

*****FINAL*****

BRAZOS MUTUAL DOMESTIC WATER CONSUMERS ASSOCIATION, INC.

January 22, 2023 Regular Meeting Minutes

MEETING WAS CALLED TO ORDER at 8:32 a.m. through Google Meets.

Directors Present:

Amanda Urioste, President
Jimmy Banister, Vice President
Deej Banister, Secretary
Scott Eliason, Treasurer
Chris Dennison
Bob Cooke

Directors Absent:

Ryan Costanza

Public Present:

Martha Banister
Arch and Sharon Wells
Teri Fah
David Oelschlegel
Mike and Karen Adam
Irv Lindemuth
Sharon Wells

APPROVAL OF AGENDA:

Bob Cooke made a motion to accept the agenda. Chris Dennison seconded; the motion passed unanimously.

APPROVAL OF THE MINUTES:

The draft of Board Meeting Minutes for December 28, 2022 was presented to the Board for approval. Bob Cooke submitted a request to amend the minutes. Discussion followed. Bob Cooke made a motion to approve the minutes as amended. Scott Eliason seconded. Amanda Urioste called for a vote. Bob Cooke, Scott Eliason, Chris Dennison, Deej Banister voted yea. Jimmy Banister abstained. The motion passed by a majority.

NEW BUSINESS:

1st, 2nd, and 3rd Quarter Budget Approval

Gretchen Denman has submitted to the Board the 1st, 2nd, and 3rd Quarter Budgets for approval. There has been a change in the 3rd Quarter since the initial submission of documents. This change occurred when the Fidelity account was closed and a balance of \$13.68 was removed. The 3rd Quarter presented at this meeting shows the correction. Amanda Urioste called for a motion to

approve the 1st, 2nd, and 3rd Quarter Budgets. Jimmy Banister made the motion to accept the 1st Quarter. DeeJ Banister seconded the motion. The motion unanimously carried. Chris Dennison made a motion to accept the 2nd Quarter. Jimmy Banister seconded the motion. The motion unanimously carried. Chris Dennison made a motion to accept the 3rd Quarter. Jimmy Banister seconded the motion. The motion unanimously carried.

1st, 2nd, and 3rd Quarter Budget Resolution Approval

Gretchen Denman submitted to the Board the Quarter Budget Resolution Approval for submission. Amanda Urioste called for a motion to approve the 1st, 2nd, and 3rd Budget Resolution. DeeJ Banister made a motion to accept the 1st, 2nd, and 3rd Budget Resolution. Jimmy Banister seconded the motion. The motion unanimously carried.

2022 Tax Return Approval:

The March 2022 tax is due February 15, 2023. Scott presented the tax form and his findings to the Board. Bob Cooke asked if we owe. Scott indicated no monies are due. Scott's firm is doing the submission. Scott could not locate the 2021 Tax return. DeeJ will contact Nick Loftis, CPA for copies. Amanda Urioste called for a motion to submit the March 2022 Tax return pending the receipt of last year's actuals. Bob Cooke made a motion to submit. Jimmy Banister seconded the motion. The motion unanimously carried.

Reports from Directors:

Scott Eliason spoke of the need to archive the BMDWCA documents. Amanda Urioste will look into cost and methods for archiving. Amanda offered to take this action if everyone is in agreement. The Board agreed. DeeJ Banister offered to assist Amanda. This action will allow the Board of Directors to have easy access to BMDWCA documents.

DeeJ Banister asked the current location of the Directors' Liability Insurance policy. Scott indicated he had it and would send it to her.

Chris Dennison spoke on three water concerns. The constant snow conditions have created problems:

- Levi Sandoval has replaced a gasket and filter at Well #3. He is monitoring it at this time.
- All other repairs have not been completed. They are on hold because of snow and frozen ground.
- Accessibility to the middle tank and well houses has been impaired due to snow depth and availability of areas to place plowed snow.

Chris had additional information to add to the Water Rights info he has previously submitted to the Board. He contacted Mike Rife of Rutherford and various other small water organizations in our area regarding their use of a Water Rights attorney. They do not use one. Chris indicated that he feels the BMDWCA does not need one. Amanda Urioste stated that we are currently at the level of water rights needed for our community and agreed with Chris.

Amanda indicated that our previous Water Rights attorney, Jeff Albright, has been removed as our counsel.

Rules and Regulations:

The Board reviewed a portion of the Rules and Regulations for revisions. This process will continue at the next meeting. No actions were taken.

Bylaws Discussion in preparation for Annual Meeting:

Bylaws discussion will be carried over for review at the next meeting. No actions were taken.

Actions/items needed for Annual Meeting prep:

Deej Banister will continue to set up Membership info and determine various material/document needs for submission of the Annual Letter. No actions were taken.

PUBLIC COMMENT:

Irv Lindemuth commented on the July 23, 2022 budget and the fiscal year change. He felt it was legal and required. Due to a poor internet/phone connection, words were dropping out of his conversation. Many comments on the recording were inaudible. Amanda Urioste stated that she has checked with various State agencies and confirmed that the fiscal year change was not mandatory. She indicated that the July 23, 2022 budget was not legally adopted. It was not on an agenda.

Sharon Wells thanked the Board for getting the 1st, 2nd, 3rd Quarters and the 2022 Tax return completed. Hallelujah! Thanks for doing your job well. The former Board and their CPA met with a State agency and they were told it was not a requirement. That is why the previous Board did not change it. The July budget that was sent to the State was erroneous. It contained improper budget information. Gretchen has proved that the July budget was incorrect. I am thrilled to see you are working with the R/Rs. They need to be cleaned up. Keep up the good work. You are going in the right direction.

NEXT MEETING DATE AND LOCATION:

February 19, 2023, 8:30 a.m.

ADJOURNMENT:

Amanda Urioste called adjournment at 11:18 a.m.

Deej Banister
Secretary