Bolivar Street from Wilson to Denver Street and to consider using the funds saved to assist the City of Vidor in the complete resurfacing of East Bolivar Street from Wilson to Denver Streets.

Mr. Viator read the agenda item, and advised the Board this change order was no longer necessary.

A motion was made by Mr. Foreman and seconded by Mr. Inzer to table this agenda item. All voted aye. See attachment.

9. Consideration of Arceneaux & Gates Consulting Engineers, Inc. Monthly Status Report on Water Well, Elevated Tank, and Transmission Lines Projects.

Mr. Viator read the agenda item. Mr. Prosen presented this report.

Mr. Viator asked for questions. The Board had no questions, he then asked for a motion

A motion was made by Mr. Perkins and seconded by Mr. Inzer to approve Arceneaux & Gates Consulting Engineers, Inc. Monthly Status Report on Water Well, Elevated Tank, and Transmission Lines Projects, as presented. All voted aye. See attachment.

10. Consideration and possible action of Arceneaux & Gates Consulting Engineers, Inc. monthly invoices: Invoice #14102 in the amount of **\$7,140.00** for Water Well #7 Project.

Mr. Viator read the agenda item. Mr. Blackman recommended payment of the invoice.

Mr. Viator asked for a motion.

A motion was made by Mr. Perkins and seconded by Mr. Inzer to approve Arceneaux & Gates Consulting Engineers, Inc. monthly invoices: Invoice #14102 in the amount of **\$7,140.00** for Water Well #7 Project, as presented. All voted aye. See attachment.

11. Consideration and possible action on request for payment of Estimate #7 for Contract No. 2 - Water Well #7 in the amount of **\$261,565.43** to T. Johnson Industries, Inc.

Mr. Viator read the agenda item. Mr. Prosen presented this invoice.

Mr. Viator asked for questions. The Board had no questions, he then asked for a motion

A motion was made by Mr. Foreman and seconded by Mr. Inzer to approve payment of Estimate #7 for Contract No. 2 - Water Well #7 in the amount of **\$261,565.43** to T. Johnson Industries, Inc., as presented. All voted aye. See attachment.

12. Consideration and possible action on request for payment of Estimate #2 for Contract No. 5 – Water Line Extension (FM 1132/Hwy12) in the amount of **\$58,232.62** to McInnis Construction.

Mr. Viator read the agenda item. Mr. Prosen and Mr. Blackman recommended payment of invoice.

Mr. Viator asked for a motion.

A motion was made by Mr. Inzer and seconded by Mr. Foreman to approve payment of Estimate #2 for Contract No. 5 – Water Line Extension (FM 1132/Hwy12) in the amount of **\$58,232.62** to McInnis Construction, as presented. All voted aye. See attachment.

13. Consideration of approval/amendments to the minutes of the October 21, 2013 regular meeting.

Mr. Viator read the agenda item.

Mr. Viator asked for a motion.

A motion was made by Mr. Perkins and seconded by Mr. Inzer to approve the minutes of the October 21, 2013 regular meeting. All voted aye. See attachment.

14. Consideration of General Manager's monthly status and financial report.

Mr. Viator read the agenda item.

Mr. Blackman informed the Board that several years back the developers of Lakeside Estates had approached the Board with the plans and specs for this sub-division. It was the understanding of the developers that Orange County Water Control & Improvement District No 1 would assume ownership of the water and sewer facilities in Lakewood Estates, upon the Board's approval of the plans. The District and the developers did not follow through with the legal steps to make this happen. Ms. Serres clarified that all the owners in Lakewood Estates are on the tax roll, they have all petitioned their property into the District. Mr. Blackman informed the Board that this will be an item on a later agenda.

Mr. Blackman gave kudos to David LeJune for his work on Water Well #5 over the past weekend. Mr. LeJune called Layne of Texas and they promptly responded to our emergency. The Board also praised Mr. LeJune for his knowledge and commitment, past and current, in water well emergencies.

Ms. Serres presented the financial reports.

Mr. LeJune presented the field reports.

Mr. Viator asked for any further questions. The Board had no more questions, he then asked for a motion.

A motion was made by Mr. Foreman and seconded by Mr. Inzer to approve the General Manager's monthly status and financial report, as presented. All voted aye. See attachment.

15. Consideration of payment of the District's monthly bills.

Mr. Viator read the agenda item

A motion was made by Mr. Perkins and seconded by Mr. Foreman to approve payment of the District's monthly bills, as presented. All voted aye. See attachment.

16. Consideration of employee medical and dental insurance.

Mr. Viator read the agenda item

Mr. Blackman presented this item.

A motion was made by Mr. Inzer and seconded by Mr. Foreman to approve employee medical and dental insurance stay with Humana. The plan recommended by the Insurance committee is Humana 1000 (-5%) w/SB80, in the amount of \$474.86 per employee, per month. All voted aye. See attachment.

17. Consideration of approval of petition and order to add land to the Water District from Carl Nolan Smith, III and wife, Lisa Renee Smith, concerning house and lot at 365 Hickory Lane, Vidor, Texas.

Mr. Viator read the agenda item.

Mr. Hunter presented this item, and recommended approval.

Mr. Viator asked for questions.

A motion was made by Mr. Inzer and seconded by Mr. Perkins to approve petition and order to add land to the Water District from Carl Nolan Smith, III and wife, Lisa Renee Smith, concerning house and lot at 365 Hickory Lane, Vidor, Texas, as presented. All voted aye. See attachment.

18. Consideration of approval to continue the current level of participation with the Texas County and District Retirement System (TCDRS) at Employee Deposit Rate of 7% and District Matching Rate of 110% of employees' contribution.

Mr. Viator read the agenda item.

Mr. Viator asked for a motion.

A motion was made by Mr. Inzer and seconded by Mr. Perkins to approve continuing the current level of participation with the Texas County and District Retirement System (TCDRS) at Employee Deposit Rate of 7% and District Matching Rate of 110% of employees' contribution, as presented. All voted aye. See attachment.

19. Consideration of and possible action regarding approval for Orange County Water Control & Improvement District No. 1 to participate with the City of Orange, City of Vidor, and other governmental entities in Orange County, Texas, on an application for infrastructure improvements funds that may become available relating to the BP oil spill and clean-up, including participation in the professional consultant costs and expenses necessary for such application.

Mr. Viator read the agenda item. The Board discussed and had the input from Vidor City Manager Mike Kunst.

Mr. Viator then asked for a motion.

A motion was made by Mr. Foreman and seconded by Mr. Perkins to approve Orange County Water Control & Improvement District No. 1 to participate with the City of Orange, City of Vidor, and other governmental entities in Orange County, Texas, on an application for infrastructure improvements funds that may become available relating to the BP oil spill and clean-up, including participation in the professional consultant costs and expenses necessary for such application, contingent on the City of Vidor Council approval. All voted aye.

20. Adjournment.

A motion was made by Mr. Perkins and seconded by Mr. Inzer to adjourn the meeting. All voted aye.

Meeting adjourned at 8:30 P.M.



Robert Viator, President



Billy Perkins, Vice President