

**MINUTES OF A MEETING OF THE DIRECTORS
OF
JEFFERSON COUNTY DRAINAGE DISTRICT NO. 6
HELD ON**

MAY 9, 2023

A. The meeting was called to order by Joshua W. Allen, Sr., President.

B. The following Directors were present:

Joshua W. Allen, Sr.	President
Charles "Chuck" Guillory	Secretary
Bernie Daleo	Vice President
Anthony "Tony" Malley, III	Director
Charles "Chuck" Kiker, III	Director

Directors: None

Staff present:

Jamar Banks	Safety Coordinator
Doug S Canant, Jr., PE, RPLS	Interim Chief Operating Officer
Steve Hubert	Fleet Superintendent
Jason Jones	Maintenance Coordinator
Paula Karasek	Executive Assistant
Chace Mann	Program and HR Manager
James McDonald	Construction Coordinator
John Murff	Field Operations Manager
Nelson Nixon	Maintenance Specialist
Karen J. Stewart, MBA, CTCD/CTCM	Chief Business Officer
Wallace "Butch" Wilson, PE, CFM	District Engineer

Visitors: None.

C. Mr. Allen led the Pledge of Allegiance.

D. Invocation was given by Mr. Nixon.

E. Public Comments: Any citizens in attendance were given the opportunity to address the Board of Directors on agenda items or concerns not on the agenda. The District retains the public comment cards reflecting individuals who addressed the Board.

There were no public comments.

F. Workshop Session

1. There were no easements, street abandonments, or plat review discussions.
2. There were no discussions and/or reports on various drainage plans and projects.

G. The Minutes of April 11, 2023, were approved on a motion made by Mr. Daleo, seconded by Mr. Malley, with the voting as follows: ayes—all; nays—none.

H. Business session:

1. Consider a resolution authorizing the payment of routine bills received for the month of April 2023, that were not expressly authorized or denied for payment elsewhere on this agenda.

Motion made by: Mr. Malley
Second by: Mr. Guillory
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: AUTHORIZED

2. Acknowledge the receipt and filing of Jefferson County Drainage District No. 6's "Investment Schedule" for April 30, 2023, pursuant to Section 2256.023 of the Public Funds Investment Act.

Motion made by: Mr. Kiker
Second by: Mr. Malley
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: ACKNOWLEDGED

3. Consider a resolution notifying the Jefferson Central Appraisal District of Jefferson County Drainage District No. 6's intent to participate in the Appraisal District's Board of Directors elections for the 2024 - 2025 term of office, pursuant to Section 6.03(c) of the Property Tax Code.

Motion made by: Mr. Malley
Second by: Mr. Guillory
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: NOTIFICATION AUTHORIZED

4. In connection with the two Tax Abatement Agreements on Phases 1-3 of new facilities to be constructed in the Coastal Caverns Reinvestment Zone, which were originally adopted or fully executed by Drainage District No. 6 on March 6, 2018 for Phases 1-2 and on January 25, 2022 for Phase 3, consider a resolution approving an "Amended Tax Abatement Agreement" between Drainage District No. 6 and Energy Transfer Spindletop LLC as the new responsible party following a corporate merger.

Motion made by: Mr. Malley
Second by: Mr. Daleo
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: APPROVED

5. Consider a resolution accepting the City of Beaumont's transfer of a "Drainage Easement" consisting of four parcels out of the Suburban Acres Addition and one parcel out of the W. Dyches Survey, Abstract 17 to Jefferson County Drainage District No. 6 in connection with drainage improvements along Ditch 901-B.

Motion made by: Mr. Daleo
Second by: Mr. Malley
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: ACCEPTED

6. In connection with drainage improvements along Ditch No. 314 (Major Dr. & Hwy-124), consider a resolution accepting a "Drainage Easement" donated by David W. Hearn, III, Donald Frank Hearn, and Daniel Lee Hearn, consisting of the actual width of the aforementioned ditch, including improvements, plus 25 feet on each side of the ditch tops where the ditch lies on their property located in the T. & N.O. RR. Co. Survey, Section 22, Abstract 564 of Jefferson County, Texas

Motion made by: Mr. Kiker

Second by: Mr. Daleo

In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker

Opposed: None

Action: ACCEPTED

7. Consider a resolution authorizing a "Temporary Work Agreement" between Jefferson County Drainage District No. 6 and Terrance Syler, who resides at 6590 Pointe Park Dr., Beaumont, Texas, granting his contractor, Platinum Pools, access to the District's right-of-way on Ditches 123-A1A-XA and 123-A1A (Pointe Parkway and Folsom Dr.) for the installation of an inground pool; and also authorizing a fee associated with this agreement in the amount of \$150.00.

Motion made by: Mr. Guillory

Second by: Mr. Daleo

In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker

Opposed: None

Action: AUTHORIZED

8. Consider a resolution authorizing a "Temporary Work Agreement" between Jefferson County Drainage District No. 6 and Chris and Roszella Offord, who reside at 6125 Carrie Lane, Beaumont, Texas, granting their contractor, Platinum Pools, access to the District's right-of-way on Ditch 1004-B1 (off Hwy-105) for the installation of an inground pool; and also authorizing a fee associated with this agreement in the amount of \$150.00.

Motion made by: Mr. Guillory

Second by: Mr. Daleo

In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker

Opposed: None

Action: AUTHORIZED

9. In connection with the re-bid for the Relocation of Water and Sanitary Sewer Utilities for the McLean Street Project (IFB 22-029/KJS) funded by an FMA grant, and awarded to MK Constructors on January 10, 2023, in the amount of \$396,254.78, consider a resolution approving and authorizing the execution of Change Order No. 1 which 1) increases the amount of excavation and stabilized sand needed for two 60-in manhole installations; 2) decreases the amount of 48-in manholes to be installed; 3) adds a new line item for the installation of two 60-in manholes; and 4) entirely eliminates the "Abandonment of Sewers" line item; for a decrease in the original contracted amount of \$8,990.00, resulting in a new contracted amount of \$387,264.78 and no effect on the period of performance.

Motion made by: Mr. Kiker

Second by: Mr. Guillory

In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker

Opposed: None

Action: APPROVED/AUTHORIZED

10. In connection with an invitation for bids for the Term Contract for Grass Seed, Cover Seed, Fertilizer, and Hydro-mulch (IFB 23-001/SC), consider a resolution granting the Interim Chief Operating Officer the authority to award and execute Acceptance of Offer(s) to bidders representing the best value for the District, with ratification of the award(s) and Acceptance of Offer execution(s) at the meeting following same.

Motion made by: Mr. Daleo
Second by: Mr. Guillory
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: AUTHORITY GRANTED

11. In connection with bids received for the Term Contract for Herbicides for Jefferson County Drainage District No. 6. (IFB 23-002/SC), and in accordance with the authority granted to the Interim Chief Operating Officer on March 14, 2023, consider a resolution ratifying the awards and the execution of the Acceptance of Offers made on April 26, 2023, to all vendors including, Helena Agri-Enterprises, LLC., SiteOne Landscape Supply, Spurgen Aviation, LLC., and Red River Specialties LLC. in the amounts listed on the Final Tabulation attached hereto as Attachment A, with purchases made first by price and then by availability.

Motion made by: Mr. Malley
Second by: Mr. Daleo
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: AUTHORITY GRANTED

12. In connection with responses received for Request for Proposals for the Term Contract for Aerial Herbicide Applications (RFP 23-005/KJS), consider a resolution granting the Interim Chief Operating Officer the authority to award, in accordance with the Evaluation Committee's recommendation, and execute a contract, with ratification of the award and contract's execution at the meeting following same.

Motion made by: Mr. Daleo
Second by: Mr. Kiker
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: AUTHORITY GRANTED

13. In connection with an invitation for bids for the Term Contract for Fencing Materials (IFB 23-006/SC), consider a resolution granting the Interim Chief Operating Officer the authority to award and execute Acceptance of Offer(s) to bidders representing the best value for the District, with ratification of the award(s) and Acceptance of Offer execution(s) at the meeting following same.

Motion made by: Mr. Guillory
Second by: Mr. Malley
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: AUTHORITY GRANTED

14. In connection with an invitation for bids for Directional Boring for Ditch 407-East Clubb Detention Basin (IFB 23-007/KJS), consider a resolution granting the Interim Chief Operating Officer the authority to award and execute a contract to the bidder representing the best value for this project, with ratification of the award and contract execution at the meeting following same.

Motion made by: Mr. Malley
Second by: Mr. Daleo
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: AUTHORITY GRANTED

15. In connection with an agreement with WorkQuest and Beaumont Products & Services, Inc. for Litter Removal Services for District Rights-of-Way and other Specified Areas (Agreement 23-008/KJS), consider a resolution granting the Interim Chief Operating Officer authority to negotiate and execute an Agreement Term Contract for same, with ratification of the executed Agreement Term Contract at the meeting following its execution.

Motion made by: Mr. Guillory
Second by: Mr. Daleo
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: AUTHORITY GRANTED

16. Consider a resolution authorizing the execution of an "Application and Agreement for Pipeline/Utility Permit No. 2023-PL-5" submitted by Chevron Phillips Chemical Company, LP requesting permission to cross Jefferson County Drainage District No. 6 Ditches 101-XA3, 101-XA4, 100, 100-B, 102, 104-A, and 104-E with four natural gas lines; authorizing a fee of \$61,500.00 for this permit (24 crossings totaling \$24,000, 3 open cuts totaling \$15,000, and 9 temp. bridge crossings totaling \$22,500); and also authorizing the execution of a Special Provisions Addendum requested by Chevron Phillips Chemical Company, LP to extend the construction completion date beyond the standard 120 days due to the size and complexity of the project.

Motion made by: Mr. Malley
Second by: Mr. Kiker
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Malley, Mr. Kiker
Opposed: None
Action: AUTHORIZED

- I. Members of the Board welcomed Mr. Nixon back to the workforce.

Mr. Canant advised the Board that the District's permit to lower the windows to ground level at the Needmore Diversion Channel had been received from the Corps of Engineers. However, Mr. Canant stated that there are still some things that have to be worked out regarding the dirt placement site before crews can begin working on the project.

- J. There were no other comments and Mr. Allen called for the adjournment of the meeting.


Secretary/Asst. Secretary