

MINUTES OF MEETING
OF THE
BOARD OF DIRECTORS

THE STATE OF TEXAS §
COUNTY OF ROCKWALL §
ROCKWALL COUNTY CONSOLIDATED MUNICIPAL UTILITY DISTRICT NO. 1 §

The Board of Directors (the "Board") of Rockwall County Consolidated Municipal Utility District No. 1 (the "District") met in regular session by audio conference, open to the public, on Tuesday, April 28, 2020 at 4:45 p.m.

Ms. Sarah Landiak, General and Bond Counsel for the District, announced that the Meeting would be conducted by audio conference to mitigate the spread of COVID-19. Ms. Landiak confirmed that Meeting participants will observe guidance provided by the Texas Attorney General's office to suspend certain requirements of the Texas Open Meetings Act. Ms. Landiak next stated that (i) Notice of the Meeting was given in accordance with Chapter 551, Government Code, and Chapter 49, Texas Water Code, as amended by the Governor's order and Attorney General's guidance; (ii) the Meeting was being conducted in a transparent and accessible manner; (iii) Meeting packets were distributed to all participants, and made available to the public; and (iv) the Meeting would be recorded, and available for electronic distribution upon request.

The roll was called of the members of the Board to-wit:

Bobby L. Jackson, Jr.	President
Burnis Frederick Turner	Vice President
Charles V. Hobbs, Jr.	Secretary
Jeffrey Maas	Assistant Secretary
Dianna Blakeney	Assistant Secretary

All Directors were present at the commencement of the meeting with the exception of Director Jackson, who joined the meeting during discussion of agenda item no. 5. Also participating were: Mr. Charles V. Hobbs, Jr., District resident; Ms. Virginia Blake of McCall Gibson Swedlund Barfoot PLLC ("McCall Gibson"); Mr. Ryan Nesmith of Robert W. Baird & Co. ("RW Baird"); Mr. Daniel Rawls, P.E. of LJA Engineering, Inc. ("LJA"); Ms. Kathi Dye of Dye & Toverly, LLC ("D&T"); and Ms. Sarah Landiak, attorney, and Ms. Genny Lutzel, paralegal, each of Winstead PC.

1. Public Communication and Comment. The Meeting was called to order at 4:48 pm, and Ms. Landiak opened the meeting for public communication and comment. Hearing none, Director Maas moved that the Board close the public communication and comment session of the meeting. Director Turner seconded said motion, which carried unanimously.

2. Minutes of February 25, 2020 Board of Directors Meeting. Following a discussion, Director Maas moved that the Board approve the Minutes of the February 25, 2020 meeting, as transcribed. Director Turner seconded said motion, which carried unanimously.

3. Consider Appointment of new Director to fill vacancy, including acceptance of Statement of Elected/Appointed Director, Oath of Office, and Affidavit of Director. The Board recognized Mr. Hobbs, a resident and property owner within the District, as a qualified candidate for consideration as a Director. Ms. Landiak confirmed that Mr. Hobbs has completed and submitted his Oath of Office and Statement of Officer forms. The Board acknowledged receipt of same, and, after a discussion and upon motion by Director Turner, seconded by Director Maas, the Board moved to accept the Oath of Office and Statement of Officer forms and appoint Charles V. Hobbs, Jr. to serve as a Director for the remainder of a term expiring on May 7, 2022. Director Hobbs participated in the remainder of the meeting.

4. Consider Reorganization of the Board of Directors and Election of Officers. Following a discussion, and upon motion duly made, seconded, and unanimously carried, the Board elected to retain the existing slate of offices.

Director Jackson joined the meeting at this time.

5. Open Government Training Requirements. Ms. Landiak noted that Director Hobbs has completed training requirements relative to the Open Meetings Act, and Public Information Act. No formal action was taken by the Board.

6. Discussion regarding possible Utility Refunding Bond Issue, Series 2020, engage underwriter, and take any action related thereto. Mr. Nesmith discussed the matter with the Board, and reviewed a summary report prepared by RW Baird, a copy of which is attached hereto as Exhibit "A". Mr. Nesmith recommended that the Board consider refunding a portion of the Unlimited Tax Refunding Bonds, Series 2013, and authorize RW Baird to recommend engagement of an underwriter. Mr. Nesmith responded to questions raised by Director Maas and Director Blakeney in connection with the proposed bond issue. Following a discussion, Director Maas moved that the Board authorize RW Baird to proceed with all action necessary to prepare a Series 2020 Utility Refunding Bond issue and to recommend engagement of an underwriter. Director Turner seconded said motion, which carried unanimously.

7. Engineer's Report. The Board recognized Mr. Rawls, who stated that acceptance of Woodcreek Phase 2D-3 is pending approving from the City of Fate, Texas. No formal action was taken by the Board.

8. Authorize LJA Engineering, Inc. to accept Electronic Bids pursuant to Texas Water Code, Section 49.2731. Mr. Rawls discuss the proposed method for advertisement and acceptance of electronic bids for District improvement projects. Following a discussion, Director Hobbs moved that the Board authorize LJA to accept electronic bids for District improvement projects. Director Turner seconded said motion, which carried unanimously.

9. Developer's Report. In the absence of a developer representative, no formal report was heard.

10. Consider approval from the Texas Commission on Environmental Quality (“TCEQ”) regarding use of surplus funds to purchase remaining water, wastewater and drainage facilities associated with Woodcreek Phase 2D-2, Storm Water Pollution Prevention Plan expenses for Woodcreek Phases 2D-2, and 2D-3, and engineering expenses for Woodcreek Phase 2D-3, and related Agreed-Upon Procedures Report; and disbursement of funds. Ms. Landiak discussed the matter with the Board, noting TCEQ’s approval for use of surplus funds. Next, the Board recognized Ms. Blake, who reviewed with the Board a draft AUP Report prepared by McCall Gibson, a copy of which is attached hereto as Exhibit “B”. Following a discussion, Director Maas moved that the Board (i) acknowledge TCEQ’s approval regarding use of surplus funds; (ii) approve the AUP report as presented; and (iii) authorize disbursement of funds related thereto. Director Turner seconded said motion, which carried unanimously.

11. Consider Conveyance of Facilities Relative to Completion of Improvements in Phases 2D2 and 2D3. Mr. Rawls discussed the status of completed facilities in Woodcreek Phase 2D2. Following a discussion, Director Jackson moved that the Board accept all improvements and conveyance instruments relative to same for Woodcreek Phase 2D2. Director Maas seconded said motion, which carried unanimously.

12. Bookkeeping Report. Ms. Galindo reviewed with the Board copies of a Bookkeeper’s Report prepared by D&T, a copy of which is attached hereto as Exhibit “C”. Following a discussion, Director Turner moved that the Board (i) approve the bookkeeping report; and (ii) authorize payment of bills presented by checks drawn on the District’s accounts as listed thereon. Director Maas seconded said motion, which carried unanimously.

13. Discussion regarding Tax Exemptions. The Board deferred action on the matter.

14. Authorize Bookkeeper to disburse Funds approved on the Bookkeeping Report. Ms. Landiak discussed the matter with the Board, noting that pursuant to Section 49.151(a), Texas Water Code, the Board of Directors typically disburses funds by checks, draft, order, or other instruments signed by a majority of the Directors. Next, Ms. Landiak stated that due to the current suspension of in-person meetings of political subdivisions such as the District, the Board may elect to authorize the bookkeeper to sign disbursements. Following a discussion, Director Maas moved that the Board authorize the bookkeeper to sign disbursements on behalf of the Board of Directors of the District, noting that said authorization would terminate upon motion of the Board when the declared State of Disaster ceases. Director Turner seconded said motion, which carried unanimously.

15. Tentative date for next meeting. Upon motion duly made, seconded and unanimously carried, the Board elected to schedule the next Board meeting on Tuesday, May 19, 2020, at 4:45 p.m., or until further notice.

16. There being no further business to conduct, Director Turner moved that the meeting be adjourned at 5:45 p.m. Director Hobbs seconded said motion, which carried unanimously.

APPROVED AND ADOPTED this 19th day of May, 2020.



/s/ Charles V. Hobbs, Jr.
Secretary