

RIVER ACRES WATER SUPPLY CORPORATION

**MINUTES OF
REGULAR MEETING**

JUNE 8, 2021

**THE STATE OF TEXAS §
 §
COUNTY OF NUECES §**

On the 8th day of June, 2021, the Board of Directors of the River Acres Water Supply Corporation convened at 5:30 P.M. in a Regular Meeting at the Corporation's Office, 15602 Northwest Blvd., Suite H, Robstown, Texas, there being present and in attendance the following, to wit:

President	David Wishard
Vice-President	John Fernan
Secretary	Janine Pruski
Director	Jeff Holley
Director	Michael Olszewski
Director	Debbie Reiter

Staff:	Office Manager	Brenda Zimmerman
	Office Manager	Kaylee Reed
	Attorney	Charles W. Zahn, Jr. (Via Teleconference)

Board Members

Absent: Ron Hellberg

Number of Members Present: 4 (Via Teleconference)

CALL TO ORDER

1. A quorum being present, the meeting was called to order by the presiding officer, Mr. Wishard, pursuant to posted notice.

RECOGNITION OF GUESTS

2. The presiding officer, Mr. Wishard introduced the following guests: Mr. Marcos Alaniz and Mr. Hector Benavides, of the Nueces County Water Control and Improvement District No. 3 (the "District") and Mr. Paul Pilarczyk, engineer for the corporation (via teleconference), Rachel Clow with KRIS 6 News and the camera guy for KRIS 6 News.

PUBLIC COMMENT

3. There was no public comment.

MINUTES

4.
 - a. Upon motion by Janine Pruski and a second by Jeff Holley, the May 25, 2021 regular board meeting minutes were unanimously approved by the board.

UPDATE FROM NUECES WATER CONTROL AND IMPROVEMENT DISTRICT #3

5. Mr. Marcos Alaniz and Mr. Hector Benavidez with the District, system operator for the Corporation provided the following updates:
 - a. CR 75 project is 100% completed.
 - b. The lines at the elevated storage tank have been tied in by NWCID #3. 5125 company was responsible for the tie in, but the tie in was not completed by them.
 - c. There was one after hour callout since the last meeting.
 - d. The new distribution lines for Broad Acres subdivision are still blocked off until the new line can be tied in.
 - e. Chlorine conversion ended May 27, 2021. The system is maintaining chlorine levels very well.
 - f. There was one after hour callout since the last meeting.

UPDATE FROM RAW'S ENGINEER

6. Upon motion by Jeff Holley and a second by John Fernan, the board unanimously voted to table this item due to electronic communication errors.

UPDATE FROM RAW'S ATTORNEY CHARLIE ZAHN

7. Charlie Zahn, the corporation's legal counsel provided the following updates to the board:
 - a. Mr. Zahn informed the Board that he believes the Public Utilities Commission will place the RAW'S CCN expansion on the agenda for approval at the upcoming June meeting.
 - b. Mr. Zahn informed the board that he will be meeting with a landowner regarding the elevated storage tank once the landowner returns from out of the country.

OFFICE CO-MANAGERS UPDATE

8. Brenda Zimmerman and Kaylee Reed, Office Co-Managers, provided an update to the Board of Directors as follows:
 - a. Ms. Reed informed the board that the audit with Kieschnick and Associates is still ongoing.
 - b. The mid-summer appreciation luncheon with Nueces #3 is set for June 30, 2021.
 - c. Kaylee and Brenda informed the board that the TRWA conference in San Antonio on June 3rd and June 4th was highly informative, beneficial, and well organized.
 - d. Kaylee informed the board that the 2020 Consumer Confidence Report (CCR) is complete and will be posted and members will be notified via their monthly billing cards.
 - e. Kaylee discussed the current lake levels following the recent rain/flooding.
 - f. Brenda is still working on evaluating memberships and deposits in RVS.

DIRECTOR'S REPORT MAY 2021

9. Upon motion by Janine Pruski and a second by Jeff Holley, the board unanimously voted to table this item until the next board meeting.

12 MONTH LTM THROUGH MAY 2021

10. Upon motion by Janine Pruski and a second by Jeff Holley, the board unanimously voted to table this item until the next board meeting.

ACTUAL MAY 2021 vs. BUDGET 2021 vs. ACTUAL 2020 (LY)

11. Upon motion by Janine Pruski and a second by Jeff Holley, the board unanimously voted to table this item until the next board meeting.

RECESS OPEN SESSION AND CONVENE IN EXECUTIVE SESSION

12. At 6:27 p.m. Mr. Wishard announced that the Board of Directors would go into Executive Session to deliberate or receive legal advice on the following matters pursuant to the Section(s) of the Texas Open Meetings Act in parenthesis at the end of such matter.
 - a. Legal advice from counsel regarding remedies under the Nueces County agreement with RAWs to proceed on the Quail Valley Project. (§551.071)
 - b. Legal advice from counsel in connection with the request for re-mobilization fees from Person's Services. (551.071)
 - c. Legal advice from counsel in connection with potential liability from the flooding on May 19, 2021, associated with the work performance by Person's Services. 551.071)
 - d. Evaluate the office administrative organization. (551.074)
 - e. Discuss the acquisition of real property in Nueces County, Texas for a new elevated storage tank. (551.072)
 - f. Discuss the acquisition of real property in Nueces County, Texas. (551.072)

RECONVENE OPEN SESSION

12. At 7:38 pm. Mr. Wishard reconvened in Open Session and the Board took action on the following matters deliberated in Executive Session:
 - a. Upon motion by Mike Olszewski and a second by Jeff Holley, the Board took no action on this item.
 - b. Upon motion by Jeff Holley and a second by Mike Olszewski, the Board unanimously approved the payment of the sum of \$16,888 for a change order from Person's Service LESS the expense of the Mollie Lane cleanup in February 2021 and any other fees associated with the recent flooding in May, 2021.
 - c. Upon motion by Janine Pruski and a second by David Wishard, the Board took no action on this item.
 - d. Upon motion by John Ferman and a second by Jeff Holley, the Board directed both Brenda Zimmerman and Kaylee Reed (Co-Office Managers) to send their current roles and responsibilities to the Board to be used to develop job descriptions.

- e. Upon motion by Jeff Holley and a second by Janine Pruski, the Board authorized RAWs engineer, Paul Pilarczyk, to pursue a landowner in regard to location of a new elevated storage tank, and as last resort, the Board authorized RAWs legal counsel, Charlie Zahn/Paul Pilarczyk, to hire a real estate agent/broker to accommodate the possible purchase of land for the new elevated water storage.
- f. Upon motion by Jeff Holley and a second by Janine Pruski, the Board took no action on this item.

DIRECTOR COMMENTS

- 14. Mr. Wishard asked for comments from the Directors.


ADJOURN

- 15. As there was no further business to come before the Board of Directors, a motion was made by Jeff Holley and seconded by Janine Pruski the board unanimously approved to adjourn.

RIVER ACERS WATER SUPPLY CORPORATION

By 
David Wishard, its President

ATTEST:


Janine Pruski, its Secretary