

Kempner Water Supply Corporation

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Subject: Minutes of the Board of Director's Meeting on April 28, 2021 are in summary only and, not a transcript of the recorded meeting.

Attendees: Board - Richard (Ric) Dominowski, George McClintock, Roger O'Dwyer, Kenneth (Ken) Sinker, Carl (Tom) Kyzar, Owen DeWitt, Keith Turner and Scot Mullican. Glen Posey attended by phone.

Guests - Becky McDonald, Beverly Hughes and Melody Stults

Staff Present - Delores Coberley, Michael Lentz, and Susan Isenburg.

- 1. Called to Order and Establish Quorum – 6:00 pm Quorum Present**
- 2. Pledge of Allegiance and Honor to the Texas Flag**
- 3. Open Session –**

Ric Dominowski recognized Becky McDonald, Beverly Hughes and Melody Stults for all the work they did with the election validation and counting of votes for the General Membership Meeting.

“NEW BUSINESS”

- 4. Discussion and possible action to approve the March 24, 2021 Monthly Board of Director's Meeting Minutes.**

Owen DeWitt made the motion to approve the March 24, 2021 Monthly Board of Director's Meeting Minutes. Roger O'Dwyer seconded the motion. 9 in favor and 0 opposed.

- 5. Discussion and possible action to approve the March 25, 2021 Special Called Board of Director's Meeting Minutes.**

Owen DeWitt stated that we need to be consistent with the way the names of the Directors are put on the minutes.

Ken Sinker made the motion to approve the March 25, 2021 Special Called Board of Director's Meeting Minutes. Roger O'Dwyer seconded the motion. 9 in favor and 0 opposed.

- 6. Discussion and possible action to approve the March 2021 Financial Statements.**

Tom Kyzar requested for a breakdown of the Lawyer fees and Delores Coberley informed him she would email him that information.

Tom Kyzar made the motion to approve the March 2021 Financial Statements. Owen DeWitt seconded the motion. 9 in favor and 0 opposed

7. Discussion and possible action to approve the BOD Calendar of Events change regarding Election/Credential Procedures.

Ken Sinker made the motion to approve the BOD Calendar of Events change regarding the Election/Credential Procedures. Scot Mullican seconded the motion. 9 in favor and 0 opposed.

8. Discussion and possible action regarding City of Georgetown CCN.

Owen DeWitt made the motion to discontinue negotiations regarding the City of Georgetown CCN. Keith Turner seconded the motion. 9 in favor and 0 opposed.

9. Discussion and possible action to approve Committee Meeting Minutes:

a) Member/Customer Relations – April 27, 2021

Mr. Friedli met with the Customer Relations Committee about the issue of not having water service for 7 to 9 days during the winter freeze. He requested a credit of \$21.00 to be applied to his bill, since he was without water.

Owen DeWitt stated since he lives in the area he had no water for 5 days and we had cut the valve off to bypass the pump station, since the pump station was frozen up.

Scot Mullican, chairman of the Member/Customer Relations, informed the Board the Committee recommended no action was required according to the policies of our Tariff.

Tom Kyzar made the motion to approve the minutes from the Member/Customer Relations Committee, April 27, 2021. Scot Mullican seconded the motion. Owen DeWitt stated that since he lives in the area and he could potentially result in personal financial gain, he was abstaining from voting on the item. 8 in favor, 0 opposed and Owen DeWitt abstained.

“OLD BUSINESS”

“Discussion and possible action”

a) CTWSC - CTWSC filed an appeal on June 10, 2020 and their brief was filed on September 11, 2020. KWSC filed a brief on November 10, 2020. We are waiting for El Paso Court to put us on the docket for either oral argument or submission without argument. CTWSC submitted a letter regarding their desire to settle out of court. Management is currently working with Finley and our legal team and will hopefully have a proposal back to the Board for approval, or not, by the May 26, 2021 Board meeting.

b) CR 3600 Line Loop Project - The Environmental Study is now taking about five months longer than anticipated. Bid for this project is now postponed until May.

- c) **FM 1113 Waterline Loop** - "See CR 3600 Line Loop Project"
- d) **CR 3420 Pump Station Project** - Paid 2 checks to Legion Development in the amounts of \$10,350.00 and \$65,299.77 totaling \$75,649.77 of the \$574,650.00 approved amount.
- e) **Stone Oaks Elevated Storage Tank** - Paid 7 checks to Caldwell Tanks in the amounts of \$22,571.34, \$125,630.09, \$243,063.87, \$87,714.54, \$453,516.70, \$37,161.72 and \$86,710.68 totaling \$1,056,368.94 of the \$1,752,600.00 approved amount. Note: Bid from Caldwell Tanks came in at \$1,632,600. Currently constructing foundation and site piping. Project completion scheduled for April 2021 – June 2021.
- f) **USDA Loan through CoBank** - Currently working on the Preliminary Engineering Report (PER) for Phase 2 (CR 3600 and FM 1113 waterlines).
- g) **City of Georgetown CCN Transfer on FM 2484 with the City of Killeen Intervention** - Due to Killeen intervention, the PUC referred the CCN transfer to SOAH (PUC court)
- h) **GIS Mapping for Distribution System** - Completed process of scanning, georeferencing and digitizing Distribution Maps for KWSC's (5) distribution zones (North, Northwest, West, Southwest and East) and currently coordinating additional information needs with KWSC staff.
- i) **Chlorine Injection Site** - On October 28, 2020, KWSC Board authorized the engineering design and cost analysis for the proposed Chlorine Injection Equipment at the abandoned Pump Station site located at the KWSC field operations office. The project is intended to boost the disinfectant residuals in KWSC's two 24-inch transmission mains along Highway 190 and FM 2313. Currently coordinating the necessity of the proposed project with KWSC staff.

10. Manager's Report:

Delores Coberley informed the Board that the Cottonwood Mesa subdivision wants service at the top of the hill, about 30 connections and we will meet with their HOA in the next few weeks. TCEQ issued a violation for Stone Oaks Pump Station and CR 3420 Pump Station since the upgrade is not complete. Once the upgrade is complete then we just have to notify them. This will not be submitted to TCEQ enforcement.

The CCN process with Topsey, PUC and Copperas Cove is being negotiated. Keith Turner stated that once we have a meeting, we need a map of the area including the negotiated proposal.

Chris Mick has been released with no restrictions and is doing well.

11. President's comments.

Ric Dominowski offered a check writing training to Scot Mullican and Owen DeWitt and asked them to please contact Delores Coberley to schedule. Signatory documents will need to be signed again for the banks.

12. Board of Director's Announcements:

Keith Turner - Asked how many water meters the City of Kempner has and if the bills are paid.

Ken Sinker - Thanked the employees for all of the hard work.

Tom Kyzar - Nothing

Roger O'Dwyer - Asked about his water bill and Copperas Cove adding franchise tax.

Owen DeWitt - Thanked Susan Isenburg for the information about the PayStar upgrade.

George McClintock - Nothing

Glen Posey - Thanked Susan Isenburg for the payment portal upgrade.

13. Adjourn

Keith Turner made the motion to adjourn at 7:08 pm. Ken Sinker seconded the motion. 9 in favor, 0 opposed.

Keith Turner, Secretary/Treasurer