

AGENDA

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

Will Be Held At

9:00 A.M.

July 11, 2023


at

6550 Walden Road


Beaumont, Texas 77707

- A. Meeting called to order.
- B. Call Roll.
- C. Pledge of Allegiance.
- D. Invocation.
- E. 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 Executive 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.
- F. Workshop Session
 - 1. Easements, street abandonments, and plat reviews.
 - 2. Update and discussion of the Corley Diversion GLO Grant Project.
- G. Approve the minutes of May 9, 2023.
- H. Business session:
 - 1. Consider a resolution authorizing the payment of routine bills received for the months of May and June 2023, 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 Schedules for May 31, 2023 and June 30, 2023, pursuant to Section 2256.023 of the Public Funds Investment Act.
 - 3. Consider a resolution authorizing Drainage District No. 6’s nominee for the Jefferson Central Appraisal District Board of Directors for the 2024-2025 term of office.
 - 4. Consider a resolution approving “Jefferson County Drainage District No. 6’s Electronic Funds Transfer Payment Policy and Procedures” to ensure the proper usage of electronic funds and wire transfers within the District’s accounts payable process, in accordance with Section 49.151 (c) of the Texas Water Code.
 - 5. Consider a resolution authorizing the disbursement of District funds to be transferred by federal reserve wire system or by electronic means for the payment of goods and/or services, pursuant to Section 49.151(c) of the Texas Water Code.

6. Consider a resolution authorizing the execution of an “Engagement Letter” received from FMW, PC, for the preparation of the District’s basic financial statements for the fiscal year ending September 30, 2023.
7. Consider a resolution authorizing the execution of an “Engagement Letter” received from Pollans & Cohen, P.C. for the District’s annual audit for the fiscal year ending September 30, 2023.
8. Consider a resolution approving a “Hay Baling Contract” between Jefferson County Drainage District No. 6 and Morrell Farms, in connection with hay baling activities to be performed at Pond A (Folsom Road) and Upper Pond C (Phelan Blvd.), wherein a minimum of one cutting will be completed by December 31, 2023.
9. In connection with Martin Marietta Materials Inc.’s January 1, 2014 Site Storage Lease of the District’s 3.269-acre tract of land located off Dollinger Road, Beaumont, Texas, consider a resolution authorizing the execution of an “Extension/Renewal Lease Agreement with Martin Marietta Materials, Inc.” for a term of five years at \$2,500/mo., with three 5-year extension options for an additional \$500 per month added to each extension, and with an effective date of August 1, 2023.
10. In connection with the term contract for Motor Fuel for Jefferson County Drainage District No. 6 (IFB 21-015/KJS) awarded on August 10, 2021, consider a resolution authorizing the execution of the second of four, 1-year renewal options with Tri-Con, Inc., Spidle & Spidle, Inc., and Sun Coast Resources, Inc., extending the contract expiration date from August 8, 2023 to August 7, 2024.
11. In connection with the term contract for Electrical Services for Jefferson County Drainage District No. 6 (IFB 21-016/KJS) awarded on July 13, 2021, consider a resolution authorizing the execution of the second of four, 1-year renewal options with Jefferson Electric Co., Inc. and Gulf Coast Electric Co., Inc., extending the contract expiration date from July 11, 2023, to July 10, 2024.
12. In connection with bids received for the Term Contract for Discount Pricing on Fencing Materials for Jefferson County Drainage District No. 6 (IFB 23-006/SC), opened on June 22, 2023, and pursuant to the authority granted to the Interim Chief Operating Officer on May 9, 2023, consider a resolution ratifying awards and the execution of Acceptance of Offers on June 27, 2023 to M&J Fertilizer Company and M&D Supply, in the amounts listed on the Final Tabulation shown below:

<div><div></div><div><div>IFB 23-006/SC Term Contract for Percentage Discount on List Pricing for Fencing Materials</div><div>Bids Opened: June 22, 2023</div><div>Final Tabulation: June 27, 2023</div><div>Date Awarded: June 27, 2023</div><div>Execution of Offer: June 27, 2023</div><div>Two Vendors Awarded</div><div>Final Tabulation: June 27, 2023</div></div></div>			
		<div>M&J Fertilizer Co.</div> <div>P.O. Drawer C</div> <div>Winnie, TX 77665</div> <div>Attn: Toni Spencer</div> <div>409-296-2127</div> <div>mjfert@msn.com</div>	<div>M&D Supply</div> <div>4580 College St.</div> <div>Beaumont, TX 77707</div> <div>Attn: Frank McHaney</div> <div>409-842-2731 x451</div> <div>frank@mdsupply.com</div>
Item	Description		
1	Price List Discounts: Fixed percentage rate of discount you will allow from your price list with the below noted exceptions:	Gates & Panels: 5% Tools & Supplies: 5% Wire & T-Posts: 10% Wood & Lumber: 14%	20%
1.1	Comments:		list price & shelf price are the same
2	Shelf Price Discounts: Fixed percentage rate of discount you will allow from your price list with the below noted exceptions:	No Bid	20%
2.2	Comments:		special orders shipping costs could occur

13. In connection with bids received for the Term Contract for Grass Seed, Cover Seed, Fertilizer, and Hydro-mulch for Jefferson County Drainage District No. 6 (IFB 23-001/SC), opened on June 8, 2023, and pursuant to the authority granted to the Interim Chief Operating Officer on May 9, 2023, consider a resolution ratifying an award and the execution of an Acceptance of Offer on June 8, 2023, to M & J Fertilizer Company in the amounts listed on the Final Tabulation shown below:



Bids Opened: June 8, 2023

Final Tabulation: June 8, 2023

Date Awarded: June 8, 2023

Execution of Offer: June 8, 2023

One Bid Received - One Vendor Awarded

Final Tabulation: June 8, 2023

M & J Fertilizer Company

P.O. Drawer C

Winnie, TX 77665

Attn: Toni Spencer

mjfert@msn.com


Phone: 409-296-2127

(IFB 23-001/SC) Term Contract for Grass Seed and Cover Seed			
Line No.	Description	Unit of Measure	Unit Price
1	Millet Seed- German Foxtail	50 lb Bag	\$ 65.00
2	Millet Seed- Pearl	50 lb Bag	\$ 106.00
3	Millet Seed- Browntop	50 lb Bag	\$ 66.00
4	Bermuda Seed- Texas Tough Plus (see specs for mix)	50 lb Bag	\$ 530.00
5	Bermuda Seed- Common, Coated	50 lb Bag	\$ 305.00
6	Rye Grass Seed- Gulf Annual	50 lb Bag	\$ 47.00
7	Bahia Grass Seed- TifQuick	40 lb Bag	\$ 365.00
8	Johnson Grass Seed	50 lb Bag	n/a
9	Texas Wildflower- Mix	1 lb Bag	\$ 65.00
10	Crimson Clover Seed *pre-inoculated	50 lb Bag	\$ 140.00
11	Crabgrass	50 lb Bag	\$ 385.00
12	Teff Grass *coated	50 lb Bag	\$ 165.00
13	Hydromulch 2000 pro plus wood fiber with Tack	50 lb Bale	\$ 46.00
14	Cellulose Fiber	50 lb Bale	\$ 35.00

Line No.	Description	Unit of Measure	Unit Price
15	50-30-20 *(27-16-11) -bulk - (tons)	Per lb.	\$ 0.40
16	13-13-13 *bagged 50#	Per lb.	\$ 0.68
17	15-15-15	Per lb.	n/a
18	46% Nitrogen *-bulk - (tons+)	Per lb.	\$ 0.38

Line No.	Description	Unit of Measure	Unit Price
19	Service of mixing the seed with the fertilizer	Per Order *Per Ton	\$ 30.00

14. In connection with bids for Directional Boring for Ditch 407 East Clubb Detention Basin for Jefferson County Drainage District No. 6 (IFB 23-007/KJS) opened on May 18, 2023, and pursuant to the authority granted to the Interim Chief Operating Officer on May 9, 2023, consider a resolution ratifying an award and the execution of a contract on May 23, 2023, with 5-T Utilities, Inc. in the amount of \$132,480.00 as shown on the Final Tabulation noted below:



Final Tabulation: May 23, 2023

Bids Opened: May 18, 2023

Final Tabulation: May 23, 2023

Date Awarded: May 23, 2023

(IFB 23-007/KJS) Directional Boring at East Clubb Road Detention Project

MK Constructors

16736 IH 10

Vidor, TX 77662

409-769-0089

carriev@mkconstructors.com

Attn: Carrie Vincent

5-T Utilities, Inc

1302 US Hwy 190

Huntsville, TX 77340

936-438-3210

rrt@5-tutilities.com


Attn: Rodney Twardeski

Item No.	Description	Unit	Quantity	Unit Price	Total Line Price	Unit Price	Total Line Price
1.1	Directional bore under pipeline corridor, 1-20" HDPE SDR 11	LF	320	\$ 431.25	\$ 138,000.00	\$ 401.58	\$ 128,505.60
1.2	Mobilization and Demobilization (Item 500)	LS	1	\$ 9,000.00	\$ 9,000.00	\$ 3,974.40	\$ 3,974.40
				Total Bid Price:	\$ 147,000.00	Total Bid Price:	\$ 132,480.00

Notes

1. Contractor is responsible for contacting pipeline companies for depths.
2. Final length of 20" HDPE SDR 11 will be a minimum of one (1) foot above grade.
3. This is a plan quantity item.

15. In connection with an invitation for bids for the Term Contract for Hazardous Waste Control (IFB 23-009/KJS), opened on June 22, 2023, consider a resolution approving an award and the execution of an Acceptance of Offer with E3 OMI, LLC. in the amounts listed on the Final Tabulation shown below:

IFB 23-009/KJS Term Contract for Hazardous Waste Control			
		Bids Opened: June 22, 2023	E3 OMI, LLC
		Final Tabulation: June 23, 2023	1004 Industrial Park Dr.
		Date Awarded: July 11, 2023	Clinton, MS 39056
		Execution of Offer: June 27, 2023	Phone: 409-983-5646
		One Vendor Awarded	Attn: Curtis Chatelain
		Final Tabulation: June 23, 2023	cchatelain@e3omi.com
Line Item	Item Description	Unit Cost	Unit of Measure
Section I- Equipment Rates			
1	Minimum Charge for vacuum truck *70 barrel capacity	\$ 480.00	each (4 hour minimum)
1.1	Hourly rate per day	\$ 120.00	hour
1.2	Vehicle rate per day	\$ 250.00	day
1.3	Boat rate per day	\$ 1,100.00	day
1.4	Absorbent boom	\$ 3.25	foot
1.5	Floating boom per foot	\$ 1.85	foot
1.6	Absorbent pads per bale	\$ 65.00	bale
1.7	Particulate absorbent matter	\$ 30.00	pound
1.8	Roll-off fees (Per Event) per day	\$ 25.00	20 cubic yards
1.9	Roll-off fees (Per Event)	T&M	40 cubic yards
1.1	Personal protection equipment, Level A	\$ 1,700.00	each
1.11	Personal protection equipment, Level B	\$ 180.00	each
1.12	Personal protection equipment, Level C	\$ 100.00	each
1.13	Personal protection equipment, Level D	\$ 46.00	each
1.14	Ropes, ½"	\$ 107.00	foot 100ft
1.15	Stakes	\$ 15.00	each
1.16	Drum with lid and closure new Steel	\$ 160.00	each
1.17	Drum with lid and closure reconditioned	N/A	each
1.18	Drum with lid and closure recovery Poly	\$ 135.00	each
1.19	Drum with lid and closure salvage	395.00	each
1.2	Drum with lid and closure overpack	\$ 395.00	each
1.21	Spill kit, (to include absorbent pads, absorbent booms (3" x 4'), rubber gloves, and a disposal bag	T&M	each
1.22	Skimmer boat (if required) (indicate hour or day)	\$ 6,750.00	day
Section II- Manpower			
2.1	Supervisor rate per hour	\$ 105.00/142.50	hour ST/OT
2.2	Helper rate per hour	\$ 72.00/108.00	hour ST/OT
Section III- Routine Disposal Fees		Bulk pricing for product min. per load volume will apply.	
3.1	Diesel	0.00	gallon bulk recycling
3.2	Gasoline	\$ 1.00	gallon bulk disposal
3.3	Antifreeze	\$ 0.88	gallon bulk recycling
3.4	Acids and bases	TBD	gallon bulk disposal
3.5	Used Motor Oil	TBD	gallon bulk recycling
3.6	Hydraulic Fluid	TBD	gallon bulk recycling
3.7	Empty drum	\$ 12.50	gallon 55g drum
Section IV- Sampling			
4.1	Supplemental sampling fee	300.00	each 4 hours sampling
4.2	Total Petroleum Hydrocarbon (TPH)	62.50	each
4.3	Toxicity Characteristics Leachate Procedure (TCLP)	56.25	each
4.4	Benzene, Toluene, Ethyl benzene and Xylene (BTEX)	56.25	each
4.5	Reactivity, Corrosivity and Ignitability (RCI)	150.00	each
4.6	Total Organic Halides (TOX)	\$ 200.00	each

16. In connection with a Term Contract for Litter Removal Services for District Rights-of-Way and Other Specified Areas for Jefferson County Drainage District No. 6 (Agreement 23-008/KJS), and pursuant to the authority granted to the Interim Chief Operating Officer on May 9, 2023, consider a resolution ratifying the June 13, 2023 execution of an agreement with WorkQuest and Beaumont Products & Services, Inc., with an effective date of July 1, 2023, at a rate of \$19.50/hour and a not to exceed cost of \$20,000.00/year.
17. In connection with proposals received for the Term Contract for Services of Aerial Herbicide Application for Jefferson County Drainage District No. 6 (RFP 23-005/KJS), opened on May 25, 2023, and pursuant to the authority granted the Interim Chief Operating Officer on May 9, 2023, consider a resolution, made in accordance with the Evaluation Committee's recommendation, ratifying an award and the execution of a contract on July 7, 2023, with Industrial Helicopters, LLC.
18. In connection with the Needmore Diversion Channel/Taylor's Bayou Window Lowering Project, and contingent upon final approval of the agreement by the District's legal counsel and Interim Chief Operating Officer, consider a resolution authorizing the execution of a "Letter of Agreement with M Half Circle Ranch Company" (on file in the District's records) outlining each parties responsibilities associated with this project; and also authorizing payment to M Half Circle Ranch Company in the amount of \$50,000.00 for the placement of excavated material on their property.
19. Contingent upon final approval of the modified easement document by the District's legal counsel and Interim Chief Operating Officer, consider a resolution accepting a "Modification and Addendum to Road Access and Miscellaneous Drainage Easements" from M Half Circle Company, Inc. (originally accepted on May 12, 2009), which modifies language related to the low flow windows, spillways, maintenance of Levi Gully Road, placement of excavated material, and the lowering of the four windows along the Needmore channel; and incorporates language for the removal/relocation of an existing levee along the Needmore channel to the south side of Levi Gully, leaving the existing levee and trees between the four windows.
20. Consider a resolution authorizing the execution of a June 22, 2023 "Letter of Agreement" with First Street Investments in exchange for the conveyance of a 0.585-acre tract of land out of the Frederick Bigner Survey, Abstract 1, Jefferson County, Texas, in connection with drainage improvements on Ditch No. 001-A4 (Judy Lane).
21. Pursuant to a June 22, 2023 Letter of Agreement with First Street Investments, consider a resolution accepting a "General Warranty Deed" donated by First Street Investments conveying to Jefferson County Drainage District No. 6 a 0.585-acre tract of land out of the Frederick Bigner Survey, Abstract 1, Jefferson County, Texas, in connection with drainage improvements on Ditch No. 001-A4 (Judy Lane).
22. In connection with drainage improvements on Ditches 505-G and 505-G1 (Fannett area), consider a resolution accepting a "Drainage Easement" donated by James Blue Broussard, Jr., consisting of the actual width of Ditches 505-G and 505-G1 plus 25 feet on each side of the ditch tops where the ditches lie on his property (Tract 1) and a 30-ft wide strip of land on Ditch 505-G (Tract 2), both being out of the J.C. Lawhon Survey, Abstract 35, Jefferson County, Texas.
23. In connection with drainage improvements on Ditch No. 407 (Fannett area), consider a resolution accepting an "Access Easement" donated by James Blue Broussard, Jr. being 50 feet wide and lying along the south line of his property located in the J.C. Lawhon Survey, Abstract 35, Jefferson County, Texas.
24. In connection with drainage improvements along Ditch 202 (Forest Park Addition), consider a resolution accepting a "Special Warranty Deed" donated by G. Austin Dishman, III for the conveyance of a 2.169-acre tract of land out of the Charles Williams Survey, Abstract 59, Jefferson County, Texas to Jefferson County Drainage District No. 6.

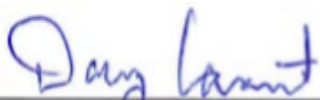
25. In connection with drainage improvements along Ditch 202 (The Crescent Walden Phase II), consider a resolution accepting a "Special Warranty Deed" donated by Jo Anne Gay Dishman and Carol Dishman Buckley, for the conveyance of a 1.158-acre tract of land out of the C. Williams League, Abstract 59, Jefferson County, Texas to Jefferson County Drainage District No. 6.
26. In connection with drainage improvements along Ditch 202-B (Champions Subdivision, Phase II), consider a resolution accepting a "Special Warranty Deed" donated by Jo Anne Gay Dishman and Carol Dishman Buckley, for the conveyance of a 3.731-acre tract of land out of the Charles Williams Survey, Abstract 59, Jefferson County, Texas to Jefferson County Drainage District No. 6.
27. In connection with Ditch 202-C1 (Mayfair Addition), consider a resolution authorizing the execution of a "Special Warranty Deed" donated by Jo Anne Gay Dishman for the conveyance of a 0.970-Acre tract and a 0.698-acre tract out of the C. Williams League, Abstract 59, Jefferson County, Texas to Jefferson County Drainage District No. 6.
28. In connection with Ditch 202-C1 (Mayfair Addition), consider a resolution authorizing the execution of a "Partial Release of Drainage Easement" back to Jo Anne Gay Dishman for a 0.320-acre portion of that certain Drainage Easement described as Tract 512 out of the C. Williams League, Abstract 59, Jefferson County, Texas (Real Prop. Records File 9805506).
29. In connection with Ditch 202 (Lakeside Dr.-LNVA PA Canal), consider a resolution authorizing the execution of a "Partial Release of Right-of-Way Easement" back to Jo Anne Gay Dishman and Carol Dishman Buckley for a 2.233-acre portion of that certain Right-of-Way Easement described as 14.124 acres out of the C. Williams League, Abstract 59, Jefferson County, Texas (Deed Records Vo. 1588, Pg. 85).
30. Ratify the acceptance of a Special Warranty Deed received from PSS Development, LTD in connection with the Amelia Cutoff Project/Ditch 100-E and the payment of \$15,437.35 to PSS Development, LTD, for the conveyance of a 0.810-acre tract of land out of the C. Williams Survey, Abstract 59, Jefferson County, Texas to Jefferson County Drainage District No. 6.
31. Ratify the acceptance of a Special Warranty Deed received from Dowlen Extension, LLC in connection with the Amelia Cutoff Project/Ditch 100-E and the payment of \$50,747.22 to Dowlen Extension, LLC, for the conveyance of a 4.642-acre tract of land out of the C. Williams Survey, Abstract 59, Jefferson County, Texas to Jefferson County Drainage District No. 6.
32. Consider a resolution authorizing the execution of "Storm Drainpipe Tie-In Permit No. 2023-SDP-5" submitted by Five-S Group, requesting permission to install three temporary ditch crossings (each 60 feet long using a single 36-in pipe) on Ditch 560/Knox Gully to provide access for an ongoing construction project; and also approving a permit fee of \$750.00 for same.
33. Consider a resolution authorizing the execution of "Storm Drainpipe Tie-In Permit No. 2023-SDP-6" submitted by Carlton Sharp, requesting permission to tie two 36-in pipes and one 12-in pipe into Ditch 905-A to serve the Faith Community Development Center on Plant Road in Beaumont; and also approving a permit fee of \$250.00 for same.
34. Contingent upon receiving the required insurance documents, consider a resolution authorizing the execution of "Storm Drainpipe Tie-In Permit No. 2023-PL-7" submitted by A. Huston Properties, LLC, requesting permission to tie two 7-ft x 4-ft box culverts into Upper C Detention Pond (Ditch 202-E1) on Phelan Boulevard, which will serve "The Meadows" subdivision in Beaumont; and also approving a permit fee of \$250.00 for same.

35. Consider a resolution authorizing the execution of an "Application and Agreement for Pipeline/Utility Permit No. 2023-PL-6" submitted by Chevron Phillips Chemical Company LP requesting permission to install a single 12-in pipeline carrying ethylene from a facility on Garner Road to a facility in Port Arthur crossing Ditches 100 (Hillebrandt Bayou), 100-7N, 100-H, and approving fees associated with this permit totaling \$16,000.00 as follows: one crossing on Ditch 100 - \$1,000; two open cut crossings on Ditches 100-7N and 100-H - \$10,000; and two temporary bridge crossings on Ditches 100-7N and 100-H - \$5,000; and also authorizing the execution of a Special Provisions Addendum to extend the construction completion date beyond the standard 120 days due to the size and complexity of the project.
36. Consider a resolution authorizing the execution of an "Application and Agreement for Pipeline/Utility Permit No. 2023-PL-7" submitted by CenterPoint Energy Resource Corp. requesting permission to install a single 2-in pipeline carrying natural gas across Ditch 001-A at Garner Road in Beaumont; and also approving the waiver of a fee for this permit since the pipeline will be installed entirely within the City of Beaumont's right-of-way.
37. Consider a resolution authorizing the execution of an "Application and Agreement for Pipeline/Utility Permit No. 2023-PL-8" submitted by CenterPoint Energy Resource Corp. requesting permission to install a single 2-in pipeline carrying natural gas crossing Ditch 001-A at Comstock Road in Beaumont, and also approving the waiver of a fee for this permit since the pipeline will be installed entirely within the City of Beaumont's right-of-way.
38. The President to call for an executive session under Title 5, Subchapter D, of the Government Code, Section 551.074 of the Government Code, the Texas open meetings law, to deliberate on personnel matters.
39. The Board to Reconvene in Open Session.

This Notice of Meeting is given and posted pursuant to the Texas Open Meetings Act, contained in Chapter 551 of the Texas Government Code. Capitalized words and phrases have the meaning given to them in the Act. The Meeting will be held at the Date, Time, and Place stated above. The Board of Directors of the Governmental Body will Deliberate upon the items listed in the Agenda above. Any Agenda item is subject to discussion only, action only, or both discussion and action. All portions of the Meeting shall be Open, unless a Closed Meeting is held when permitted, and in the manner specified, by the Act. If the Act permits all or any portion of the Deliberation of an Agenda item to be Closed, the Governing Body may enter into a Closed Meeting whether or not the Agenda item below states that a Closed Meeting for such item is anticipated. Agenda items are not required to be considered in the same order as listed in the Agenda. Any Agenda item(s) may be tabled for Deliberation at a later Meeting, or removed from the Agenda. Any such tabled or removed Agenda item may be placed on an Agenda for a later Meeting for which Notice has been given and posted pursuant to the Act.

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

Posted on July 7, 2023



Doug S. Canant, Jr., PE, RPLS
Interim Chief Operating Officer