



Port O' Connor Improvement District

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

Minutes

Thursday, June 15, 2023 1:00 pm

Regular Board Meeting

The Board of Directors of the Port O' Connor Improvement District held a Regular Board Meeting on **Thursday, June 15, 2023 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 and Nathan O'Neill

DIRECTORS ABSENT: Mike Clifton

ALSO PRESENT: Oscar Pena, Robyn Castillo, Donna Grafe-Tucker (District Counsel), Donald Goldman (District Bookkeeper), Bill Kotlan (District Engineer), Eddie Krist and Chase Eastland (District Financial Advisor)

ALSO PRESENT BY PHONE: Whitney Higgins (Special Counsel)

MEMBERS OF THE PUBLIC PRESENT: Anita Thakar Scroggins (VCS) and Brian Tullis (VCS)

B. PUBLIC COMMENT WELCOME

None

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

1. Cellular Information from VCS and any other agreements necessary for a supplemental Communication system.

Motion: Nathan O'Neill

Second: John Childers

To approve contract with NODABL subject to District Counsel's approval.

Motion Approved: 3-0

Motion: Victor Mozisek

Second: John Childers

To authorize payment for NODABL Network for half of the balance in the amount of \$112,085.00

Motion Approved: 3-0

2. CCAD Budget
Discussion, no action.
3. Undine Water Supply Contract
Motion: Victor Mozisek
Second: John Childers
To approve the proposed contract with Undine Water Supply for 18 months subject to legal counsel approval.
Motion Approved: 3-0
4. GBRA Raw Water & Treated Water contracts
Discussion, no action.
5. Series 2023 Unlimited Tax Bonds
Motion: Nathan O'Neill
Second: Victor Mozisek
To approve the Preliminary Official Statement and Official Notice of Sale for the Series 2023 Bonds, subject to final review; appoint The Bank of New York Mellon as the paying agent/registrar for the Series 2023 Bonds; engage Moody's Investors Services to perform a credit rating analysis for the Series 2023 Bonds; and authorize the financial advisor to advertise for the sale of the Series 2023 Bonds for a sale date of June 20, 2023
Motion Approved: 3-0
6. VEC Easement
Discussion, no action.
7. Investment Report
Discussion, no action.
8. Construction Material Testing Proposal for Well Waterlines & RO Discharge
Motion: John Childers
Second: Nathan O'Neill
To approve the Proposal for Well Waterlines & RO Discharge.
Motion Approved: 3-0
9. Construction Material Testing Proposal for Ground Storage Tank
Motion: Victor Mozisek
Second: John Childers
To approve the Proposal for Ground Storage Tank.
Motion Approved: 3-0
10. Contracts for Pest Control
Motion: John Childers
Second: Nathan O'Neill
To terminate contract with Pest Solutions.
Motion Approved: 3-0
11. Yearly Service Payments & Awards
Motion: Nathan O'Neill
Second: John Childers
To approve the proposed new policy for Yearly Service Payments & Awards.
Motion Approved: 3-0

12. Working 24 hours during Emergency employee policy
Discussion, no action.
13. Selection of auditors for the fiscal year end Sept 30, 2023
Motion: John Childers
Second: Victor Mozisek
To retain McCall Gibson Swedlund Barefoot PLLC as the POCID Auditors for fiscal year end Sept 30, 2023 and authorize execution of the engagement letter to hire.
Motion Approved: 3-0
14. Engagement Letter with McCall, Parkhurst & Horton, L.L.P., as Disclosure Counsel.
Motion: Victor Mozisek
Second: Nathan O'Neill
To approve McCall, Parkhurst & Horton, LL's Engagement Letter as Disclosure Counsel and authorize execution of same.
Motion Approved: 3-0
15. Authorize delinquent tax attorney to proceed with collection of delinquent taxes.
Discussion, no action.
16. Award and Bid Tabulation for the Sanctuary Water Plant Rehab
Motion: Victor Mozisek
Second: Nathan O'Neill
To award the contract for the Sanctuary Water Plant Rehab to Viking Painting in the amount of \$327,400.
Motion Approved: 3-0
17. Budget for fiscal year ending Sept 30, 2024
Discussion, no action.

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. May 18, 2023 - Regular Board Meeting

2. APPROVAL OF PAYABLES

- A. Port O'Connor Improvement District – Payables
 - B. Defined Area – Payables
- Motion: John Childers**
Second: Nathan O'Neill
To approve all minutes & payables on the consent agenda.
Motion Approved: 3-0

- 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 2:32 p.m.

Respectfully submitted,



Danny McGuire, President



Nathan O'Neill, Secretary

Signed this 20 day of July, 2023.

These minutes were approved on July 20, 2023