

**RIVER PLANTATION MUNICIPAL UTILITY DISTRICT
BOARD MEETING MINUTES**

July 14, 2021

DIRECTORS PRESENT: Julie Gilmer, Tim Goodman, Gerard Smith, Tom Vandever and Mark Robin

DIRECTORS ABSENT: None

OTHERS PRESENT: Richard Ramirez, District Manager
Davis Bonham, Smith Murdaugh Little & Bonham
Paul Radich, Smith Murdaugh Little & Bonham
Jeff Vogler, Vogler & Spencer Engineering
Taylor Reed, Vogler & Spencer Engineering
Loren Morales, RBC Capital
Monty Campbell, Prepared Publications, Inc.
Shannon Waugh, Off Cinco
River Plantation Residents

FIRST ORDER: **CONFIRM MEETING MINUTES OF THE BOARD OF DIRECTORS HELD ON JUNE 24, 2021.**

Minutes from the June 24th meeting were not ready for approval.

SECOND ORDER: **RECEIVE COMMENTS FROM THE PUBLIC.**

Comments to be limited to three minutes and the public comments are to be limited to the Second Order.

*Robert McLeroy asked for clarification regarding the meaning of RFP. Mr. Bonham responded that it is "Request For Proposal".

*Robert McLeroy asked about Charleston Park's: Care (areas not being mowed), Safety (cabling around collection box), and Drainage.

THIRD ORDER: **AGREED ENFORCEMENT ORDER OF TCEQ**

The District received a letter from TCEQ regarding water quality flowing from the WWTF resulting in a fine. Furthermore, the agreed order avoids further enforcement proceedings.

A motion was made by Director Vandever for the authorization for the District to agree to the TCEQ Enforcement Order and authorize payment of the penalties. Director Robin seconded the motion and it was approved unanimously.

Richard Ramirez will continue to work with TCEQ to further clarify the situation and possibly have the penalty reduced.

FOURTH ORDER: **ENGINEER'S REPORT AND MATTERS.**

Taylor Reed reported that a letter was sent to TCEQ responding to a missing MS4 report. Director Gilmer requested that going forward the engineers be responsible for the timely reporting.

A motion was made by Director Goodman for the authorization for the Vogler & Spencer Engineers to prepare and submit the MS4 report on a timely annual basis. Director Robin seconded the motion. The motion was approved 4-to-1 with Director Smith voting Nay as there was no cap for the spending.

Taylor Reed received pricing from MagnaFlow to televise sewer lines. Two days will cost approximately \$4,000 per day; or \$8,000- \$10,000 for two days.

Davis Bonham reminded the Board that a resolution must be submitted to TCEQ for the Park Bond Application with 100% going towards acquisition costs.

A motion was made by Director Smith for the authorization for the Vogler & Spencer Engineers to prepare and submit the Park Bond Application to TCEQ with the summary of costs to be entirely for acquisition. Director Vandever seconded the motion and it was approved unanimously.

Director Smith asked for an update on the request for findings from the engineer's assessment that will be used to prioritize spending. Taylor Reed agreed to provide what he can.

FIFTH ORDER: DRAINAGE MATTERS AND REPAIRS.

Richard Ramirez reported that there were no new no sinkholes other than the already known sinkholes that were resulting from sewer line corrosion. Taylor Reed reported that Holly Springs drainage study is underway. Richard Ramirez reported that repairs have been completed for all four locations.

TENTH ORDER: REVIEW OF DISTRICT WEB PAGE AND WEB PROVIDERS.

OffCinco and Prepared Presentations presented proposals for web hosting and email. After discussion by the Board, the item was tabled until a future meeting.

SIXTH ORDER: REVIEW FINANCIAL AND BOOKKEEPING MATTERS.

The Board reviewed the bookkeeper's report and upon motion made and seconded, the Board unanimously agreed to accept the bookkeeper's report as presented.

The Board reviewed and discussed the tax assessor report and upon motion made, and seconded, the Board voted to accept the Tax Assessor Report as presented.

The attorney reported that since the Appraisal District has not provided the certified values, the Board would not yet be able to review the truth in taxation calculations.

The Board discussed and agreed to the designation the district is a "developed district" but because the MCAD has not provided values the Board would not call a public hearing on the tax rate.

The attorney explained the required postings under Tax Code Section 26.18 and upon motion by Director Goodman, seconded by Director Robin the Board agreed the attorneys could take actions necessary to make the 26.18 filings as required by statute.

The Board reviewed the report of investments and the bills. Mr. Ramirez reported that Director Vandever would be signing the checks as Treasurer. Upon motion by Director Goodman and second by Director Robin, the Board accepted the Review of Investments and approved payment of the bills.

SEVENTH ORDER: REVIEW ADMINISTRATIVE REPORTS.

Mr. Ramirez summarized the Manager's Report and Systems Totals Report that all plants are running fine with no notable issues. After question by Director Gilmer, it was confirmed there are 111 homes not using water. Mr. Ramirez reported that all TCEQ issues have been resolved. Mr. Ramirez confirmed that the rater order increases go into effect on August 1, 2021 and will appear on the August billing that will be due in September.

EIGHTH ORDER: PREPARATIONS OF MEETING MINUTES.

It was agreed that Director Smith will resume responsibility for preparing the minutes.

NINTH ORDER: SETTLEMENT AGREEMENT.

It was agreed to move any discussion regarding the Settlement Agreement after the Executive Session (Eleventh Order).

ELEVENTH ORDER: EXECUTIVE SESSION.

Upon motion by Director Goodman, seconded by Director Robin, the Board voted unanimously to accept the modified settlement agreement with Charleston subject to, as requested by Paul Radich, further negotiation on the finer points of the settlement.

TWELVTH ORDER: PENDING BUSINESS.

The attorney reminded the Board that the last day to call a special bond election is August 16.

THIRTEENTH ORDER: DATE AND TIME OF NEXT MEETING.

After discussion the Board agreed to hold a workshop meeting to discuss holding a bond election at 6:30 pm on August 5, 2021 and a second meeting to call the bond election to be held at 6:30 pm on August 12, 2021.

There being no further business, Director Robin made a motion to adjourn. Director Goodman seconded the motion. The motion passed unanimously.


Gerard Smith, Secretary