

**MINUTES OF VIDEOCONFERENCE MEETING NO. 2360  
COMMISSIONERS OF  
JEFFERSON COUNTY DRAINAGE DISTRICT NO. 7**

Place: 4749 Twin City Highway, Suite 300  
Port Arthur, Texas

Date: November 16, 2021

Present: Commissioners  
Richard Beaumont  
Lester Champagne  
Albert Moses, Jr.  
James Gamble, Sr.  
Matthew Vincent  
Phil Kelley, Manager

Visitors: Brady Girouard, DD7  
Garrett Boudoin, DD7  
Dean Depew, DD7  
Kim Carroll, Texan Engineering & Consulting, LLC (Via Zoom)

The meeting was called to order at 2:00 p.m. by Chairman Beaumont after ascertaining that the Notice of Meeting had been posted in accordance with the law. Commissioner Moses gave the invocation.

Minutes of Meeting No. 2359

The Minutes of Meeting No. 2359 was approved as read.

Consider Resolution Authorizing Interlocal Agreement with the County of Jefferson, Texas

Resolution No. 481 authorizing Interlocal Agreement with the County of Jefferson, Texas was presented for approval. Mr. Phil Kelley stated the County has been approved by the General Land Office (GLO) for a Disaster Recovery (DR) allocation in the amount of \$1,219,000 from a Community Block Development Grant ("CBDG). The County has decided to use the funds for a project at the District's Pump

Station No. 7 entitled Crane Bayou Pump Station Generators Project. The County and the District will utilize the \$1,219,000 to improve drainage structures at the Crane Bayou Pump Station by upgrading the facility's stand-by generators, along with the associated electrical apparatus and building structure. The County will administer the CDBG-DR allocation of funds, and the District will reimburse the County for any additional costs over the budget categories. The County will procure the construction, engineering, environmental and grant administration in accordance with the CDBG-DR grant, and the District will coordinate with the county and provide access to the Project site. The District will maintain the assets provided by the Project after completion. Commissioner Moses moved to approve entry into the Interlocal Agreement with the County of Jefferson, Texas, and to authorize the District's Chairman of the Board to execute the Interlocal Agreement on behalf of the District. Commissioner Champagne seconded the motion. The motion carried. A copy of Resolution No. 481 is attached hereto and made a part of these minutes.

Sabine Pass to Galveston Bay Project Summary

Mr. Brady Girouard gave a brief update on the Sabine Pass to Galveston Bay Project Summary (SP2GB). Contract 1 is still underway, with good progress being made and is still expected to be completed by the end of next month. There will be a meeting next month to determine the alignments for Contract 2. The District has performed some Geotech work-in-kind and is anticipating doing the survey work once a few items are worked out on the scope of work. Contract 3 has reached 100% design and relocations are underway, including the Valero East West Pipe Rack that was approved at the last

meeting. Contract 3B has also reached 100% design, and the District is still working on some issues with the Port of Port Arthur. The District is working on relocation efforts on Contract 3A, which are now out of the industrial area and are with city utilities, light poles, sanitary storm sewers, water lines, etc. Contract 4 still does not have a well-defined scope, causing the District staff to not focus a lot of effort on this Contract at this time. Contract 5 has been assigned to the Corps' Memphis District. A meeting was held with this group last week. They have started GeoTech work and are hoping to wrap it up this week. There are meetings scheduled to discuss some alternatives with Contract 5, which includes the tail end of the system out by the airport. There are some alignments that may be expanded, and the term being used is flanking, if a surge comes up the bayou system, it could potentially flank the back side of the system.

Mr. Phil Kelley reported he and Allen Sims were supposed to go to Galveston on Thursday to have the routine Executive Governance Meeting that is held periodically with the Colonel; however, the meeting has been cancelled because the Colonel will be out of town. The meeting will be rescheduled.

Commissioner Champagne stated he had a question regarding the flanking Mr. Girouard talked about on Contract 5. Since there is a possibility, the District will build a pump station in the future on Rodair Gully, is it being considered to stay on the west side of West Port Arthur Road to extend further that way than going back around and closing it in? Mr. Girouard stated this is being discussed. One potential alignment before West Port Arthur Road, is to head north and west crossing Rodair and end up on Knauth Road near the federal prison complex. Looking at some basic data, more

protection could be afforded with the alignment. The Corps will weigh the costs, but if the levee is raised in the current alignment area, then West Port Arthur Road will have to be raised, something will have to be done with the railroad track, and there are voluminous pipelines traversing the road that will have to be relocated. Hopefully, this will be enough to be in the District's favor, and if it becomes a part of the project, a Pump Station will be built. Commissioner Moses asked if this would affect the gate structure on Highway 365, and Mr. Kelley stated all the gate structures are going to be rehabilitated and raised. The District is also working with TXDOT because of the plan to raise the bridge at Rodair Gully and this will require TXDOT to bring the approach back through the gate structure. The Corps has taken this out of Contract 3A and put it as a separate bid item in anticipation of TXDOT getting ready to build the bridge. Mr. Kelley's hope is that the gate structure will be consumed and go away. The models have been done in two (2) ways, sea level rise in 50 years (Sea Level Change 1) and Sea Level Change 2 in 100 years. All the levee proper is being raised to Sea Level Change 1 and the concrete inverted T Walls will be built where they can come back in 50 years and raise them Sea Level Change 2. All the gate structures will be rehabbed and built to a Sea Level Change 2 elevation (approximately 3 feet) that is out 100 years. Two (2) closure structures located in Valero Refinery that are not used much will be eliminated as a part of Contract 3.

#### Manager's Miscellaneous Reports/Financials

Since the date of the last Commissioner's meeting, the following work has been done:

HFPL Maintenance/Herbicide Crew

Herbicide Application:

- PS. 18 Bar Ditch, Atlantic Main, B4, B4A, B4B, B4C, KCS, KCS Et., Main C (boat)
- A2, A4, A4A, A4B, B2, Honey Ditch, Beauxart Gardens.

Levee:

- Cut and weed eat gate and levee on W. Port Arthur, Rd.

Misc.:

- Cut limbs and trees out of the fence on Hwy. 73
- Dressed up Halbouty Rd.
- Prep for Lat. 4 crossing repair @ Rodair Gully.
- Bladed road @ C7A
- Completed Main C washout repair and road.
- Checked crossings and flap gates.

Contractor:

- GP Evans Contractors: Mowing Areas
- Ducks Dragline Service: Completed Main C Ditch Bank Repair

Construction Notes - Alligator Bayou Pump Station Annex

October 25, 2021 – November 5, 2021

Monday, October 25:

Alligator Project; Allco did work on site today; however, DD7's site representative was off, so a daily report was not generated.

Tuesday, October 26:

Alligator Project; Allco did work on site today; however, DD7's site representative was off, so a daily report was not generated.

Wednesday, October 27:

Alligator Project; Allco did work on site today; however, DD7's site representative was off, so a daily report was not generated.

Thursday, October 28:

Alligator Project; Allco did work on site today; however, DD7's site representative was off, so a daily report was not generated.

Friday, October 29:

Alligator Project; Allco did work on site today; however, DD7's site representative was off, so a daily report was not generated.

Monday, November 1:

Alligator Project; Allco worked on site today. Weather conditions were sunny. The site conditions were dry.

Allco's superintendents (2) on site (Terrell and Joe). No operators/laborers reported.

Allco is getting ready for the divers to come in and cut sheet pile.

Tuesday, November 2:

Alligator Project; Allco worked on site today. Weather conditions were sunny. The site conditions were dry.

Allco superintendents (2) on site (Joe and Terrell). No operators/laborers reported.

Diver Dan on site with (3) personnel reported.

Allco is working with Diver Dan to cut sheet pile off the cofferdam.

Wednesday, November 3:

Alligator Project; Allco worked on site today. Weather conditions were cloudy. The site conditions were dry.

Allco superintendents (2) on site (Joe and Terrell). No operators/laborers reported.

Allco is moving back on the cofferdam with the support beams for equipment. They are also driving sheet pile to keep the supporting soil from moving.

Thursday, November 4:

Alligator Project; Allco worked on site today. Weather conditions were cloudy. The site conditions were dry.

Allco superintendents (2) on site (Joe and Terrell) with (6) operators/laborers reported.

Allco is working on equipment support beams. Once beams were installed, they started digging more dirt out of the cofferdam.

Friday, November 5:

Alligator Project; Allco worked on site today. Weather conditions were sunny. The site conditions were dry.

Allco superintendents (2) on site (Joe and Terrell) with (6) operators/laborers reported.

Allco is excavating dirt out of the middle section of the cofferdam.

Mr. Dean Depew submitted photos of the completion of blasting and recoating of discharge bells at Pump Station No. 7.

Mr. Phil Kelley presented the financial statements prepared by FMW, P.C. for the period ended October 31, 2021, and gave a collateral securities report as of October 31, 2021.

### Permits

Port Arthur Terminals – Proposed Three (3) Additional Pipelines Above Ground Crossings of HFPL Easement. Mr. Garrett Boudoin recommended approval with a \$440.00 permit fee and no bond required. Commissioner Gamble moved to approve Mr. Boudoin's recommendation. Commissioner Vincent seconded the motion. The motion carried.

Mr. Phil Kelley informed the Board that he and the District's attorney Pete Steele has been working with the foreclosure company on the property located at 3033 Oak West in Nederland and a deal has been made. The closing is hoped to be set for next week. The purchase price is \$140,000, which is equal to the highest offer the seller had received. The District did not want to have to condemn the property so \$140,000 was offered and the seller accepted. Commissioner Champagne stated he is glad to see this issue coming to a close and feels the residents of Forest Central will be glad as well. Mr. Kelley stated the District will construct a concrete channel from the street to the District's channel in the back of the property.

Checks & Purchase Orders  
Maintenance Fund

Ck. No. 19285 – Allen Sims

\$150.00 – Advance on Expenses to Attend Election Law Seminar

Ck. No. 19286 – Carole Kidder

\$200.00 – Advance on Expenses to Attend Election Law Seminar

Ck. No. 19287 – Cureton & Son

\$238.00 - Rental of 17" Floor Sander

Ck. No. 19288 – Diane Smith

\$450.00 – Advance on Expenses to Attend Election Law Seminar

Ck. No. 19289 – Duck's Dragline Service, Inc.

\$11,250.00 – Rental LS250X3 Trackhoe 10/26-11/9/21, LS250X4 Trackhoe  
11/4-11/10/21 and LS250X4 Trackhoe 11/1-11/3/21

Ck. No. 19290 –FILMR, LLC

\$108.00 – Social Media Posts

Ck. No. 19291 – Funchess, Mills & White & Co., P.C.

\$2,300.00 – Accounting Services

Ck. No. 19292 – GP Evans Contractors

\$26,820.00 - Mowing Levee

Ck. No. 19293 – Groves Equipment Rental Co., Inc.

\$5,100.00 – Rental 9 Ton Carrydeck 10/24-11/23/21 and  
Rental 15 Ton Crane 10/17-11/16/21

Ck. No. 19294 – Kyla Dean

\$250.00 – Advance on Expenses to Attend Election Law Seminar

Ck. No. 19295 – Lawco Construction

\$680.00 – Repair Washout Spots on District Easement

Ck. No. 19296 – LJA Engineering, Inc.

\$24,109.04 – Stormwater Management Plan, Data System and  
GIS Project 2021, Halbouty Detention Pond HMGP Project and  
Develop Data Collective System



Ck. No. 19297 – LJA Environmental Services LLC  
\$12,985.00 – A3A, Groves and Halbouty Detention HMGP Projects

Ck. No. 19298 – National Networks  
\$3,703.74 – Computer Services December 2021

Ck. No. 19299 – Nerbert Frelow  
\$2,640.00 – Dump Truck Rental 11/1-11/10/21

Ck. No. 19300 -Port Arthur Newsmedia, LLC  
\$267.88 – Advertisement for Grant Application and Management

Ck. No. 19301 – Ron Lewis & Associates  
\$3,500.00 – Legislative Consulting Fees

Ck. No. 19302 – Ronnie Hollier  
\$350.00 – Advance on Expenses to Attend Election Law Seminar

Ck. No. 19303 – Sigma Engineers, Inc.  
\$13,993.60 – New Admin Building Design 2021

Ck. No. 19304 - Sprint Waste Services, LP  
\$2,571.00 – Removal of Waste from Pump Stations October 2021 (3)

Ck. No. 19305 – Texan Engineering & Consulting, LLC  
\$14,220.00 – HMGP Projects, Reviews/Permits, General Services

Ck. No. 19306 – Tolunay-Wong Engineers, Inc.  
\$1,325.00 – Sabine to Galveston Work-in-Kind Contract 3

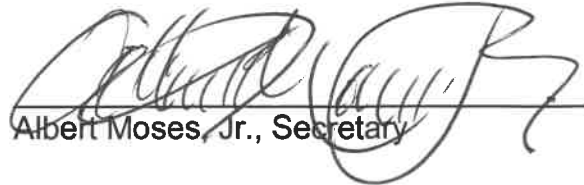
Ck. No. 19307 – TWCA Risk Management Fund  
\$31,000.00 – Policy Change Commercial Property

Ck. No. 19308 - Waukesha-Pearce Industries, Inc.  
\$3,686.00 - Rental of Bomag Compactor 10/22-11/8/21

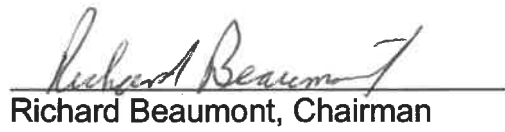
Commissioner Vincent moved that the checks from the Maintenance Fund be approved for payment. Commissioner Moses seconded the motion. The motion carried.

Chairman Beaumont asked if there was any other business to come before the Board. There was none.

At 2:21 p.m., Commissioner Moses moved that the meeting be adjourned.  
Commissioner Champagne seconded the motion. The motion carried.



Albert Moses, Jr., Secretary



Richard Beaumont, Chairman

**RESOLUTION NO. 481  
AUTHORIZING INTERLOCAL AGREEMENT WITH THE  
COUNTY OF JEFFERSON, TEXAS**

STATE OF TEXAS	§
	§
COUNTY OF JEFFERSON	§

WHEREAS, Jefferson County Drainage District No. 7 (the "District") desires to enter into an Interlocal Agreement with the County of Jefferson, Texas (the "County") to improve the drainage structures at the Crane Bayou Pump Station; and

WHEREAS, the County has been approved by the Texas General Land Office (GLO) for a Disaster Recovery (DR) allocation from a Community Development Block Grant (CDBG) in the amount of \$1,219,000 for a project "Crane Bayou Pump Station Generators" (Project); and

WHEREAS, the County and the District desire to utilize the \$1,219,000 to improve the drainage structures at the Crane Bayou Pump Station by upgrading the facility's stand-by generators, along with associated electrical apparatus and building structure; and

WHEREAS, the County will administer the CDBG-DR allocation of funds, and the District will reimburse the County for any additional costs over the budget categories detailed within the attached Interlocal Agreement; and

WHEREAS, the County will procure the construction, engineering, environmental and grant administration in accordance with the CDBG-DR grant from the GLO for the Project; and

WHEREAS, the District will coordinate with the County and provide access to the Project site; and

WHEREAS, the District will maintain the assets provided by the Project after completion; and

WHEREAS, the District wishes to authorize the District's Chairman of the Board to execute the Interlocal Agreement on behalf of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF JEFFERSON COUNTY DRAINAGE DISTRICT NO. 7:

THAT it is in the best interest of the District to enter into an Interlocal Agreement with the County of Jefferson, Texas pursuant to the terms and agreements set forth in said Interlocal Agreement and to authorize its Chairman of the Board to execute on behalf of the District the attached instrument.

THAT the Chairman be, and hereby is, authorized to take any and all action and is authorized to execute any and all instruments, documents, or filings in connection with the accomplishment of the transactions outlined in this resolution and to certify the adoption of such resolutions to such parties which such Chairman deems necessary or appropriate.

I, Albert Moses, Jr., Secretary of the Board of Commissioners of Jefferson County Drainage District No. 7, do hereby certify that the above is a true and correct copy of a resolution adopted by the Board of Commissioners of Jefferson County Drainage District No. 7, at their meeting No. 2360 held on the 16<sup>th</sup> day of November, 2021, upon motion made by Commissioner           Moses           and seconded by

Commissioner Champagne and adopted unanimously by said Board, a quorum being present.

Given under my hand this 16<sup>th</sup> day of November 2021.



Secretary  
JEFFERSON COUNTY DRAINAGE DISTRICT NO. 7

**INTERLOCAL AGREEMENT**  
**Between**  
**COUNTY OF JEFFERSON**  
**and**  
**JEFFERSON COUNTY DRAINAGE DISTRICT NO. 7**

STATE OF TEXAS           §  
                                          §  
COUNTY OF JEFFERSON   §

This Inter-Governmental Agreement between the County of Jefferson, Texas, whose address is 1149 Pearl Street, Beaumont, Texas 77701 hereinafter referred to as "COUNTY" and Jefferson County Drainage District No. 7, a special district of the State of Texas, whose address is 4401 Ninth Avenue, Port Arthur, Texas 77642 (hereinafter called "DISTRICT") under authority of the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, is as follows:

**WHEREAS**, the COUNTY is approved by the Texas General Land Office (GLO) for a Disaster Recovery (DR) allocation from a Community Development Block Grant (CDBG) in the amount of \$1,219,000 for a project "Crane Bayou Pump Station Generators" (Project) and;

**WHEREAS**, the COUNTY and the DISTRICT desire to utilize the \$1,219,000 to improve the drainage structures at the Crane Bayou Pump Station by upgrading the facility with the project description as described in attachment A and;

**WHEREAS**, the COUNTY and the DISTRICT are desirous of reciting in writing certain duties and obligations between the parties hereto;

**FOR AND IN CONSIDERATION** of the mutual benefits flowing to the COUNTY and the DISTRICT as a result of working together to make improvements to the drainage infrastructure, and in consideration of Ten Dollars (\$10.00) and other good and valuable considerations the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

**WITNESSETH**

1. The COUNTY will administer the CDBG-DR allocation of \$1,219,000 for the Crane Bayou Pump Station Generator project which is budgeted in the following categories:

Construction:	\$1,000,000
Engineering	150,000
Environmental	9,000
Grant Administration	<u>60,000</u>
Total Funding	<u>\$1,219,000</u>

2. The DISTRICT will reimburse the COUNTY for any additional cost over the individual budget categories listed above unless, a reallocation of budgeted funds or additional funding is received from the GLO to reduce any respective budget overages
3. The COUNTY will procure the Construction, Engineering, Environmental and Grant Administration in accordance with the CDBG-DR grant from the GLO for the Project.
4. The DISTRICT will coordinate with the COUNTY and provide access to Project site.
5. The DISTRICT will maintain the assets provided by the Project after completion.
6. The parties further agree, pursuant to Sec. 791.015, Texas Government Code, that any dispute regarding the terms of this agreement will be submitted to an agreed upon mediator for final and binding resolution.

**JEFFERSON COUNTY, TEXAS**

WITNESS OUR HANDS effective this \_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
Jeff Branick  
County Judge  
Jefferson County, Texas

ATTEST \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

**JEFFERSON COUNTY DRAINAGE DISTRICT NO. 7**

WITNESS OUR HANDS effective this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Chairman, Board of Directors  
Jefferson County Drainage District No. 7

ATTEST:

By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_



**Exhibit A**  
**Project Description**

The Project will include the following:

1. Installation of two (2) 80 kW diesel generators with belly tanks.
2. Installation of one new automatic transfer switch and switchgear.
3. Installation of a fuel line from existing vaulted day tanks to a location inside the generator building to allow for manual refilling of the generator belly tanks.
4. Provide foundation design (Plans and Specifications) for the generator building as well as technical specification for new pre-cast concrete building designed for Category 5 hurricane force winds and impact. The new generator building will be a standalone structure and will not interfere with any of the existing features/structures.
5. Provide new feeders and conduit/cabling for the new generator, switchgear and automatic transfer switch.
6. Provide new feeders and conduit/cabling for new building including lighting and ventilation
7. Provide modifications to the existing SCADA system to incorporate new equipment.
8. Provide ventilation and exhaust systems in the generator building.
9. File applications with the state fire marshal for a new building.