

## LEROY-TOURS–GERALD WATER SUPPLY CORPORATION BOARD OF DIRECTORS MEETING

April 8, 2021

Don Ramsey called the meeting to order at 7:00 p.m.

Board Members Present: Don Ramsey, Cheryl Helms, John Simcik, Danny Randolph, Gerald Barak, Kurtis Gerath, Carol Baker and Jonathon Davis were in attendance. Roy Davis, Diane Delgado. Barry Hand was not in attendance. Anna Adamek and Kathleen Dow were via Zoom.

HEARING OF MEMBERS'/VISITORS' CONCERNS - 3 MINUTES PER PERSON- Roy Davis and Dennis Debbendener asked to be on the agenda and were turned down. Roy asked Don, "Our Board is in need of much legal reform." What does that mean? Quote from the letter Don wrote, "I have no intention of promoting the cancellation of Waco water contract unless we have values from Brazos water that are sure to be better. Roy contacted Don during the election asking what is your plan quote as close as I can "I am going to cancel everything and start over".

Dennis Debbendener has asked for the proof that additional water is available to LTG Water now. Additional water is needed to meet government regulations for water companies with over 250 meters. If LTG goes with BRA a water treatment plant, property and easements would need to be purchased. What would this additional cost be to the price of BRA water?

CONSIDERATION OF MINUTES OF THE LAST MEETING- Jonathan asked Don Ramsey to submit letter from March meeting. Don Ramsey refused to bring in the letter, per his attorney's instructions on turning them in. Jonathan stated that minutes were not complete. Kurtis made the motion to accept the meeting minutes from March 11, 2021 as written and John Simcik 2nd. Jonathon Davis opposed, all others in favor, motion passes.

DIRECTORS REPORT- The Board went over the report.

FINANCIAL MATTERS- Cheryl Helms went over the financial sheets with the Board. The Account Balance Sheet, Money Market Account, and the Profit and Loss Statement.

- A. Office Credit Card limit of \$1500.00- Cheryl will research credit card for office and look into CD rates.

MANAGER'S REPORT- There were 28 late notices with an outstanding balance of \$17,079.99. There is one account that is for \$7,636.41, a result from the freeze. The member contacted their insurance company to see if they can help. After that, they will be going to FEMA. Leaving the balance at \$9,443.58, not counting the one account. Office is working on reports and information for the CPA. Another payment with AIA Insurance will be going out in April, this will be last payment for the year. Working on easements needing to go to McLennan County. The extra money for the emergency delivery of fuel was written per last meeting.

FIELD MANAGER REPORT- Whiskey Hollow fence and gate quote from Cardenas Fencing, \$275, McLennan County will put in tinhorn for \$471.86. Need to sign a new easement with property owners. Kurtis made a motion to accept and pay both Cardenas Fencing and McLennan County, Carol 2<sup>nd</sup>, motion

carries. Roy suggested getting RFPS (Requests for Proposals) for all major expenses. 8 meters were replaced since last meeting, 13 meters and 10 shutoff valves need replacement.

- A. Drainage behind office/B. Septic system- Roy cut down the tree behind the office. The stump is too big for Barry to just pull it out. It could interfere with the septic. Board tells Roy to work on a solution of trying to kill off stump.

OPERATIONS REPORT – Roy Davis gave updates on leaks and repairs. Roy went over what Barry Hand had done. Water loss was up 10-15% due to all the leaks some still resulting from the freeze. Release valve froze and cracked, needs to be replaced. Has 10 new work orders.

DUFF ENGINEERS- Amendment form is ready for completion. Jessica with the EPA wrote that LTG was beyond the arsenic deadline and will not allow any further extensions.

#### CONSIDERATION OF NEW BUSINESS-

- A. Jonathon Davis address of letter from Don Ramsey: Work and correspondence must come through the office. TCEQ changed official address to Don Ramsey's home address. Must be the corporate address per Jon and Kathleen. Don Ramsey will correct the address at TCEQ. Jon asked Don for information on additional water sources for LTG, addressed Don going through a lawyer that has not been approved by the board. Jon asked Don about stopping the Engineers from working. Jon discussed the hiring of Roy and that he did recuse himself but did not have to leave the room. Jon asked for a copy of the letter Don received from TCEQ. Per Kathleen, LTG in tremendous jeopardy if we do not keep Waco water.
- B. Fines for people not calling before digging and breaking a main line: Per Kathleen, it is ok to charge a fine of \$100 per inch of diameter of broken pipe. Kurtis motion to accept, John 2<sup>nd</sup>, all in favor. Set the price and put this on the Website and on the back of the bills. Effective June 1<sup>st</sup>.

#### CONSIDERATION OF NEW BUSINESS-

- A. Tony LeNoir resigned.
- B. Damon Willis was nominated to replace as Director. Per Roy, 3 other people wanted to apply. Nominations ceased motion by Kurtis, 2<sup>nd</sup> by Cheryl, all in favor. John motioned to accept Damon, Danny 2<sup>nd</sup>, all in favor. Jonathon was nominated for Vice President, Gerald and John voted in favor. Carol was nominated for Vice President, Danny, Cheryl, Kurtis and Damon voted yes; nomination carried.
- C. Tabor & Tabor Associates: Letter received asking for water. Request turned down. Motion by Jon, 2<sup>nd</sup> by Kurtis. Will write a formal letter to turn down proposal.
- D. Who is authorized to call the lawyer? Secretary and President will talk to the lawyer only. Kurtis motion to accept, Jon 2<sup>nd</sup>, all in favor.  
Streamline meetings- Reports are reviewed before the meeting in place of during the meeting. Directors will ask questions if more discussion is needed.
- E. Discussion about replacing the lawyer. Qualifications, prices and declaration letters were mentioned. Tekell & Tekell as new lawyers was motioned by Kurtis, 2<sup>nd</sup> by Carol. Danny, Cheryl, Kurtis, Damon & Carol voted yes, John, Gerald and Jonathon voted no. Discussion was had about not needing a lawyer at every meeting.

- F. KSA Engineering- Don discussed how he came up with choosing KSA Engineering. Duff Engineering states that the project has changed 5 or 6 times thru the board which is why there has been so many delays. Per Kathleen, LTG will be breaking an order if the directors decide to stop the plan you have already laid out and signed off on. Jon motions for a letter from LTG on letterhead go to the EPA asking that LTG can break the EPA Order, by changing its engineers and changing the engineering project that was approved and almost ready to start. LTG must get an official letter from the EPA with its answer. Don said an engineer must bring this to the EPA to request the change.

All Directors agreed that LTG must have an official letter from the EPA stating that LTG has permission to break the EPA order it is under. From the changing of engineers and by changing the current project outline. This must happen before any changes can be made that could break this EPA order.

Anna will file report tomorrow and will continue business as usual.

Jon motioned to set up a committee. Kurtis 2<sup>nd</sup> the motion. Form a committee to look into new engineers and get qualifications. To present at the next meeting. This will be Don, Damon, Carol and Roy as a member.

#### BOARD MEMBERS' CONCERNS/ADD TO NEXT AGENDA

ADJOURNMENT TIME: 9:45 P.M. Jon made the motion to adjourn. Cheryl seconded the motion. The motion carried unanimously