



Port O' Connor Improvement District

P.O. Box 375 * Port O' Connor, Texas 77982

Minutes

Thursday, December 15, 2022 1:00 pm

Regular Board Meeting

The Board of Directors of the Port O'Connor Improvement District held a Regular Board Meeting on **Thursday, December 15, 2022 at 1:00 p.m.** at the District Office, 39 Denman Drive, Port O'Connor, Texas.

A. CALL TO ORDER

President Danny McGuire called the meeting to order at 1:00 p.m. and established that a quorum was present and welcomed everyone.

DIRECTORS PRESENT: Danny McGuire, John Childers, Victor Mozisek, Mike Clifton and Nathan O'Neill

DIRECTORS ABSENT: None

ALSO PRESENT: Oscar Pena, Kim Stafford, Matt Froelich (District Engineer), Donald Goldman (District Bookkeeper), Donna Grafe-Tucker (District Counsel), and Phillip Givens (General Manager)

ALSO PRESENT BY PHONE: Whitney Higgins (Special Counsel) and Mike Reeves (Republic Services)

MEMBERS OF THE PUBLIC PRESENT: Joanne Haynes, Bill Moore, Mary McGee, William Yost, James Berger, Lynne Johnson, Teddy Hawes, Anita Thakar Scroggins (VCS), Daryl Stimson (VCS), Leslie Morris, Jana Gregory, Michelle Lippold, Hank Lippold, Todd Tackett, John Reneau, Terri McGrew, Rebecca Brown, Jack Schuhmacher, Troy Wygrys, Troy Beaudry and Xandra Mapp

B. PUBLIC COMMENT WELCOME

Teddy Hawes spoke about the fire department donation.

C. ITEMS FOR CONSIDERATION AND TAKE APPROPRIATE ACTION IF NEEDED:

1. Fire Department Donation

Motion: Mike Clifton

Second: John Childers

To change the fire department donation to an opt in instead of opt out.

Motion Failed: 2-2

2. VCS – Motorola Nitro System – Cell Service

Discussion to form a committee; Nathan O'Neill will chair.

3. Republic Services – Contract Renewal & early extension
Motion: John Childers
Second: Victor Mozisek
To accept the early extension amendment to the contract which will extend the contract with BFI Solid Waste Services of Texas, LP d/b/a Republic Services for waste management/collection and authorize President to execute the amendment upon District Counsel's approval.
Motion Approved: 4-0
4. Undine Water Supply proposal and related matters
Discussion, no action.
5. GBRA Raw Water contract
Discussion, no action.
6. Financial Advisor services agreement
Motion: John Childers
Second: Victor Mozisek
To give a 30-day termination notice to Hilltop Securities Inc and have District Counsel work with Masterson's Advisors on an acceptable agreement for financial advisor services.
Motion Approved: 4-0
7. Investment Report
Discussion, no action.
8. Basic Service Fee on Out of District & Commercial Accounts
Motion: John Childers
Second: Victor Mozisek
To approve billing by meter size only and remove the commercial and residential titles off the rates, charge a basic service fee for every account, and provide waste management and collection service opportunities for every account.
Motion Approved: 4-0
9. Rates & amendment to rate order
Motion: John Childers
Second: Nathan O'Neill
To adopt a bulk rate water charge to be the base rate of \$33.05 plus the applicable tiered water usage per month.
Motion Approved: 4-0
10. Fees and rates for Charitable organizations
Motion: Mike Clifton
Second: John Childers
To approve eligible and qualifying 501(c)(3) charitable organizations to be charged for water and water usage in full, waive all fees and the Basic Service Fee.
Motion Approved: 4-0
11. Review Tax Assessor/Collector Agreement
Table
12. RO System Leases & Options
Discussion; no action.

13. Response to AT&T and Verizon letter to company representatives and elected representative
Motion: Nathan O'Neill
Second: Victor Mozisek
To approve the District's Counsel to draft a letter
Motion Approved: 4-0
14. Force Main and Water Main re-location – Harbor Vista Subdivision
Discussion; no action.
15. One time buy out of employee unused vacation
Motion: Mike Clifton
Second: John Childers
To approve one time buy out of employee unused vacation.
Motion Approved: 4-0
16. Bids for Vacuum Station 1B
Motion: Nathan O'Neill
Second: Mike Clifton
To accept the bid from Reddico Construction Company in the amount of \$2,444,000.00 for Vacuum Station 1B.
Motion Approved: 4-0
17. Bids for Water Wells 3,4,5,6, and 7
Table
18. Public Utility Commission rules regarding extreme weather emergencies, including issuance of one-time notice to customers and adopt Amended Rate Order
Motion: John Childers
Second: Victor Mozisek
To conform with the Public Utility Commission rules regarding extreme weather emergencies, Authorizing the issuance of one-time notice to customers and adopt Amended Rate Order provision.
Motion Approved: 4-0

D. CONSENT AGENDA: *The following items are anticipated to require little or no individualized discussion due to their nature being clerical, ministerial, mundane or routine. In an effort to enhance the efficiency of POCID Board meetings, it is intended that these items will be acted upon by the POCID Board with a single motion because no public hearing or determination is necessary. However, a POCID Board Member or citizen may request separate deliberation for a specific item, in which event those items will be removed from the consent agenda prior to the POCID Board voting on the consent agenda as a collective, singular item. Prior to voting on the consent agenda, the POCID Board may add additional items that are listed elsewhere on the same agenda.*

1. APPROVAL OF MINUTES

A. November 17, 2022 - Regular Board Meeting

2. APPROVAL OF PAYABLES

- A. Port O'Connor Improvement District – Payables
- B. Defined Area – Payables
- C. Change Order No#7 – Extended concrete drive – Lauger Companies, Inc

Motion: John Childers

Second: Nathan O'Neill

To approve all minutes & payables on the consent agenda.

Motion Approved: 4-0

E. Goldman, Hunt & Notz, Donald Goldman

- A. Financial Reports
- B. Prosperity Bank Investment Report
- C. CCAD Ad Valorem Tax Report
- D. Defined Area Financial Report
- E. Due from/Due to Report

F. Report from BGE, Bill Kotlan

Consider & take appropriate action on:

- A. 2018 Bond Projects
- B. 2022 Bond Projects
- C. Air Vacuum St #1B
- D. Air Vacuum St #2B
- E. Bond Issue #3-2022
- F. LaSalle Water Plant Tank Rehab
- G. Undine Agreement

G. Report of General Manager, Phillip Givens

Consider & take appropriate action on:

- A. TCEQ EPP
- B. Cash Flow Forecast
- C. Budget to Actual Review

H. Report of District Manager, Oscar Pena

Consider & take appropriate action on:

- A. District Status
- B. Work in Progress
- C. Water Production Report
- D. Administrative
- E. Purchases

I. ***EXECUTIVE SESSION*******

The Port O'Connor Improvement District may consider in Executive Session any of the identified items posted on the agenda pursuant to the following exceptions:

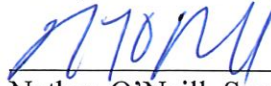
- Texas Government Code Ann. § 551.071: Consultation with Attorney
- Texas Government Code Ann. § 551.072: Real Property
- Texas Government Code Ann. § 551.074: Personnel Matters

The meeting adjourned at 3:23 p.m.

Respectfully submitted,



Danny McGuire, President



Nathan O'Neill, Secretary

Signed this 19th day of January, 2023.

These minutes were approved on January 19, 2023