

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

**HELD ON
APRIL 23, 2024**

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
Bernard Daleo, Jr.	Vice President
Charles "Chuck" Kiker III	Director

Directors Absent: Anthony "Tony" Malley III, Director

Staff present:

Doug S Canant, Jr., PE, RPLS, CFM	Chief Operating Officer
Shelby Clodfelter	Buyer/Contract Administrator
Kristin Ferguson, CPA	Chief Financial Officer
J. Thad Heartfield	DD6 Lead Legal Counsel
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
Remington Whitt	Engineering Assistant

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. Mr. Canant briefly discussed the three FEMA grant projects whose applications are on the agenda for ratification; S. Nome Relief Project, E. China Relief Project, and the Ditch 505-Fannett Detention Project. He noted that the District could receive some FIF grant funds that will go toward the local match on these projects.

G. The Minutes of March 12, 2024, were approved on a motion made by Mr. Guillory and seconded by Mr. Daleo, 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 March 2024, that were not expressly authorized or denied for payment elsewhere on this agenda.

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

2. Acknowledge the receipt and filing of Jefferson County Drainage District No. 6's Investment Schedules for February 29 and March 31, 2024, pursuant to Section 2256.023 of the Public Funds Investment Act.

Motion made by: Mr. Guillory
Second by: Mr. Daleo
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, 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 pursuant to Section 6.03(c) of the Property Tax Code.

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

4. In connection with the East China Relief FMA Grant Project, consider a resolution ratifying the April 16, 2024 execution of a contract between Texas Water Development Board and Jefferson County Drainage District No. 6 (TWDB Contract 2000012635), with the federal share of the total project cost (\$2,853,160.00) not to exceed \$2,139,870.00, local share estimated to be \$713,290.00; and a contract effective date of March 22, 2022, project completion date of March 21, 2025, and a contract expiration date of July 19, 2025.

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

5. In connection with the South Nome Relief FMA Grant Project, consider a resolution ratifying the March 13, 2024 execution of a contract between Texas Water Development Board and Jefferson County Drainage District No. 6, (TWDB Contract 2000012627), with the federal share of the total project cost (\$2,286,770.00) not to exceed \$1,715,077.50, local share estimated to be \$571,692.50; and a contract effective date of March 22, 2022, project completion date of March 21, 2025, and a contract expiration date of July 19, 2025.

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

6. In connection with the Ditch 505-Fannett Detention FMA Grant Project, consider a resolution ratifying the March 8, 2024 execution of a contract between Texas Water Development Board and Jefferson County Drainage District No. 6 (TWDB Contract 2000012633), with the federal share of the total project cost (\$13,517,678.00) not to exceed \$10,138,258.50, local share estimated to be \$3,379,419.50; and a contract effective date of March 22, 2022, project completion date of March 21, 2025, and a contract expiration date of July 19, 2025.

Motion made by: Mr. Guillory
Second by: Mr. Daleo
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo
Opposed: Mr. Kiker
Action: RATIFIED

7. Consider a resolution giving the District's Chief Operating Officer and Legal Counsel the authority to purchase, through negotiation or condemnation, property necessary for the following grant projects: East China Relief Project, South Nome Relief Project, and the Ditch 505-Fannett Detention Project.

Motion made by: Mr. Daleo
Second by: Mr. Guillory
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo
Opposed: Kiker
Action: AUTHORITY GRANTED

8. Consider a resolution authorizing an amendment to the FY2024 Budget transferring \$702,000.00 from the Fund Balance to the following budget categories:

Revenues:

Interest	\$ 550,000
Miscellaneous	\$ 425,000
Grants	\$ 1,380,000

Expenditures:

Salaries and Wages	\$ (110,000)
Fringe Benefits	\$ (358,000)
Materials and Supplies	\$ (160,000)
Miscellaneous Services	\$ (130,000)
Capital Outlay	\$ (290,000)
Drainage Improvement Projects	\$ (914,000)
Grant Projects	<u>\$(1,095,000)</u>

Total Budget Amendment	<u><u>\$ (702,000)</u></u>
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Motion made by: Mr. Guillory
Second by: Mr. Daleo
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Kiker
Opposed: None
Action: AUTHORIZED

9. Consider a resolution rescinding the action taken by the Board of Directors on June 21, 2022 (Resolution 2022-125), being the conveyance of a Pipeline Easement to Chevron Phillips Chemical Company on Ditch 100; and also authorizing a refund of fees paid by Chevron Phillips Chemical Company associated with this easement transaction totaling \$231,472.00.

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

10. In connection with the Corley Diversion Project, and contingent upon receiving the required documentation, consider a resolution accepting a "General Warranty Deed" received from Barry Gordon Bishop consisting of Lot 4, Block 4 of the Fourth Street Acres Addition, Beaumont, Jefferson County, Texas; and authorizing payment to Mr. Bishop of \$67,277.60, which is the appraised value of \$67,500.00, less the estimated property taxes owed for the first four months of 2024.

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

11. In connection with drainage improvements on Ditch 300 (Industrial Rd. & Hwy-124), consider a resolution accepting a "Drainage Easement" donated by Bishop 1, LLC, consisting of a 0.280-acre tract out of the T. & N.O. RR. Co. Survey, A-569, Section 22, Jefferson County, Texas.

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

12. In connection with drainage improvements on Ditch 110-F, consider a resolution accepting a "Drainage Easement" received from Christine Jeneice Barnes and Michael Ovea Diaz Barnes, consisting of a 10-ft wide tract that lies along the south line of Lot 9, Block 1 of the Amended Final Plat of Emersen Enclave; and also authorizing payment to the Barnes of \$2,000.00 for same.

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

13. 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 two cuttings will be completed by December 31, 2024.

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

14. Consider a resolution approving “Amendment 1” to Public Management’s Professional Services Contract for Grant Application and Administration Services for Community Development Block Grant-Mitigation Funds (PROF 22-019/KJS), to include \$50,000.00 for environmental services, bringing the contract total from \$1,851,695.00 to \$1,901,695.00.
Motion made by: Mr. Daleo
Second by: Mr. Kiker
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Kiker
Opposed: None
Action: APPROVED

15. Consider and approve “Amendment 1” to Schaumburg & Polk, Inc. Professional Services Contract for Professional Engineering Services for Community Development Block Grant Mitigation Funds (PROF 22-023/KJS), to include Geotechnical Services for the Corley Street Diversion Project in an amount not to exceed \$100,000.00, bringing the contract total from \$2,394,000.00 to \$2,494,000.00.
Motion made by: Mr. Guillory
Second by: Mr. Kiker
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Kiker
Opposed: None
Action: APPROVED

16. Consider a resolution authorizing the execution of an “Application and Agreement for Pipeline/Utility Permit No. 2024-PL-2” submitted by ExxonMobil Pipeline Company LLC, requesting permission to perform maintenance on three of their lines located on Ditch 200 (Walden Rd.-behind Gulf Coast Fabricators), and approving a maintenance fee of \$500.00 for same.
Motion made by: Mr. Guillory
Second by: Mr. Kiker
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Kiker
Opposed: None
Action: AUTHORIZED/APPROVED

17. Consider a resolution authorizing the execution of an “Application and Agreement for Pipeline/Utility Permit No. 2024-PL-3” submitted by ExxonMobil Pipeline Company LLC, requesting permission to perform maintenance on eight of their lines located on Ditch 106 (W. Pt. Arthur Rd./Industrial Scaffolding), and approving a maintenance fee of \$500.00 for same.
Motion made by: Mr. Kiker
Second by: Mr. Daleo
In favor: Mr. Allen, Mr. Guillory, Mr. Daleo, Mr. Kiker
Opposed: None
Action: AUTHORIZED/APPROVED


18. Consider a resolution authorizing the execution of an “Application and Agreement for Pipeline/Utility Permit No. 2024-PL-4” submitted by the City of Beaumont requesting permission to install a 12-in potable water line on Ditch 100 (Belvedere at Gladys) and Ditch 119 (Edson at Gladys), and also approving the waiver of fees related to this permit according to the October 12, 2021, Interlocal Agreement between the Drainage District No. 6 and the City of Beaumont.

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

- I. Board and Staff Comments, no action items.

Mr. Kiker noted for the Board and Staff that the Matthews Company was very pleased with the District’s work in connection with the Memorandum of Understanding providing for the permanent placement of excavated material from the North Green Acres Detention Project on their property.

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



Secretary/Asst. Secretary