



BEAR CREEK SUD

Telephone 1-972-843-2101 • P.O. Box 188
Lavon, Texas 75166

Date: December 12, 2022 **Time:** 6:30PM

MINUTES OF REGULAR BOARD MEETING

Call to order by: President Chris Elder

Directors Present: Chris Elder, Robert Haynes, Lisa Block, Leticia Harrison, Colby McClendon

Directors Absent: Deborah Fato

Public Comment: None

Consent Items:

- Approval of Minutes of Regular Meeting on November 14, 2022.
- Approval of November 2022 Financials.
- Approval of November 2022 General Manager Report

Motion made by Director R. Haynes, seconded by Director L. Block to approve Consent Agenda Items. Motion carried unanimously. Director Fato absent.

Regular Agenda Items:

- A. Discussion and appointment of Board member to fill vacancy. *Discussion of application from Herman Stork received for appointment of new Board member to fill vacancy.*

Motion made by Director R. Haynes, seconded by Director C. McClendon to appoint Herman Stork to fill the vacant Board position. Motion carried unanimously. Director Fato absent.

Mr. Stork took the Oath of Office and completed the Statement of Officer as required by state law. Director Stork joined the Board members in the meeting upon his qualification for office.

B. Election of Board officers.

Motion made by Director R. Haynes, seconded by Director L. Block to nominate Chris Elder as President. Motion carried unanimously. Director Fato absent.

Motion made by Director L. Block, seconded by Director C. McClendon to nominate Robert Haynes as Vice President. Motion carried unanimously. Director Fato absent.

Motion made by Director C. McClendon, seconded by Director H. Stork to nominate Lisa Block as Secretary. Motion carried unanimously. Director Fato absent.

Motion made by Director L. Harrison, seconded by Director C. McClendon to nominate Herman Stork as Treasurer. Motion carried unanimously. Director Fato absent.

The new officers of the Board of Directors of Bear Creek SUD are Chris Elder, President; Robert Haynes, Vice President; Lisa Block, Secretary; and Herman Stork, Treasurer.

C. Update on Pump Station No. 2 project. *Manager C. Reagan provided an update on the construction of the new pump station and shop building. The Board discussed getting plans drawn up for the shop building.*

Motion made by Director R. Haynes, seconded by Director H. Stork to accept the bid submitted for plans for the new shop building at pump station 2. Motion carried unanimously. Director Fato absent.

D. Discuss and consideration of By-Laws. *Attorney Fancher stated that By-Laws were not needed.*

E. Discussion and consideration of Board member meeting attendance. *Director Fato has missed ten meetings in the last twelve months.*

Motion made by Director R. Haynes, seconded by Director C. McClendon to remove Director Fato from the Board of Directors pursuant to state law for ten absences in the past 12 months.

The President called roll for the vote:

Director Haynes: Approved

Director Block: Approved

Director McClendon: Approved

Director Stork: Approved

Director Elder: Approved

Director Harrison: Abstain

Director Fato absent.

Section 49.052(g) of the Texas Water Code requires the motion to be approved unanimously by the remaining board members; motion failed.

- F. Update on TxDOT Highway 552 Condemnation of Bear Creek SUD Property. *Attorney Fancher provided an update on the status of the proceeding.*
- G. Consider and act upon telecom equipment lease agreements with Community Internet Providers. *Attorney Fancher provided an update on the new tower lease agreement with Community Internet Providers.*

Motion made by Director R. Haynes, seconded by Director L. Block to accept the new tower lease agreements with Community Internet Providers for the FM2755 tower and the Lincoln tower. Motion carried unanimously. Director Fato absent.

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.

Next Regular Board Meeting set for January 23, 2023, at 6:30 p.m. due to holiday on the third Monday of the month.

Agenda items for January 2023 Board meeting: Director pay/stipend consideration, Board member attendance and Cyber Security training.

Adjournment of Regular Meeting at 7:14PM.

Chris Elder, President

Lisa Block, Secretary

Camille Reagan, Recorder