

Public Comments from June 15, 2021
Meeting for San Leon Municipal Utility District

David Jetelina

- In regard to the District's request that I submit an erratum with respect to the District's web page dealing with chapter 176 of the Texas Local Government Code, since I am not a licensed attorney and out of an abundance of caution, I will turn that task over to Doctor DonCarlos for his professional opinion.
 - As you had previously mentioned that there were errors on the site, we wanted to give you an opportunity to point them out. We have already reviewed the site with our attorney and have found no errors. The Conflicts Disclosure Statement and Conflict of Interest Questionnaire outlined under Chapter 176 of the Texas Government Code are only required if a conflict exists; as no conflicts have existed to this point, neither of these documents have been recorded with the District.
- While reading the aforementioned District's page, I noticed another page in dire need of correction, that being the WCID San Leon MUD contact sheet; we've got a couple of new members. In regard to that task, I will gladly opine on errors and suggested corrections.
 - The referenced contact sheet was part of the Truth In Taxation transparency records and was accurate at the time of publication last year; we have redirected the page in question to the portion of our website that lists the current directors and their positions for clarity.
- In consideration that the Texas state licensed auditors are present today to discuss auditing the District and in consideration that the fire services contractor has not completed their 2019 nor the 2020 certified audit, in consideration that they do this kind of work, would it not be possible that the board include the delinquent fire contract audit as part of the upcoming District audit?
 - It is the responsibility of the San Leon Volunteer Fire Department to engage a firm to conduct the audit outlined in the contract with the San Leon MUD; the only requirement by the District is that the auditor "be acceptable to the District." The District is working with our attorney and the fire department to update the contract verbiage to provide clarity regarding the audit requirement going forward.
- With regard to the acknowledged dumping of port-a-potty waste, which is an environmental crime, at the sewer plant, I have spoke with TCEQ who has confirmed that formaldehyde contained in port-a-potty waste cannot be legally dumped at our plant and discharged into Galveston Bay since this is classed as a hazardous waste by TCEQ. I would also like the remind the board that formaldehyde is a known carcinogen and regulated by the EPA under the Federal Clean Water Act.
 - Formaldehyde has not been an industry standard in port-a-potties for some time. The chemicals typically used in port-a-potties are now biodegradable and

compatible with conventional wastewater treatment facilities. While we have not received port-a-potty waste in recent history, we confirmed with our previous provider that their port-a-potties have not contained formaldehyde in over 20 years.

- In regard to the local distillery which we talked about last month, which the District claims was the source of the pollutant which upset the plants operation, what is the name of the claimed local distillery? What is the chemical name of the pollutant that the District alleges was dumped into the plant?
 - The incident in question, which occurred in June 2018, occurred while our operators were not on site, so we were unable to take samples and verify what was included in the load. Based on follow-up phone conversations with Impact, we concluded that the driver had recently conducted a clean-out of the equipment at Railean Distillers and had self-determined to discharge the product into our facility despite instructions to deliver to a facility more suitably setup to handle the load. As previously mentioned, the plant was monitored and process controls instituted to ensure a safe effluent, with none of the measured levels exceeding permitted limits; a subsequent investigation from TCEQ, instituted by your allegations of polluting the environment, resulted in no negative marks against the district either.
- Regarding the planned aforesaid to hire a contracted, for-profit company to take over operations management of the District, I respectfully request that the RFP be advertised on CivCast as well as the Houston Chronicle, since most all such contractors of this type are headquartered in Harris County.
 - As previously explained to you, CivCast is not a traditional venue for advertisements of this nature. The RFP will be advertised in several regional papers with sufficient exposure to return adequate proposals for consideration by the board.
- What is the status of the District's most recent effort to reallocate bond moneys? Please provide copies of the documents which the District alleges were recently submitted to the TCEQ for said reallocation.
 - We are still in discussion with the TCEQ regarding the reallocation and will update the public as soon as there are any developments.

Johnny Bellamy

- My name is Johnny Bellamy, this is Caleb Cristofaro, we're with Municipal District Services (MDS) and we understand that you guys are going to seek request for proposals (RFP) and we'd like to make ourselves known to you and we'd like to be on that list. We office in Kemah, we've operated WCID 12 for about 22 years now. We also manage Galveston 54, down by Buc-ee's. We have about 80 districts, you'll see what our qualifications are and

we'd love to be on your list. We have a full staff in Kemah, I have 2 B operators who live in San Leon and 2 A operators who live in Dickinson.

- When the District's RFP for contracted operations is published, we will be sure to notify MDS to afford an opportunity to apply.