



Port O' Connor Improvement District

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

Minutes

Thursday, August 17, 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, August 17, 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, Kim Stafford, Misty Richter, Donald Goldman (District Bookkeeper), Bill Kotlan (District Engineer), Mike Burrett (BG&E), Phillip Givens (District General Manager), Julie Peak (District Financial Advisor)

ALSO PRESENT BY PHONE: Donna Grafe-Tucker (District Counsel) and Whitney Higgins (Special Counsel)

MEMBERS OF THE PUBLIC PRESENT: Kaleb Friedel, Eddie Krist (Kirst Engineering), Chip Miles (Kirst Engineering), Troy Edwards and Eric Saeger.

B. PUBLIC COMMENT WELCOME

None

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

1. Budget for fiscal year ending Sept 30, 2024 for the District and Defined Area

Motion: Victor Mozisek

Second: John Childers

To approve the Budget with the recommended changes for fiscal year ending September 30, 2024 for the District and Defined Area.

Motion Approved: 3-0

2. GBRA Raw Water & Treated Water contracts

Motion: Victor Mozisek

Second: John Childers

To authorize District Counsel to negotiate the GBRA Raw Water & Treated Water contracts.

Motion Approved: 3-0

3. VEC Easement
Discussion, no action.
4. Reimburse from the Defined Area to District for funds expended
Motion: Victor Mozisek
Second: John Childers
To approve a reimbursement from the Defined Area account to the District's General Fund of \$10,333 for insurance on the bulkheads.
Motion Approved: 3-0
5. Investment Report
Discussion, no action.
6. Amendment to District Information Form and Notice to Purchasers
Motion: John Childers
Second: Victor Mozisek
To approve the Amendment to District Information Form and Notice to Purchasers for the District and Defined Area #1.
Motion Approved: 3-0
7. Professional Service Agreements
Discussion, no action.
8. 24 Hour Work Policy
Motion: John Childers
Second: Victor Mozisek
To approve the proposed 24-Hour Work Policy.
Motion Approved: 3-0
9. Status updates on Engineering Projects, including the wells, RO system, distribution, and discharge lines and Vacuum stations
Discussion by Friedel Drilling and Lester Construction, no action.
10. Proposed 2023 Tax Rate for POCID & Defined Area #1
Motion: Victor Mozisek
Second: John Childers
To adopt a proposed tax rate of \$.4949 for Port O'Connor Improvement District and \$.05051 for the Defined Area.
Motion Approved: 3-0
11. Set public hearing date for proposed tax rate
Motion: Victor Mozisek
Second: John Childers
To set the public hearing date for September 6, 2023 at 1 pm.
Motion Approved: 3-0
12. Authorize notice of public hearing regarding adoptions of tax rate
Motion: Victor Mozisek
Second: John Childers
To authorize publication of the notice of public hearing regarding proposed tax rate.
Motion Approved: 3-0

13. Update on District's Developed vs Developing Status

Motion: John Childers

Second: Victor Mozisek

To adopt "Developing Status" status for the District.

Motion Approved: 3-0

14. Review, revise and adopt Resolution Establishing the Authorized Depository Institutions and Adopting List of Qualified Broker/Dealers with Whom the District May Engage in Investment Transactions

Motion: John Childers

Second: Victor Mozisek

To adopt the proposed list of Authorized Depository Institutions and Qualified Broker/Dealers with the addition of First National Bank of Port Lavaca.

Motion Approved: 3-0

15. Director fees of Office

Motion: Victor Mozisek

Second: John Childers

To approve changing the Directors Fee to \$221 effective as of June 18, 2023 and to authorize back payment of the difference in Director fees.

Motion Approved: 3-0

16. District Newsletter

Discussion, no action.

17. Authorize disbursement of bond proceeds for Series 2023 Unlimited Tax Bonds

Motion: John Childers

Second: Victor Mozisek

To authorize Donald Goldman of Goldman, Hunt & Notz to disperse bond proceeds for Series 2023 Unlimited Tax Bonds.

Motion Approved: 3-0

18. Tik Tok Policy

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. July 20, 2023 - Board Meeting

2. APPROVAL OF PAYABLES

- A. Port O'Connor Improvement District – Payables
- B. Defined Area – Payables
- C. Capital Improvements Projects

Motion: John Childers

Second: Victor Mozisek

To approve all minutes & payables on the consent agenda.

Motion Approved: 3-0

E. Goldman, Hunt & Notz, Donald Goldman

- A. Account Balances
- B. Cadence Investment Fund Statement
- C. Actual vs Budget Monthly Breakdown
- D. Actual vs Budget Comparison
- E. Accountant's Compilation Report
- F. Financial Statements
- G. Cost Comparisons

F. Report from BGE, Bill Kotlan

Consider & take appropriate action on:

- A. 2022 TWDB Projects
- B. Bond Issue No 3 Projects
- C. General Fund Maintenance Projects
- D. Engineering matters, including preparation and approval of plans and specifications, advertisement for bids, bid review, contract award, pay estimates, and change orders,. acceptance of projects, deeds, related environmental proposals, easements, encroachment agreements, right of entry agreements, conflicts waivers, and request for service or utility Commitments.

G. Report of General Manager, Phillip Givens

Consider & take appropriate action on:

- A. TCEQ Superior Public Water System Recognition
- B. TCEQ Consolidation of POCID and LaSalle WCID-1A
- C. Lead/Copper Tule Changes
- D. TCEQ EPP

H. Report of District Manager, Oscar Pena

Consider & take appropriate action on:

- A. District Status
- B. Work in Progress
- C. Water Production Report
- D. Water Quality
- E. Wastewater Treatment
- F. Administrative

The meeting adjourned at 3:28 p.m.

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

Respectfully submitted,



Danny McGuire, President



Nathan O'Neill, Secretary

Signed this _____ day of _____, 2023.

These minutes were approved on September ____, 2023