



AGENDA

**MEETING OF THE BOARD OF DIRECTORS
Of
JEFFERSON COUNTY DRAINAGE DISTRICT NO. 6**

Will Be Held At

9:00 A.M.

June 9, 2020

at

6550 Walden Road
Beaumont, Texas 77707

NOTICE: Jefferson County Drainage District No. 6 continues to practice social distancing and in an effort to avert the potential spread of COVID-19, any visitor entering the District's facility will be digitally screened for fever, asked if they have a dry cough or shortness of breath, and will be required to wear a face covering. Anyone with a temperature above 100.4F will not be allowed to enter the District's facility.

- A. Meeting called to order.
- B. Call Roll.
- C. Pledge of Allegiance.
- D. Invocation.
- E. Workshop Session.
 - 1. Easements, street abandonments, and plat reviews.
 - 2. General discussion and reports on various drainage plans and projects.
- F. Public Comments.

Public Comments (3 minutes each) – An opportunity for the public to address the Jefferson County Drainage District No. 6 Board of Directors on agenda items or concerns not on the agenda – those wishing to speak must complete the blue comment card, present the comment card to the District's Administrative Assistant prior to the beginning of the meeting, and observe a three-minute time limit. Members of the public who utilize a translator to address the Board shall be allowed six (6) minutes to address the Board.
- G. Approve the minutes of March 10, 2020 and April 24, 2020.
- H. Business session:
 - 1. Consider a resolution authorizing the payment of routine bills received since March 10, 2020, that were not expressly authorized or denied for payment elsewhere on this agenda.
 - 2. Acknowledge the receipt and filing of Jefferson County Drainage District No. 6's Investment Schedule for March 31, 2020, April 30, 2020, and May 31, 2020, pursuant to Section 2256.023 of the Public Funds Investment Act.

3. Consider a resolution authorizing J. Thad Heartfield of the Heartfield Law Firm to purchase, through negotiation or condemnation, all tracts of land necessary from all landowners of right-of-way needed for drainage improvements on the following drainage projects:
 - Amelia Cutoff Diversion Grant Project
 - McLean Street Outfall Grant Project
4. Due to issues related to wetland determinations, consider a resolution authorizing the execution of "Amendment II to the August 21, 2017 Letter of Agreement" concerning Drainage and Access Easements Along Ditch No. 500-Taylor's Bayou and Ditch No. 503" between Drainage District No. 6 ("DD6") and Cecil Dubois which withdraws Item No. 3 related to the levee on the east side of Ditch 503 and Item No. 4 related to a dirt roadbed on the west side of Ditch 503, and adds Item No. 6 that outlines the work DD6 will perform on the east side of Ditch 503 along the existing levee.
5. Consider a resolution authorizing a "Letter of Agreement" (on file in the District's records) between Drainage District No. 6, Lower Neches Valley Authority, and Brad Lohmann regarding the Hamshire Canal along Hamshire Road, between Brush Island Road and IH-10, granting Drainage District No. 6 permission to excavate open ditches in two locations at Ditch Nos. 709 and 709-A.
6. Consider a resolution authorizing the execution of a "Letter of Agreement" (on file in the District's records) between Drainage District No. 6 ("DD6") and the House of Prayer Missionary Baptist Church ("House of Prayer") wherein the House of Prayer will allow DD6 to use a portion of its property for a laydown yard and parking area during the Elinor Street Relief Project construction and in return, DD6 will pay the House of Prayer a total of \$1,500.00 and return the property to its original state after construction has been completed.
7. Consider a resolution authorizing the execution of a "Letter of Agreement" (on file in the District's records) between Drainage District No. 6 ("DD6") and Matthew and Jessica Richter ("Richters"), wherein the Richters agree to allow DD6 to utilize a portion of their property as a temporary workspace during Ditch No. 100-A improvements and in exchange, DD6 agrees to provide the labor and equipment to remove trees located adjacent to Ditch 100-A (at the Richters' discretion), provide the labor, equipment and materials to level any areas damaged by the debris removal and construction work, and return their property back to its original state.
8. Consider a resolution authorizing the execution of a "Letter of Agreement" (on file in the District's records) between Drainage District No. 6 ("DD6") and Michael Broussard in connection with Ditch Nos. 500-A3, 500-A4, and 500-A4A, wherein DD6 will perform certain work on Mr. Broussard's property in exchange for drainage easement donations along these ditches consisting of the actual width of the ditch top plus 25 feet.
9. Pursuant to a Letter of Agreement with Michael Broussard, consider a resolution accepting a "Drainage Easement" donated by Mr. Broussard consisting of the actual width of Ditch Nos. 500-A3, 500-A4, and 500-A4A, plus 25 feet on each side of the ditch tops that lie on his property.

10. In connection with drainage improvements on Ditch No. 407-G, consider a resolution accepting a "Drainage Easement" donated by James Blue Broussard, Jr. consisting of a 30-ft wide strip of land out of the J.C. Lawhon Survey, Jefferson County, Texas, that runs from a private driveway easterly to a tract of land owned by Drainage District No. 6.
11. In connection with drainage improvements on Ditch No. 605-E1, consider a resolution accepting a "Drainage Easement" donated by Raymond K. Jones and wife, Chandra Jones, consisting of a 0.362-acre tract of land out of the James Gerish, Sr. League, Abstract 24, Jefferson County, Texas.
12. Consider a resolution accepting a "Drainage Easement" donated by the Doguet Family, LLC consisting of the actual width of Ditch Nos. 1102, 1102-E, 1102-F, 1103, and 1104, plus 25 feet on each side of the ditch tops that lie on their property.
13. Consider a resolution accepting a "Drainage Easement" donated by the Harold Anderson consisting of the actual width of Ditch No. 805, plus 25 feet on each side of the ditch top that lies on his property.
14. Consider a resolution accepting a "Drainage Easement" donated by Lois N. Pelech consisting of the actual width of Ditch No. 700, plus 25 feet on each side of the ditch top that lies on her property.
15. Consider a resolution accepting a "Drainage Easement" donated by the Raymond L. Audilet and wife, Jo T. Audilet consisting of the actual width of Ditch Nos. 300 and 304, plus 25 feet on each side of the ditch tops that lie on their property.
16. Consider a resolution accepting a "Drainage Easement" donated by the Vernon G. Durden consisting of the actual width of Ditch No. 1206-A, plus 25 feet on each side of the ditch top that lies on his property.
17. Consider a resolution accepting a "Drainage Easement" donated by the Abney & Sons Farm consisting of the actual width of Ditch Nos. 801 and 801-D, plus 25 feet on each side of the ditch tops that lie on their property.
18. Consider a resolution accepting a "Drainage Easement" donated by the Kendall C. Abney, and wife, Carolyn M. Abney, consisting of the actual width of Ditch Nos. 804-B1 and 804-D, plus 25 feet on each side of the ditch tops that lie on their property.
19. Consider a resolution authorizing a "Maintenance Easement and Agreement" received from Charles A. Howell, Jr., individually, as Independent Executor of the Estate of Virginia Collier Howell, Deceased in connection with Drainage Improvements on Ditch 400.
20. In connection with the Daisy Drive Outfall ditch, consider a resolution ratifying the acceptance a "Drainage Easement" received from Malcolm Xavier Saliens consisting of a 0.028-acre tract of land out of the H. Williams League-Abstract 56, (Westgate Addition) Beaumont, Jefferson County, Texas, and payment to Mr. Saliens in the amount of \$1,000.00 for this easement.

21. In connection with the Daisy Drive Outfall ditch, consider a resolution ratifying the acceptance a "Drainage Easement" received from Luis Galaviz consisting of a 0.027-acre tract of land out of the H. Williams League-Abstract 56, (Westgate Addition) Beaumont, Jefferson County, Texas, and payment to Mr. Galaviz in the amount of \$1,000.00 for this easement.
22. In connection with drainage improvements on Ditch No. 101-XA5, consider a resolution ratifying the acceptance of a "General Warranty Deed" received from Jeffrey Karl Norwood and wife, Mary Denise Norwood conveying to a 0.179-acre tract of land located in the J.J. Gilliland Survey, Abstract 453, Jefferson County, Texas, to Drainage District No. 6, and payment to Cardinal Financial Company Limited Partnership in the amount of \$4,200.00 for this conveyance.
23. In connection with the Fleetwood Detention Basin Project, consider a resolution ratifying the acceptance of a "General Warranty Deed" received from Gulf Coast Developers, LLC, consisting of a 4.1016-acre tract situated in the J.W. Bullock League, Abstract No. 7, Jefferson County, Texas, and ratifying payment in the amount of \$150,000.00 to Gulf Coast Developers, LLC for this conveyance.
24. In connection with the Bayou Din/Kidd Gully Detention Basin Project (Ditch No. 406), consider a resolution ratifying the acceptance of a "General Warranty Deed" received from George F. Mitchell, Jr., consisting of a 653.836-acre tract situated in the B.B.B. & C. RR. Co. Survey, Section 264, Abstract 81; the B.B.B. & C. RR. Co. Survey Section 118, Abstract 82; and the T. & N.O. RR. Co. Survey, Section 25, Abstract 43, Jefferson County, Texas, and ratifying payment in the amount of \$1,500,000.00 for this conveyance.
25. In connection with Ditch No. 511, consider a resolution ratifying the execution of the "First Amendment to Right-of-Way Easement" between Third Texas Resource, LLC and Drainage District No. 6, consisting of a 60-ft drainage easement granted to Drainage District No. 6 on November 15, 1962 (Instrument No. 635353, Vol 1338, Pg. 48 of the Jefferson County, Texas public records), amending Paragraph (b) of the Easement to read as follows:

“(b) District has the right and privilege of depositing all or any part of the spoils of excavations only within the Easement Area, leaving drainage openings through the same and granting to District the right and authority to go upon the Easement Area and use the same for the purposes aforesaid, and to excavate canals, ditches and laterals thereon for the purposes of construction ways for the flow of waters, and giving District the right and privilege to improve maintain and operate the same or permitted by law, and giving unto District the right and privilege of cleaning out and deepening any existing ditches or water flows within the Easement Area. The Easement also includes the right of District to restrict placement of obstructions, trim, cut, fell and remove therefrom all trees, underbrush, obstructions and other vegetation, structures or obstacles and the right to remove dirt at any time and for any purpose within the limits of Easement, except to the extent that any such dirt removal would interfere with the flow of water from the Property of Grantor into the drainage ditch. District agrees to cooperate with Grantor for the elevation of the drainage openings to allow water to flow from the property of Grantor into the drainage ditch.”

26. In connection with Ditch No. 511-A, consider a resolution ratifying the execution of the "First Amendment to Right-of-Way Easement" between Third Texas Resource, LLC and Drainage District No. 6, consisting of a 30-ft drainage easement granted to Drainage District No. 6 on November 15, 1962 (Instrument No. 778108, Vol 1601, Pg. 74 of the Jefferson County, Texas public records), amending Paragraph (b) of the Easement to read as follows:
- “(b) District has the right and privilege of depositing all or any part of the spoils of excavations only within the Easement Area, leaving drainage openings through the same and granting to District the right and authority to go upon the Easement Area and use the same for the purposes aforesaid, and to excavate canals, ditches and laterals thereon for the purposes of construction ways for the flow of waters, and giving District the right and privilege to improve maintain and operate the same or permitted by law, and giving unto District the right and privilege of cleaning out and deepening any existing ditches or water flows within the Easement Area. The Easement also includes the right of District to restrict placement of obstructions, trim, cut, fell and remove therefrom all trees, underbrush, obstructions and other vegetation, structures or obstacles and the right to remove dirt at any time and for any purpose within the limits of Easement, except to the extent that any such dirt removal would interfere with the flow of water from the Property of Grantor into the drainage ditch. District agrees to cooperate with Grantor for the elevation of the drainage openings to allow water to flow from the property of Grantor into the drainage ditch.”
27. Consider a resolution authorizing a "Partial Release of Easement" on Ditch No. 104 consisting of a 0.1128-acre portion of the May 3, 2007, 6.407-acre Drainage Easement received from Lamar University and also authorizing a "Notice of Encroachment" to Lamar University granting Lamar University permission to construct and utilize a driveway, parking area, landscaping, and associated appurtenances on a 0.1549-acre portion of the May 3, 2007 Drainage Easement.
28. Consider a resolution authorizing the execution of a "Temporary Work Agreement" between Drainage District No. 6 ("District") and Entergy of Texas ("Entergy") granting Entergy's contractor, ABC Professional Tree Service, permission to utilize the District's right-of-way on Ditch Nos. 122 and 122-A, for the purpose of trimming trees.
29. Consider a resolution ratifying the approval of Amendment 1 to Term Contract with Coburn Supply for HDPE Pipe (IFB 15-013/KJS), which incorporates the Federal FEMA grant language in the contract so the material can be used in Drainage District No. 6's grant purchases.
30. Consider a resolution approving specifications for proposals for Staffing Services for Temporary Labor (RFP 20-012/KJS) for Drainage District No. 6, and also authorizing the advertising and an administrative proposal opening for same.
31. Consider a resolution ratifying the renewal of the Term Contract for Motor Fuel for Jefferson County Drainage District No. 6 (IFB 16-006/KJS) for a fourth, 1-year option with Tri-Con, Inc. and Spidle & Spidle Inc. from May 20, 2020 to May 19, 2021, with no changes in pricing.

32. Consider a resolution ratifying the renewal of the term contracts awarded to Jefferson Electric Co., Inc. and Newtron Electrical Services for Repair Services & Installation of Electrical Services for Jefferson County Drainage District No. 6 (IFB-17-002/KJS), for a third, 1-year option from May 21, 2020 to May 20, 2021, with no changes in pricing.
33. In connection with the Term Contract for Grass and Cover Seed for Jefferson County Drainage District No. 6 scheduled to expire on May 7, 2020 (IFB 15-006/KJS), consider a resolution confirming receipt of an extension of the current contract pricing until a new contract is awarded.
34. Consider a resolution approving bid specifications for the "Term Contract for Grass and Cover Seed for Jefferson County Drainage District No. 6 (IFB 20-/KJS)," and also authorizing the advertising and an administrative bid opening for same.
35. In connection with the May 8, 2019 to May 7, 2020 Term Contract for Herbicides for Jefferson County Drainage District No. 6 (IFB 15-007/KJS), consider a resolution ratifying the acceptance of extensions of the current contract prices from Red River Specialties, Inc., Helena AGRI-Enterprises, LLC, and Nutrien Ag Solutions, Inc., until new contracts are awarded.
36. Consider a resolution approving bid specifications for the Term Contract for Herbicides for Jefferson County Drainage District No. 6 (IFB 20-008/KJS), and authorizing the advertising and administrative bid opening for same.
37. Consider a resolution ratifying specifications, advertising and an administrative proposal opening for proposals to provide "Aerial Services for Herbicide Applications (RFP 20-002/KJS)" to Jefferson County Drainage District No. 6; and also acknowledging receipt of the three proposals list below distributed to the District's evaluation committee for review and recommendations.

Callaway Land Management
M&M Air Service and B&S Air, Inc.
Industrial Helicopters
38. Consider a resolution ratifying specifications, advertising, an administrative bid opening, and bid award to Newtron Electrical Services, the lowest and best bidder, in the amount of \$50,900.00, for (IFB 20-006/KJS) Electrical Services for a New Parking Lot located at the District's facility; and authorizing the execution of a Construction Agreement between Owner and Contractor for same.
39. Consider a resolution ratifying specifications, advertising, an administrative bid opening, and award to Excavation & Construction with Base Bid and Alternates in the amount of \$570,520.06, the lowest and best bidder meeting the District's specifications for the Construction of a New Concrete Parking Lot (IFB 20-006/KJS); and also authorizing the execution of an Offer to Contract for same.
40. Consider a resolution ratifying specifications, advertising, an administrative bid opening, and award to Texas Materials Group d/b/a Gulf Coast in the amount of \$999,855.80, the lowest and best bidder meeting the District's specifications for Breakwater Rock for White's Ranch and Needmore Outfalls at G.I.W.W. (IFB 20-011/KJS); and also authorizing the execution of an Offer to Contract for same.

41. In connection with bids opened during an administrative bid opening held on May 21, 2020, consider a resolution ratifying a bid award to Hobas USA in the amount of \$140,700.00, the lowest and best bidder meeting the District's specifications for Fiberglass Reinforced Polymer Mortar Pipe (FRPM) (IFB 20-001/KJS); and also authorizing the execution of an Offer to Contract for same.
42. Consider a resolution ratifying specifications, advertising and an administrative proposal opening for Grant Administration and Management Services for Community Development Block Grant-Mitigation (RFP 20-003/KJS, and acknowledging receipt of the ten proposals listed below for distribution to the District's evaluation committee for review and recommendations.

Ardura Group, Inc.
CSA
David Waxman, LLC
KSBR
Public Management
Pro-Source
Tetra Tech
Tidal Basin
Traylor & Associates
Witt O'Brien's, LLC

43. Consider a resolution authorizing the sale at public auction of the following old and/or worn-out surplus equipment, with the proceeds from the sale to be deposited into the Maintenance and Operating Fund:

Unit No. 5350
Unit No. 5401
Unit No. 2380 – McCormick Tractor
Five GI Trucks originally purchased for parts and engines.
Miscellaneous truck parts and tires.

- I. Board comments, no action items.
- J. Adjournment.

Posted: June 5, 2020

BY: 
Dr. Joseph G. Majdalani, P.E.
General Manager