



**Agenda**  
**EAST TEXAS MUNICIPAL UTILITY DISTRICT**  
**BOARD OF DIRECTORS**

**LOCATION**

**MAIN OFFICE**

12162 STATE HWY 155 N.

TYLER, TEXAS 75708

Thursday, February 20, 2020 6:00 PM

**1. Call to Order**

**2. Director Roll Call**

Board Members are: President - W.L. Snider, Vice President - Charles Garrett, Secretary - Mike Danapas,  
Treasurer - Eddie LeJeune

**3. Receive Delegations and Public Comment**

Please use the Sign-in sheet if you wish to make a public comment. *(Please keep comments to 2 minutes per person)*

**4. Secretary's Report**

General information from the Secretary of the Board of Director's (non-action items).

- 4.1. Update on implementation and training for "Community - Board Docs" services being implemented to create, organize, store, and report District Agendas, Meetings, and other business records.

**5. General Manager Report**

Information on the "State of the District" including operations issues & projects underway previously approved by the Board.

- 5.1. Multiple water main breaks in the old district cast iron pipe due to old age and recent high rainfall events.
- 5.3. Water Production/loss report
- 5.2. DMR Wastewater Report

## 6. General Consent Items

Regular "Housekeeping" items of business not needing debate by the Board of Directors for Approval.

- 6.1. Minutes from previous meeting(s)
- 6.2. General Manager Time, Expenses & Mileage Report  
Approval of General Consent Items

## 7. Old Business

Review of Issues left "Tabled" from previous meetings now up for *Consideration, Debate*, and possible *Action* (Vote).

- 7.1. No old business at this time.

## 8. New Business

New items for Board *Consideration, Debate*, and *Action* (Vote) that are not under Committee management for presentation to the Board of Directors.

- 8.1. Disposal of district dump truck, various other old, or junk, vehicles and equipment.
- 8.3. Authorize the General Manager to seek opportunities for leasing the water tower for communications service companies use.
- 8.2. District Signage issues and planning  
The District's signage is aging rapidly and in some cases is not up to date. The Board will consider updating the logo, tag-line, and formats for the specific needs of the District

including Website, Social Media, Paper, Vehicles, easment property and out-buildings, future Water tower service, and any other uses to be determined necessary.

## 9. Finance, Audits & Bonds Committee Report

Information from the Committee to be presented to the Board of Directors for *Consideration, Debate*, and possible *Action* (Vote).

- 9.1. Update on the financial status of the District  
Brief update from Gollob, Morgan & Peddy on the District's overall financial condition.
- 9.2. Update on possible loan from Vera Bank for final payment on Well #7. Project
- 9.3. Update on 2019 Audit from Melissa Combs of Squyres, Johnson, Squyres

## 10. Strategic Planning & Rates Committee Report

Information from the Committee to be presented to the Board of Directors for *Consideration, Debate*, and possible *Action* (Vote).

- 10.1. Update on Texas Water Code allowance for establishing an "Elderly Rate" for water and wastewater services.  
**Motion:** "The Finance Committee is directed to begin studying the 2019 Rate structure's results so as to properly consider the creation of an "Elderly Rate" class of customers according to the allowances of State Law."  
**Discussion:** The goal will be to make any changes deemed appropriate by the Board of Directors after the first year of the 2019 Rates has concluded and established a solid *baseline financial and operational year* for complete evaluation of all existing rates and surcharges and operations of the District.

**Texas Water Code Sec. 13.182.**

**JUST AND REASONABLE RATES.**

**(a) The regulatory authority shall ensure that every rate made, demanded, or received by any utility or by any two or more utilities jointly shall be just and reasonable.**

**(b) Except as provided by Subsection (b-1), rates may not be unreasonably preferential, prejudicial, or discriminatory but shall be sufficient, equitable, and consistent in application to each class of consumers.**

**(b-1) In establishing a utility's rates, the regulatory authority may authorize the utility to establish reduced rates for a minimal level of service**

**to be provided solely to a class of elderly customers 65 years of age or older to ensure that those customers receive that level of service at more affordable rates. The**

**regulatory authority shall allow a utility to establish a fund to receive donations to recover the costs of providing the reduced rates. A utility may not recover those costs through charges to the utility's other customer classes.**

**11. Board Member Development Committee Report**

Information from the Committee to be presented to the Board of Directors for *Consideration, Debate*, and possible *Action* (Vote).

- 11.1. Upcoming Board education needs for new digital security requirements by the State.

**12. Elections, Documents, & Reviews Committee Report**

Information from the Committee to be presented to the Board of Directors for *Consideration, Debate*, and possible *Action* (Vote).

- 12.1. Update on the May Board of Director's Election

**13. Interlocal Agreements & Contracts Committee Report**

Information from the Committee to be presented to the Board of Directors for *Consideration, Debate*, and possible *Action* (Vote).

- 13.1. Interlocal Agreement with Smith County  
This agreement is for road material to be given to the MUD as part of Smith County's State allotment.
- 13.2. Approval of RFP/Q for Sanitation Contract  
The RFP/Q must go out in March if the Board is to have the proper amount of time to allow for bidders to submit and the board to review submissions. RFP/Q is attached.

**14. Litigation Committee Report**

Information from the Committee to be presented to the Board of Directors for *Consideration, Debate*, and possible *Action* (Vote).

**15. Executive Session**

15.1. **Closed Session** as authorized by Texas Government Code Section 551.071 for the purpose of consulting with legal counsel, including regarding pending or contemplated litigation; and to deliberate regarding personnel matters.

15.2. **End of Closed Session/Return to Open Sessions**


15.3. **Action** if needed on any Closed Session Issues

16. **Schedule next meeting**

17. **Adjourn**

If, during the course of the meeting covered by this notice, the Board should determine that a closed session of the Board should be held or is required in relation to any item included in this notice, then such closed session as authorized by Texas Open Meetings Act (Tex. Govt. Code Ch. 551) will be held by the Board at that date, hour and place given in this notice or as soon after the commencement of the meeting covered by this notice as the Board may conveniently meet in such closed session concerning any and all subjects and for any and all purposes permitted by Sections 551.071 – 551.084, inclusive, of the Texas Open Meetings Act. Items on the agenda will not necessarily be discussed or considered in the order they are printed on the agenda above. Comments from the public may be taken throughout the Board meeting.

Agenda posted on this the 17th day of February, 2020.

  
Mr. Michael Danapas  
Secretary of the Board of Directors