



BEAR CREEK SUD

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Lavon, Texas 75166

Date: October 18, 2021 **Time:** 6:32PM

MINUTES OF REGULAR BOARD MEETING

Call to order by: President Chris Elder

Directors Present: Chris Elder, Herman Stork, Colby McClendon, Robert Haynes, Deborah Fato

Directors Absent: Leticia Harrison, Leon Marshall

Public Comment: None

Consent Items:

Approval of Minutes of Regular Meeting on September 21, 2021.

Approval of September 2021 Financials.

Approval of September 2021 General Manager Report.

Manager C. Reagan stated that the budget item for water purchases from North Texas Municipal Water District would need to be increased to cover the excess water purchases for FY2020/2021. Bear Creek SUD was charged \$83,353.76 for 27,419,000 gallons of excess water purchases over the annual contract demand. Bear Creek SUD's annual demand will increase from 255,565,000 gallons to 282,984,000 gallons for 2021/2022 year. As the area continues to grow and new customers are added to the system, the Bear Creek SUD annual demand will continue to increase every year.

Motion made by Director H. Stork, seconded by Director R. Haynes to increase the budget item for Water Purchases to \$885,000 for the 2021 budget.

The President called roll for the vote:

Director McClendon: Approved

Director Stork: Approved

Director Haynes: Approved

Director Fato: Approved

Motion carried unanimously. Director Harrison and Director Marshall absent.

Director D. Fato had questions on several budget items:

Training/Travel

Risk and Resiliency Assessment

Legal Services

Phone Service

Equipment/Bldg. Repairs

Tank Inspections/Cleaning

Vehicle Expenses

Replacement Colorimeters

Computer Software

Contracted Labor

Election Costs

GTUA – PS2 Loan

Interest Expense/Returned Check

Rate Payer Appeal

Miscellaneous Income

Director D. Fato had questions on General Manager's Report:

Flushing dead end mains – Why BCSUD continues to flush

Customer Service Inspections

Out of the total TCEQ connections – how many people were sent deposit refunds

Overtime for temporary employee

Motion made by Director D. Fato, seconded by Director C. McClendon to accept the consent agenda items.

The President called roll for the vote:

Director McClendon: Approved

Director Stork: Approved

Director Haynes: Approved

Director Fato: Approved

Motion carried unanimously. Director Harrison and Director Marshall absent.

Regular Agenda Items:

- A. Discuss and consideration of Resolution 2021-10-18-01 regarding CCN boundary amendment in Elevon subdivision. *District Engineer, Joe Helmberger, is preparing the paperwork to file with the Public Utility Commission (PUC) to amend the Bear Creek SUD CCN and the Nevada SUD CCN. The Bear Creek SUD Board previously approved the CCN changes at the June 15, 2021 Board meeting.*

Motion made by Director H. Stork, seconded by Director R. Haynes to approve Resolution 2021-10-18-01 amending the Bear Creek SUD CCN in the Elevon subdivision.

The President called roll for the vote:

Director McClendon: Approved

Director Stork: Approved

Director Haynes: Approved

Director Fato: Approved

Motion carried unanimously. Director Harrison and Director Marshall absent.

- B. Discuss and consideration of Pump Station No. 2 Project. *Manager C. Reagan discussed the construction of the new pump station and two-million-gallon tank. Discussion of the size of the logo on the tank and position of the logo. The logo will be as specified in the contract.*
- C. Discuss and consideration of Highway 205 Project. *Manager C. Reagan stated that the first pay application reimbursement was received from TxDOT for the relocation of the Highway 205 water lines. The first annual payment was made to the State Infrastructure Bank for the loan.*

Board to Set Future Meetings and Agendas:

President, C. Elder, asked if anyone had any future meetings to be set or any items for future agendas.

Future Meeting set for November 15, 2021.

Director D. Fato requested that "Update from Website Committee" be added to the agenda for the November meeting.

Director H. Stork requested "Review of Construction Water Rates" be added to the agenda for the November meeting.

Adjournment to Executive Session at 7:31PM:

Executive Session:

Executive Session Call to Order at 7:45PM.

Executive Session Agenda Item:

- (A) The Board may recess into closed or executive session to discuss the following:
 - (1) Government Code §551.071. Ratepayers Public Utility Commission Petition Appealing District's Rates – Docket No. 49351.
- (B) Reconvene into Regular Session and take any action necessary as a result of the Executive Session.

Adjourn Executive Session at 7:55PM

In accordance with Texas Government Code, Section 551.001, President Chris Elder reconvened the meeting at 7:55PM and stated that no action was taken in executive session.

Motion made by Director H. Stork, seconded by Director R. Haynes to appoint Attorney, John Carlton, to file a motion for rehearing of the technical issues related to billing in the Ratepayers Public Utility Commission Petition Appealing District's Rates – Docket No. 49351.

The President called roll for the vote:

Director McClendon: Approved

Director Elder: Approved

Director Stork: Approved

Director Haynes: Approved

Motion carried unanimously. Director Harrison and Director Marshall absent.

Adjournment at 7:57PM:

Chris Elder, President

Colby McClendon, Secretary

Camille Reagan, Recorder