

From: Jim Reed <jim.reed@ctcog.org>
Subject: Re: Follow Up to Creek Questions
Date: March 16, 2016 at 10:39:53 AM CDT
To: Frank Coachman <fcoachman@saladotx.gov>
Cc: Skip Blancett <blancettskip@yahoo.com>

I spoke with Kim late yesterday. Not the most productive of conversations. Bottom line, her assertion was that she has instructed staff to not share names of State and Federal Contacts due to those being used against The Village. I shared with her that if that is the case, staff should have referred me to Kim weeks ago. Instead, she has continued to go back and forth without that information being shared.

This lack of communication continues to shoot The Village in the foot. I can't tell you the number of people who are frustrated with the lack of communication from Village staff. All that was needed here was a response from staff that they are unable to provide the name and a referral to Kim.

Sorry to prolong this, just worried about our Village and the direction it is moving.

Sent from my iPhone

On Mar 15, 2016, at 3:50 PM, Frank Coachman <fcoachman@saladotx.gov> wrote:

Chrissy,

I am requesting that you give the name of the Corps of Engineer representative who commented on the unpermitted fill "with no determination" to Jim Reed.

He has a right to know as his property is directly affected by this unauthorized fill.

Frank Coachman

From: Christina Lee **Sent:** Tuesday, March 15, 2016 1:05 PM **To:** Jim Reed <jim.reed@ctcog.org> **Cc:** Frank Coachman <fcoachman@saladotx.gov>; Dirk Aaron <Dirk.Aaron@clearwaterdistrict.org>; COMM Tim Brown <tim.brown@co.bell.tx.us>; Kim Foutz <kfoutz@saladotx.gov> **Subject:** RE: Follow Up to Creek Questions

We have already indicated that the Corps was out there for a different reason (Main Street sewer), they saw the fill, and didn't raise any concerns. There was no determination. In no way did we indicate that they approved it or even discussed it for that matter. Therefore, calling the Corps will only raise unnecessary scrutiny, primarily to the sewer project. The first point of investigation is always the Village Engineer and that is what we are doing. Thank you.

From: Jim Reed [<mailto:jim.reed@ctcog.org>] **Sent:** Tuesday, March 15, 2016 12:28 PM **To:** Christina Lee <clee@saladotx.gov> **Cc:** Frank Coachman <fcoachman@saladotx.gov>; Dirk Aaron <Dirk.Aaron@clearwaterdistrict.org>; COMM Tim Brown <tim.brown@co.bell.tx.us>; Kim Foutz <kfoutz@saladotx.gov> **Subject:** Re: Follow Up to Creek Questions

I'm not filing a formal complaint. All I am asking is for the contact information for the person you stated made the determination at The Corps of Engineers. Not sure why I can't just get that information. If they can explain their rationale, I'm okay with that. The rest are just my concerns, not a formal complaint. Sent from my iPhone

On Mar 15, 2016, at 11:45 AM, Christina Lee <clee@saladotx.gov> wrote:

Jim,

Thank you for submitting an official complaint. I will have our Floodplain Manager inspect the area and will advise you of any results and further actions that may be taken.

Thank you,

Chrissy Lee

From: Jim Reed [<mailto:jim.reed@ctcog.org>] **Sent:** Tuesday, March 15, 2016 11:25 AM **To:** Christina Lee <clee@saladotx.gov> **Cc:** Frank Coachman <fcoachman@saladotx.gov>; Dirk Aaron

<Dirk.Aaron@clearwaterdistrict.org>; COMM Tim Brown

<tim.brown@co.bell.tx.us> **Subject:** Re: Follow Up to Creek Questions

I do have some concerns. When we spoke you stated that Kim and a representative from The Corps of Engineers looked at the fill area in question and determined that there didn't appear to be a problem. I have asked for the name of who was at that meeting from The Corps of Engineers so I can discuss the basis of that determination. That contact has not been provided.

My intent is not to be difficult, it is to understand the rationale. My concerns are three-fold.

First, there is the basic issue of the lack of adherence to both The Village permitting process and the Corps floodplain management responsibilities. The lack of enforcement of these weakens and ultimately makes ineffective and unenforceable all of those regulations. To allow this to continue unaddressed is not an acceptable course of action in my opinion. There are recent developments which The Village has denied encroachment on the floodplain and those decisions could be endangered or challenged if this situation is not addressed.

Second, there has been no provided evidence that the fill has no impact now or in the future. Changes to the elevation of the floodplain are regulated for a reason and I think it is reasonable to ask that either The Village or the owner assess that impact to the satisfaction of those downstream within reason.

Third, the recent rains washed out a portion of the filled area due to a lack of sedimentation control fences or vegetation thus sending the fill material downstream. If we aren't going to enforce our floodplain regulations and ordinances, shouldn't we at least be enforcing the runoff requirements placed on other developments?

Please let me know how you intend to proceed. At a minimum I reiterate

my respectful request for the contact at The Corps of Engineers and a plan to stop the current fill from running off during the next rain event. Sent from my iPhone

On Mar 15, 2016, at 10:05 AM, Christina Lee <clee@saladotx.gov> wrote:

Jim,

The U.S. Army Corp of Engineers was with Kim several weeks ago walking along the creek at the property in question (110 N Main). Although they were there for a different project, they saw the fill that had taken place and did not raise any concern. This was not a formal inspection or ruling, just general observations. There is no documentation or approval since there was no permit pulled by the property owner. Should you have additional questions or concerns, we will ask our engineer to address the situation.

Respectfully,

Chrissy Lee
Village of Salado
254-947-5060

From: Lyndsey Barrett <lyndsey_barrett@hotmail.com>
Subject: Jim Reed Statement
Date: September 7, 2016 at 12:40:14 PM CDT
To: "blancettskip@yahoo.com" <blancettskip@yahoo.com>

Around the second week of March, I overheard a conversation that was on speaker phone between Kim Foutz and Jim Reed concerning some emails exchanged between Chrissy and himself regarding fill dirt. Mr. Reed and Mrs. Foutz spoke for several minutes and throughout the conversation I kept hearing Chrissy's name being brought up and Mr Reed continually indicated that he did not understand why Chrissy was being so difficult and unhelpful. Mr. Reed said that he was trying to get the name of an individual with the Army Corp of Engineers and that the email exchange between Chrissy and himself was unnecessary. Chrissy was in Kim's office the whole time listening to the entire conversation over the speaker phone. I do recall at one point Kim apologizing to Mr Reed and stated she was sorry if he felt like he had bad customer service from Chrissy.

Lyndsey Barrett

Sent from my iPhone