

**MINUTES OF A PUBLIC HEARING & REGULAR MEETING OF  
THE BOARD OF DIRECTORS OF THE  
HARDIN COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 1**

A public hearing and regular meeting of the Board of Directors of the Hardin County Water Control & Improvement District No. 1 was held on Tuesday, September 20, 2022, pursuant to notice duly posted in accordance with law. The meeting was held at 333 Commercial Drive, Hardin County, Texas. The following members of the Board were present:

Ben Fox

Tim Jones

Allen Davis

Jack Maddox

Absent: Buddy Hughes

Also present were Wayne Turk, Larry Davenport of Utility Specialties and Guy N. Goodson of Germer PLLC as legal counsel to the District.

AGENDA ITEM NO. 1: Call to Order. A quorum being present, the meeting was called to order by Board President Maddox at 6:32 p.m.

AGENDA ITEM NO. 2: Public hearing on proposed 2022 tax rate. President Maddox called the public hearing on the proposed 2022 tax rate to order.

- a. **Comments from Board members.** None.
- b. **Comments from citizens.** President Maddox noted there were no members of the public present.
- c. **Close public hearing.** President Maddox closed the public hearing.

AGENDA ITEM NO. 3: Public Comments. None.

AGENDA ITEM NO. 4: Adopt 2022 Tax Rate (debt rate and maintenance tax rate). President Maddox recognized Wayne Turk who provided the schedule of the historic maintenance and operation and interest and sinking fund tax rates along with the net taxable value during previous

fiscal tax years. Mr. Turk advised that based on the publication provided to citizens, the District proposed a \$0.091969/\$100 valuation maintenance and operation tax and a \$0.232097/\$100 valuation for the 2022 tax year. Mr. Turk noted the aggregate tax proposed for assessment by the District was \$0.324066/\$100 valuation. Mr. Turk also noted the District's net taxable value for the tax year was \$105,596,812. After review of the document provided by President Maddox and upon motion duly made by Director Fox and seconded by Director Davis, the Board adopted the maintenance and operation tax of \$0.091969/\$100 valuation and the interest and sinking fund tax of \$0.232097/\$100 valuation for an aggregate tax rate of \$0.324066/\$100 valuation.

AGENDA ITEM NO. 5: Minutes. The minutes of August 16, 2022 were unanimously approved upon motion duly made by Director Fox and seconded by Director Davis.

AGENDA ITEM NO. 6: Manager's Report.

(a) Operational Report:

The Board recognized Utility Specialties who provided the Operators Report dated September 20, 2022 noting they had responded to 24 grinder calls, reviewed the water pumpage at Well #1 and Well #2, provided eight line locates, picked up and installed the air regulator to the air compressor, pulled 7 meters from the vacant lots and put in conex, purchased three pumps and had three panels and four (4) pumps in inventory. Utility Specialties also noted they had a service line for water meter installation where the present waterline was not shown as mapped. A discussion followed, and President Maddox outlined the issues that occurred in attempting to locate the waterline as mapped. President Maddox raised questions concerning services provided by Utility Specialties on Woodway Blvd. It was noted the District charged for the line location of the waterline in the ditch as a cost which was outlined and included equipment, labor and materials. President Maddox asked a question concerning the purchase and replacement of stark capacitors and had asked Mr. Davenport to bring to the meeting equipment so the District may determine if these

capacitors needed to be replaced or if they simply can be repaired. The Board received a report on the lid and copper sampling which the District has been required to undertake. It was noted there were some delays due to customer issues on proper sampling methods, but the District would provide the requested report before its due date. The Board then discussed the EPA copper and lead lawn replacement policies that would become effective by 2024 wherein service lines between the District's meter and homeowner's foundation would have to be replaced if the lines were lead or copper. A discussion followed on how the District would be responsible for determination of the existing lead and copper lines, and it was noted the District would need to undertake a public input and public information effort to advise customers that had copper or lead lines of their requirement to replace these lines. The Board asked Utility Specialties to develop a plan for compliance with the EPA lead and copper line replacement regulations. President Maddox noted the District's annual program for sludge report was due shortly, and he provided the information to Utility Specialties in order for them to complete their report for filing with the TCEQ. President Maddox discussed recent correspondence received through Texas Rural Water Association about a class action suit involving PFAS and the District's opportunity to join the lawsuit. The Board asked to review the matter before they agreed to participate. After discussion and upon motion duly made by President Maddox and seconded by Director Fox, the Board approved the Manager's Report.

**AGENDA ITEM NO. 7: Monthly Financial Statements.** The Board recognized Mr. Turk who presented the accounting statement from PNC Bank showing a redeposit of \$100.00 service and tap fees along with the Cable One second quarter franchise fee for monthly system operating revenues of \$32,014.87. Mr. Turk reviewed the balances in its accounts and after discussion and upon motion duly made by President Maddox and seconded by Director Jones, the Board approved the monthly financial statements as presented.

AGENDA ITEM NO. 8: Accounts Payable. The Board recognized Mr. Turk who advised there were several returned checks and refund deposits and/or overpayments. President Maddox noted the increased cost of the grinder pumps and the payment to the *Examiner* for the publication of the meeting notice. After review of the accounts payable and upon motion duly made by Director Jones and seconded by Director Fox, the Board unanimously approved the accounts payable in the amount of \$29,913.29 as presented.

AGENDA ITEM NO. 9: Correspondence. President Maddox noted several items had already been reviewed and also provided information from the Appraisal District on the confirmation of its current road.

AGENDA ITEM NO. 10: Comments from Board Members. None.

AGENDA ITEM NO. 11: Adjourn. There being no further business, the meeting was adjourned at 7:30 p.m.

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President of the Board

ATTEST:

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Secretary of the Board