

**MINUTES OF THE MEETING
OF THE
BOARD OF SUPERVISORS**

THE STATE OF TEXAS §

COUNTY OF KAUFMAN §

WALDEN POND FRESH WATER SUPPLY DISTRICT OF KAUFMAN COUNTY §

The Board of Supervisors (the “Board”) of Walden Pond Fresh Water Supply District of Kaufman County (the “District”) met in special session, open to the public, on the 23rd day of February, 2021, by telephone conference.

Mr. Scott Eidman, legal counsel for the District, announced that the Meeting would be conducted by telephone conference to mitigate the spread of COVID-19. Mr. Eidman confirmed that Meeting participants would observe guidance provided by the Texas Attorney General’s office to suspend certain requirements of the Texas Open Meetings Act. Mr. Eidman 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 made available for electronic distribution upon request.

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

Linda Patman	President
Blake Beecroft	Vice President
Casie Eeds	Secretary
Randy Edwards	Assistant Secretary
Riley Hamilton	Assistant Secretary

All members of the Board were present by telephone at the commencement of the meeting with the exception of Supervisor Patman, thus constituting a quorum. Also present by telephone at the meeting were Ms. Kerry Tovery of Dye & Tovery, LLC; Mr. Alex Gonzalez-Rodiles of Barraza Consulting Group, LLC (“Engineer”); Ms. Karena Hauter of BGE, Inc. (“BGE”); and Mr. Scott Eidman, attorney, and Ms. Amy Bieber, paralegal, each of Winstead PC.

The meeting was called to order at 12:03 p.m.

1. The Board called for public communications and comments. There being none and upon motion by Supervisor Beecroft, seconded by Supervisor Eeds and unanimously carried, the Board adjourned the public comment section of the meeting.

2. The Board next acknowledged receipt of the Minutes from the October 20, 2020, Board meeting. After review and discussion, Supervisor Beecroft moved that the Board approve the Minutes as presented. Supervisor Edwards seconded said motion, which carried unanimously.

3. The Board next considered a Petition for Addition of Lands into the District (“Petition for Addition”) submitted by MM Forney 92, LLC, a copy of which is attached hereto as Exhibit “A”. Mr. Eidman reviewed the Petition with the Board, noting that the parcel to be considered for addition is located wholly within the extraterritorial jurisdiction of Dallas, Texas, and that the City Council of Dallas, Texas, has consented to the addition of these lands into the District. Next, Mr. Eidman reviewed an annexation feasibility report prepared by Barraza Consulting Group, LLC, a copy of which is attached hereto as Exhibit “B”. Following a discussion, Director Beecroft moved that the Board approve the addition of lands as described in the Petition for Addition. Director Eeds seconded said motion, which carried unanimously.

4. The Board next considered an Order Adding Lands and Redefining Boundaries (“Order”), a copy of which is attached hereto as Exhibit “C”. Consideration was next given to an Amended District Information Form (“ADIF”), a copy of which is attached hereto as Exhibit “D”. Mr. Eidman noted that the form has been amended to show the redefined boundaries of the District. Following a discussion, Director Beecroft moved that the Board (i) adopt such Order; (ii) approve the ADIF; (iii) authorize the recording of the Petition for Addition, Order, and ADIF in the deed records of Kaufman County, Texas; and (iv) file a copy of the Petition for Addition and Order with the Texas Commission on Environmental Quality (“TCEQ”). Director Edwards seconded said motion, which carried unanimously.

5. In the absence of a developer representative, the Board deferred action on a developer’s report.

6. The Board next recognized Mr. Gonzales-Rodiles, who updated the Board with regard to the off-site water and wastewater pipelines, noting that the construction plans for the off-site wastewater pipeline had been completed by BGE. No formal action was taken by the Board.

7. The Board continued to recognize Mr. Gonzalez-Rodiles, who presented to and reviewed with the Board an Engineer’s report dated February 23, 2021, a copy of which is attached hereto as Exhibit “E”. Mr. Gonzalez-Rodiles reported that the date for receiving bids for Phase 1 grading had to be postponed due to the snow storm. Mr. Gonzales-Rodiles next requested that the Board authorize the District’s Engineer to advertise for public bids for construction of the off-site wastewater pipeline improvement project per the construction plans prepared by BGE. Following a discussion, Supervisor Beecroft moved that the Board (i) approve the Engineer’s report as presented; and (ii) authorize the District’s Engineer to advertise for bids for the off-line wastewater pipeline improvement project as requested. Supervisor Hamilton seconded said motion, which carried unanimously.

8. The Board recognized Ms. Toverly, who presented to and reviewed with the Board a bookkeeping report dated February 23, 2021, a copy of which is attached hereto as Exhibit “F”. The Board next considered the authorization of the District’s bookkeeper to distribute funds as

approved on the bookkeeping report pursuant to Section 49.151, Texas Water Code. Mr. Eidman explained that such an authorization would allow for the Bookkeeper to sign and distribute payments on behalf of the Board so as to abide by social distancing guidelines related to COVID-19. Following a discussion, Supervisor Beecroft moved that the Board (i) approve the bookkeeping report; (ii) authorize the payment of bills listed thereon; and (iii) authorize the distribution of funds by the Bookkeeper. Supervisor Hamilton seconded said motion, which carried unanimously.

9. The Board next considered a review of the District’s current Investment Policy, dated January 28, 2020. Mr. Eidman noted that an annual review of said Policy is required, and that no amendments to the Policy are recommended by the District’s legal counsel at this time. Next, Mr. Eidman presented to and reviewed with the Board a Resolution Acknowledging Annual Review of the Investment Policy and Investment Strategies, a copy of which is attached hereto as Exhibit “G”. Following a discussion, Director Beecroft moved that Board approve the Resolution as presented. Director Hamilton seconded said motion, which carried unanimously.

10. The Board next considered a Resolution Adopting Prevailing Wage Rate Scale for Construction Projects, a copy of which is attached hereto as Exhibit “H”. Following a discussion, Director Beecroft moved that the Board approve the Resolution as presented. Director Hamilton seconded said motion, which carried unanimously

11. The Board next considered a Resolution Designating Depositories and Establishing Investment Accounts for Deposit of District Funds, a copy of which is attached hereto as Exhibit “I”. Following a discussion, Director Beecroft moved that the Board approve the Resolution as presented. Director Hamilton seconded said motion, which carried unanimously.

There being no further business to come before the Board, Supervisor Beecroft moved that the meeting be adjourned at 12:14 p.m. Supervisor Edwards seconded said motion, which unanimously carried.

APPROVED AND ADOPTED this 9th day of March, 2021.



/s/ Casie Eeds
Casie Eeds, Secretary
Board of Supervisors
Walden Pond Fresh Water Supply District of
Kaufman County