

David Jetelina
18118 Lakeside Lane
Nassau Bay, Texas 77058
713-825-2372 dj@flagshipotec.com

April 7, 2020

San Leon Municipal Utility District (SLMUD)
443 24th St.
San Leon, TX 77539
Attn: Mr. Andrew Miller, District Manager via email: amiller@slmud.org

Re: Texas Public Information Act (TPIA) request for documents related to San Leon MUD

Dear Mr. Miller,

I want to personally thank you for all your hard work assisting the People of the San Leon MUD (WCID) district in our investigation.

As a follow-up to our telephone discussion this morning regarding the status of the March 25th Board Meeting recording and most importantly the advertisement that you published in a local tabloid, *Eagle Point Press*, page 2, dated April Fool's Day, April 1, 2020, (the Advertisement) I hereby request the following information:

- 1) Please provide a copy of all communications (including but not limited to audio recordings, letters, emails, text messages, social media communications, etc) by and between all parties (including but not limited to San Leon MUD employees, individual Board Members, all parties associated with the *Eagle Point Press* including but not limited to John Wade, all parties associated with the *Sea Breeze*, and the Public) that discuss the concept, creation, proof reading, approval, content, or any other aspect of the above referenced Advertisement.
- 2) Please provide the payment amount or the payment arrangements that were made to enable the Advertisement publication. Please provide the name of the Payor.
- 3) Was an effort made to solicit any other publication, including but not limited to the *Sea Breeze*, to publish the Advertisement? If so, please provide a copy of all communications including but not limited to audio recordings, letters, emails, text messages, etc of that effort.
- 4) Please provide the ENTIRE audio file of the March 25, 2020 Board Meeting which is required to be "made available to the public following the conclusion of the meeting" per the Texas Attorney General. I noticed the 3 minute 8 second audio file published on the District's web page today is an edited audio recording and does not include the full audio of the actual meeting that I listened to on March 25, 2020. Specifically there are two (2) portions of the recording missing, one being at the start of the recording and the other being at the end of the recording.

The request for records is made to better understand decisions and oral/written statements made by the San Leon MUD (SL MUD) Officers/Employees to publish the April Fool's Day Advertisement and to better understand the March 25th meeting. This request is submitted in good faith for the benefit of the water rate and tax payers within the SL MUD water improvement and control district.

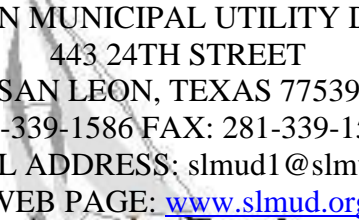
I am a property owner, tax payer and water service customer of the SL MUD district. I request a waiver of all fees for this request. Disclosure of the requested information to me is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government. If you have any questions regarding this request please contact me immediately at 713-825-2372 or email dj@flagshipotec.com. Paper or electronic records are acceptable. Please email electronic records. Alternately I will pickup paper copies of records at the SL MUD office.

I look forward to your prompt response.

Respectfully submitted,



David Jetelina



SAN LEON MUNICIPAL UTILITY DISTRICT
443 24TH STREET
SAN LEON, TEXAS 77539
281-339-1586 FAX: 281-339-1587
EMAIL ADDRESS: slmud1@slmud.org
WEB PAGE: www.slmud.org

July 28, 2020

David Jetelina
18118 Lakeside Lane
Nassau Bay, Texas 77058

Dear Mr. Jetelina:

We have received your records request under the Texas Public Information Act, dated April 7, 2020. As previously communicated with you, we work to respond to all open records requests while still maintaining our day-to-day operations with our limited staff, so I appreciate the patience you've exhibited as we've worked towards fulfilling this request. Your request is outlined below, along with our responses and supporting documentation.

1. Please provide a copy of all communications (included by not limited to audio recordings, letters, emails, text messages, social media communications, etc) by and between all parties (including by not limited to San Leon MUD employees, individual Board Members, all parties associated with the *Eagle Point Press* including but not limited to John Wade, all parties associated with the *Sea Breeze*, and the Public) that discuss the concept, creation, proof reading, approval, content, or any other aspect of the above referenced Advertisement.
 - a. Attached.
2. Please provide the payment amount or the payment arrangements that were made to enable the Advertisement publication. Please provide the name of the Payor.
 - a. The attached invoice represents our normal monthly charge; no costs were incurred related to the referenced Advertisement.
3. Was an effort made to solicit any other publication, including but not limited to the *Sea Breeze*, to publish the advertisement? If so, please provide a copy of all communications including but not limited to audio recordings, letters, emails, text messages, etc of that effort.
 - a. The TPIA is a means of providing the public access to records; it is not the vehicle for asking questions. That being said, there are no records in the District's files pertaining to this request.
4. Please provide the ENTIRE audio file for the March 25, 2020 Board Meeting which is required to be "made available to the public following the conclusion of the meeting" per the Texas Attorney General. I noticed the 3 minute 8 second audio file published on the District's web page today is an edited audio recording and does not include the full audio of the actual meeting that I listened to on March 25, 2020. Specifically, there are two (2) portions of the recording missing, one being at the start of the recording and the other being at the end of the recording.

- a. The District has reviewed the original file that was uploaded to the website and also reviewed the file that is on the website. Both represent a 4 minute and 1 second audio file so we are unsure to what you are referring when you state that the file is 3 minutes and 8 seconds.

Please be advised that the labor and materials expended to comply with your request represent \$7.93; all costs are billed in compliance with State regulations. To receive your requested documents, please bring cash or check in the amount listed above to our office during regular business hours. If you have any additional questions regarding the matter, please let me know and I will do my best to work with you to come to a satisfying conclusion for your inquiry.

Sincerely,



Andrew Miller
District Manager
San Leon MUD

RE: MUD Response

Date 3/25/2020 8:04 AM
From amiller@slmud.org on behalf of Andrew Miller
Actionable/To manchaca@gmail.com

See attached.

--

Andrew Miller
District Manager
San Leon MUD
(281) 339-1586



On 2020-03-25 06:40:01-05:00 Joe Manchaca wrote:

Do you have this in a word document so I can make modifications per your redline?

Joe Manchaca
San Leon MUD
281-802-4640

On Tue, Mar 24, 2020 at 3:45 PM Andrew Miller <amiller@slmud.org> wrote:

Here we go; technology seems to be against me this week.

--

Andrew Miller
District Manager
San Leon MUD
(281) 339-1586

On 2020-03-24 15:41:57-05:00 Joe Manchaca wrote:

Ok on the attachment i don't see any redline changes

On Tue, Mar 24, 2020, 3:39 PM Andrew Miller <amiller@slmud.org> wrote:

The changes were minimal and reflected more a change in tone and grammar versus substantive changes. The only things substantially changed was an inclusion of April for no shut offs, the addition of "residential" and to the \$2 fire fee increase, and a clearer explanation of tax exemptions (they're not mutually exclusive). Sent from Samsung Galaxy smartphone. Get [Outlook for Android](#)

From: Joe Manchaca <manchaca@gmail.com>
Sent: Tuesday, March 24, 2020, 3:14 PM
To: Andrew Miller
Subject: Re: MUD Response

Did you make changes on the document?

Joe Manchaca
San Leon MUD
281-802-4640

On Tue, Mar 24, 2020 at 3:09 PM Andrew Miller <amiller@slmud.org> wrote:

See attached. There were a couple of stylistic changes, but factually it was all correct except for the tax exemptions. I confirmed with Chris and the County that the homestead exemption and the over 65 are not mutually exclusive and may be combined (for instance, if you're over 65 and claim homestead, then you would have both the \$10,000 for being over 65 and the 10% or \$5,000 based on the property's evaluation).

--

Andrew Miller
District Manager
San Leon MUD
(281) 339-1586

On 2020-03-24 14:57:20-05:00 Joe Manchaca wrote:

No

On Tue, Mar 24, 2020, 2:39 PM Andrew Miller <amiller@slmud.org> wrote:

Did you receive the changes I made yesterday?

Sent from Samsung Galaxy smartphone.

Get [Outlook for Android](#)

From: Joe Manchaca <manchaca@gmail.com>

Sent: Tuesday, March 24, 2020, 1:44 PM

To: Andrew Miller

Subject: Fwd: MUD Response

Did you have a chance to review this?

Joe Manchaca

San Leon MUD

281-802-4640

----- Forwarded message -----

From: **Joe Manchaca** <manchaca@gmail.com>

Date: Sun, Mar 22, 2020 at 5:05 PM

Subject: MUD Response

To: Steve Don Carlos <sdoncarlos@rsg-llp.com>, Andrew Miller <AMiller@slmud.org>

I am attaching a draft of the response we will put in the Seabreeze and social media. Please review and free feel to red line and make recommendations. We will continue to put these out to answer their mis-information.

Joe Manchaca

San Leon MUD

281-802-4640

RE: MUD Response

Date 3/26/2020 9:12 AM
From amiller@slmud.org on behalf of Andrew Miller
Actionable/To manchaca@gmail.com

Literally just read it over and was drafting a response for you! Looks great, I have no recommended changes.

--

Andrew Miller
District Manager
San Leon MUD
(281) 339-1586



On 2020-03-26 09:10:22-05:00 Joe Manchaca wrote:

Have you had a chance to look at this?

Joe Manchaca
San Leon MUD
281-802-4640

----- Forwarded message -----

From: **Joe Manchaca** <manchaca@gmail.com>
Date: Wed, Mar 25, 2020 at 7:35 PM
Subject: MUD Response
To: Andrew Miller <AMiller@slmud.org>

I made a few changes, take one more look and feel free to revise. I will be sending to Eagle Point Press tomorrow after I get your edits.

Joe Manchaca
San Leon MUD
281-802-4640

RE: Eagle Point Press

Date 3/26/2020 10:28 AM
From amiller@slmud.org on behalf of Andrew Miller
Actionable/To eaglepointpress@yahoo.com

See attached for our regular page, as well as a rebuttal page we would like published in addition. Not sure how it needs to be formatted; just let me know if you have any questions.

--

Andrew Miller
District Manager
San Leon MUD
(281) 339-1586



On 2020-03-24 07:16:06-05:00 eaglepointpress wrote:

Good morning Andrew.

Our next publication is Wednesday, April 1st so I wanted to send a friendly reminder that we will need the SLMUD April article no later than this Thursday, March 26th.

Thank you,
Sandy

SAN LEON MUNICIPAL UTILITY DISTRICT

5177

Check Date May 1, 2020

EAGLE POINT PRESS

Check Amount \$450.00

Invoice	Date	Discount Taken	Amount Paid	Quantity	Description
1651	5/1/20		450.00	1.00	ADVERTISEMENT APR 2020



Eagle Point Press
PO Box 101
Bacliff, TX 77518 US
281-617-8295
eaglepointpress@yahoo.com



INVOICE

BILL TO

Janice Hoffman
San Leon Municipal Utility
District
slmud1@slmud.org

INVOICE # 1651
DATE 04/30/2020
DUE DATE 05/15/2020
TERMS Net 15

DATE	ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
	Full page ad	4/1/2020 - 4/15/2020 - 4/29/2020	1	450.00	450.00

Your business is appreciated!

BALANCE DUE

\$450.00

Please make checks payable to
Eagle Point Press!