

**MINUTES OF VIDEOCONFERENCE MEETING NO. 2359  
COMMISSIONERS OF  
JEFFERSON COUNTY DRAINAGE DISTRICT NO. 7**

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

Date: November 2, 2021

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

Absent: Albert Moses, Jr.

Visitors: Brady Girouard, DD7  
Garrett Boudoin, 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 Vincent gave the invocation.

Minutes of Meeting No. 2358

The Minutes of Meeting No. 2358 was approved as read.

Mr. Phil Kelley recognized and honored Commissioner James Gamble, Sr. as the newest inductee to the Sports Hall of Fame of the Museum of the Gulf Coast. Everyone stated it was well deserved and congratulated Commissioner Gamble.

Consider Final Payment to Cummins Inc. for Diesel Engines and Reduction Gears for Lakeview and Rodair Pump Stations

A recommendation letter was received from Allen Sims, District Engineer, recommending a final payment to Cummins Inc. for Diesel Engines and Reduction

Gears for Lakeview and Rodair Pump Stations in the amount of Twenty-Two Thousand Seven Hundred Fifty and No/100 (\$22,750.00) Dollars. Mr. Phil Kelley stated the installation of the engines are complete and have been tested. In fact, the engines have already been used to pump storm water. This payment request includes the actual progress and final payment including the retainage. Commissioner Vincent moved to approve the final payment to Cummins Inc. for the Diesel Engines and Reduction Gears for Lakeview and Rodair Pump Stations in the amount of Twenty-Two Thousand Seven Hundred Fifty and No/100 (\$22,750.00) Dollars. Commissioner Gamble seconded the motion. The motion carried.

Resolution Authorizing Agreements in Connection to the Sabine Pass to Galveston Bay Project

Resolution No. 480 Authorizing Agreements in Connection to the Sabine Pass to Galveston Bay Project (the Project) was submitted for consideration. Mr. Phil Kelley stated various agreements have been executed in the past, as part of its project partnership with the U.S. Army Corps of Engineers (the Corps), for costs to perform the tasks associated with acquisition of lands, easements, right-of-ways, relocations and disposal area (LERRDs). He did not bring each to the Board for consideration because the payments are from the money the District received from the General Land Office (GLO). However, as time goes on, there will be more and more agreements to be signed, and Mr. Kelley feels it a good idea to have documentation to authorize him, as General Manager, to sign and enter into agreements with various individuals and industrial entities for the required LERRDs activities in connection to the Project and to

pay the costs associated therewith from funding received from the GLO as long as the funding is available. Mr. Kelley stated he will still seek Board approval on each payment to be made pursuant to the various agreements. Commissioner Champagne moved to approve Resolution No. 480 Authorizing Agreements in Connection to the Sabine Pass to Galveston Bay Project. Commissioner Gamble seconded the motion. The motion carried. A copy of Resolution No. 480 is attached hereto and made a part of these minutes.

Consider Payment to The Premcor Refining Group, Inc. for Pipeline Utility Relocation in Connection to the Sabine Pass to Galveston Bay Project

Mr. Phil Kelley stated as part of Contract 3, the Valero Port Arthur Refinery Berth 3 East/West Pipe Rack Structure must be relocated. The Premcor Refining Group, Inc., d/b/a Valero Port Arthur Refinery ("Valero") has estimated the costs for the engineering and construction work associated with the relocation and is requesting an initial payment of One Million Seven Hundred Twenty-Seven Thousand Eight Hundred Eighty and No/100 (\$1,727,880.00) Dollars. Commissioner Gamble moved to approve the payment to The Premcor Refining Group, Inc. for Pipeline Utility Relocation in connection to the Sabine Pass to Galveston Bay Project in the amount of One Million Seven Hundred Twenty-Seven Thousand Eight Hundred Eighty and No/100 (\$1,727,880.00) Dollars. Commissioner Vincent seconded the motion. The motion carried.

Consider Payment to Chevron Phillips Chemical Company, LP for Removal and Relocation of a Hydrocarbon Vapor Recovery Unit in Connection to the Sabine Pass to Galveston Bay Project

Mr. Phil Kelley stated Chevron Phillips Chemical Company, LP has estimated the total cost for the removal and relocation of a Hydrocarbon Vapor Recovery Unit in connection to the Sabine Pass to Galveston Bay Project to be Four Million Nine Hundred Thousand and No/100 (\$4,900,000.00) Dollars. The District has agreed to pay 100% of the total cost to perform the relocation and should the above referenced estimate not cover all the work, the District will be required to pay the difference. Commissioner Vincent moved to pay Chevron Phillips Chemical Company, LP the amount of Four Million Nine Hundred Thousand and No/100 (\$4,900,000.00) Dollars for the removal and relocation of a Hydrocarbon Vapor Recovery Unit in connection to the Sabine Pass to Galveston Bay Project. Commissioner Champagne seconded the motion. The motion carried.

Mr. Phil Kelley stated the District has received a funds request notice from the Corps for the estimated thirty-five percent (35%) cost share for Fiscal Year 2022 in the amount of Three Million Four Hundred Thousand and No/100 (\$3,400,000.00) Dollars. The District has filed an advance funding request to the GLO for this payment, and once received from the GLO, the District will immediately wire transfer the money to the Corps.

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 and making good progress. A

meeting will be held with the Corps group tomorrow to get a summary on some PL 84-99 work that has been associated with Contract 1 at the Valero Refinery. The right-of-entry issues have been resolved with Union Pacific Railroad in connection to Contract 2, and, therefore, the survey work will start next week. Contract 3 has reached a 100% design, and some issues with the Phase 2 Environmental Study are being worked out. As Mr. Kelley has previously stated, all environmental problems must be resolved. The payment authorized to Valero earlier in the meeting represents the first actual construction of the relocation efforts. Contract 3B has reached 100% design, and the District is about to engage with the Port of Port Arthur on right-of-way acquisitions. The Port of Port Arthur has provided comments and there are issues to work out. Contract 3A is approaching 100% design, and the District has engaged with Arceneaux, Wilson & Cole through Texan Engineering & Consulting for relocation work regarding City utilities. Arceneaux, Wilson & Cole does a lot of utility work for the City of Port Arthur. Contracts 4 and 5 still do not have a defined scope of work.

#### Manager's Miscellaneous Reports

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

#### HFPL Maintenance/Herbicide Crew

##### Herbicide Application:

- Atlantic Main, A3A, A3B, Pear Ridge Main, Williams Ave., Block Bayou, Pure Oil, Vernon Slue, Star Lake Ditch, Pine St. Ditch, Crane Bayou, Crane Bayou Lat. 2, Main C, Main C Loop & Ext., Main B, MUD, B5, B5A, B6, B7, Magnolia, El Vista Outfall, C13, C14.

Levee:

- Closure structure inspection
- Herbicide application to levee surface.

Contractor:

- GP Evans Contractors: Mowing Areas-1, 2 ,3, 5, 6 and 6A
- Ducks Dragline Service: Main C Ditch Bank Repair

Control Center Operation and Pump Station Maintenance Report

Mr. Dean Depew submitted a photograph reflecting a gear back in service at

Pump Station No. 14.

Construction Notes - Alligator Bayou Pump Station Annex

October 11, 2021 – October 22, 2021

Monday, October 11:

Alligator Project; Allco worked on site today. Weather conditions held rain early in the day but cleared in the afternoon. The site conditions were dry.

Allco's superintendent (1) on site (Joe) with (4) operators/laborers reported.

Allco rained out in the morning but returned after lunch and started working on getting the trackhoe support beams over the end of the cofferdam so they can resume removing the dirt inside.

Tuesday, October 12:

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) with (6) operators/laborers reported.

Allco is installing support beams on the top of the cofferdam so equipment can get out onto the dam.

Wednesday, October 13:

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) with (6) operators/laborers reported.

Allco is digging dirt out from the inside of the cofferdam.

Thursday, October 14:

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

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

Allco is working on the cofferdam, removing dirt from the middle of the dam.

Friday, October 15:

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

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

Allco is working on the cofferdam, removing dirt from the middle of the dam.

Monday, October 18:

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) with (6) operators/laborers reported.

Allco is moving supports around on the cofferdam so that the 160-ton crane can sit on top of them to pick up sheet pile once it has been cut.

Tuesday, October 19:

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.

Diver Dan on site with (3) personnel reported.

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

Wednesday, October 20:

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

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

Diver Dan on site with (3) personnel reported.

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

Thursday, October 21:

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.

Diver Dan on site with (3) personnel reported.

Allco is working with Diver Dan to cut sheet pile off the cofferdam so that Allco can move back and start digging out another section of the dam.

Friday, October 22:

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

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

Allco is moving back on the cofferdam and beginning excavating dirt out of the middle of another section of the dam.

Mr. Phil Kelley reported that Allen Sims, Dean Depew, Scott Snyder and Rene Jackson went to Lufkin Gear in Lufkin today. Lufkin Gear is getting ready to reassemble the angle gear for Unit No. 6 for the Alligator Bayou Pump Station Annex, so they wanted to inspect and look over everything before it is reassembled.

Mr. Kim Carroll of Texan Engineering & Consulting congratulated Commissioner Gamble on his Hall of Fame Induction and stated it is a great honor.

#### Permits

Diamond Green Diesel LLC – 16” Pipeline Overhead Crossing of HFPL by Existing Valero Pipe Rack Structure. Mr. Garrett Boudoin recommended approval with a \$550.00 permit fee and no bond required. Commissioner Champagne moved to approve Mr. Boudoin’s recommendation. Commissioner Gamble seconded the motion. The motion carried.

#### Checks & Purchase Orders Maintenance Fund

Ck. No. 19203 – Cummins Sales and Service  
\$22,750.00 – Diesel Engine Replacement

Ck. No. 19204 – Dan Delich Consulting  
\$1,500.00 – Legislative Consulting



Ck. No. 19205 – Dannenbaum Engineering Corp.

\$20,826.57 – Engineering Fees, Sabine Pass to Galveston Bay Project  
and Groves Detention HMGP Project (2)

Ck. No. 19206 – Duck’s Dragline Service, Inc.

\$11,130.00 – Rental LS250X3 10/20-10/25/21, 2 Moves and  
Rental LS250X4 10/15-10/29/21

Ck. No. 19207 – FILMR LLC

\$84.00 – Social Media Posts

Ck. No. 19208 – Function 4 LLC

\$201.68 – Konmin Copier Rental

Ck. No. 19209 – Function 4, LLC

\$303.37 – Copy Overage and Digital Support Service

Ck. No. 19210 – GP Evans Contractors

\$35,250.00 – Levee Mowing

Ck. No. 19211 – Groves Equipment Rental Co., Inc.

\$2,400.00 – Rental 9 Ton Carrydeck

Ck. No. 19212 – James Gamble, Sr.

\$270.00 – Health Insurance Payment

Ck. No. 19213 – KT Trucking & Cattle Co.

\$1,704.00 – Rental of Dump Trucks 10/25/21

Ck. No. 19214 – Lawco Construction

\$9,980.00 – Erosion Repairs/Prevention at Block’s Bayou, Lakes of  
Nederland, RCP Removal and Dress Up Washout Repair on  
Rodair Lateral 5

Ck. No. 19215 – M&S Unlimited Services, LLC

\$250.00 – Rental of Transport Truck 10/21/21

Ck. No. 19216 – Mazzanti & Associates LLC

\$2,500.00 – Legislative Consulting Fees

Ck. No. 19217 – National Tank & Equipment

\$12,621.40 – 2 Rentals of Vac Assist Pump 8/16-9/13/21  
and 9/14-10/11/21 and 2 Credits

Ck. No. 19218 – Nerbert Frelow  
\$1,080.00 – Rental of Dump Truck, 10/19-10/21/21

Ck. No. 19219 – Ray Russo  
\$5,842.98 – Consulting Fees

Ck. No. 19220 – Richard Beaumont  
\$207.58 – Health Insurance Payment

Ck. No. 19221 – Secretary of State  
\$1,375.00 – Registration Fees (5) to Attend Election Law Seminar

Ck. No. 19222 – South East TX Regional Planning Co.  
\$150.00 – 2022 SETRPC Membership Dues

Ck. No. 19223 – Tidal Basin Government Consulting LLC  
\$701.25 – A3A Detention HMGP Project

Ck. No. 19224 – TX Dept. of Agriculture  
\$75.00 – Renewal of Herbicide License Bruce Kirkgard

Ck. No. 19225 – Waukesha-Pearce Industries  
\$20,419.00 – Rental of Bomag Compactor 9/24-10/22/21, Komatsu  
Motor Grader 9/29-10/27/21 and Komatsu Dozer 10/12-11/9/21

Ck. No. 19226 – Web Development Resource Group  
\$1,200.00 – Web Maintenance October 2021 – September 2022

Ck. No. 19227 – Wells Fargo Remittance System  
\$255.00 – Education and Funeral Spray

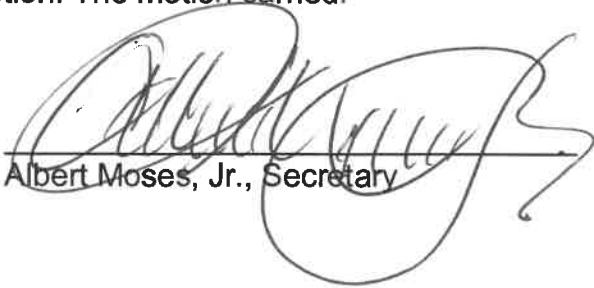
Ck. No. 5016 – Texan Engineering  
\$78,352.31 – PAV-3B Utility Relocations Contract Admin 5%

Ck. No. 5017 – The Premcor Refining Group, Inc.  
\$1,727,880.00 – Sabine Pass to Galveston Bay-Contract 3


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

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

At 2:16 p.m., Commissioner Champagne moved that the meeting be adjourned. Commissioner Vincent seconded the motion. The motion carried.



Albert Moses, Jr., Secretary



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Richard Beaumont, Chairman

**RESOLUTION NO. 480  
AUTHORIZING AGREEMENTS IN CONNECTION  
TO THE SABINE PASS TO GALVESTON BAY PROJECT**

STATE OF TEXAS	§
	§
COUNTY OF JEFFERSON	§

WHEREAS, Jefferson County Drainage District No. 7 (the "District") is currently in project partnership with the U.S. Army Corps of Engineers (the "Corps") regarding the Sabine Pass to Galveston Bay Project (the "Project"); and

WHEREAS, the District is also in a Local Cooperation Agreement with the General Land Office ("GLO") for funding to help meet cost-sharing requirements applicable to the Project; and

WHEREAS, the District has agreed as part of its project partnership with the Corps to perform all acquisitions of lands, easements, right-of-ways, relocations and disposal area ("LERRDs") with various individuals and industrial entities, which requires the District, by and through its General Manager, to sign various agreements ("Agreements"); and

WHEREAS, the District is required to engage with consultants to perform the tasks associated with LERRDs; and

WHEREAS, pursuant the terms and conditions of the Agreements, the District must pay the costs associated with the LERRDs; and

WHEREAS, these payments will be paid from the funding received from the GLO as long as the funding is available, at which time further Board approval will become necessary.

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 authorize its General Manager to sign and enter into Agreements with various individuals and industrial entities for required LERRDs activities in connection to the Project and to pay the costs associated therewith from funding received from the GLO as long as the funding is available, at which time further Board approval will become necessary.

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. 2359 held on the 2<sup>nd</sup> day of November, 2021, upon motion made by Commissioner Champagne and seconded by Commissioner Gamble and adopted unanimously by said Board, a quorum being present.

Given under my hand this 2<sup>nd</sup> day of November 2021.

  
Secretary  
JEFFERSON COUNTY DRAINAGE DISTRICT NO. 7