

MINUTES OF MEETING  
OF THE  
BOARD OF DIRECTORS

THE STATE OF TEXAS §

COUNTY OF HAYS §

ANTHEM MUNICIPAL UTILITY DISTRICT §

The Board of Directors (the "Board" or the "Board of Directors") of Anthem Municipal Utility District (also sometimes referred to herein as the "District") met in regular session at 805 Las Cimas Parkway, Building 3, Suite 310, Austin, Texas, a designated office of the District outside the boundaries of the District on March 8, 2023, and the roll was called of the members of the Board to-wit:

Brandon Brydson	President
Matt Jacobs	Vice President
Andrew Schreck	Secretary
Tammy Weber	Treasurer/Asst. Secretary
Eric B. Storm	Assistant Secretary

All members of the Board were present at the commencement of the meeting, except Director Weber. The record shall reflect Director Weber entered the meeting under item 6 herein. All directors present at the time a vote was taken voted on all items that came before the Board. Also present were Andy Barrett of Barrett & Associates, PLLC ("Barrett & Associates"), attorney for the District, Kimberly Studdard, paralegal, of Winstead PC ("Winstead"), bond counsel for the District, Hank Smith with Atwell, LLC ("Atwell"), engineers for the District, Justin Taack with Bott & Douthitt, PLLC ("Bott & Douthitt"), bookkeepers for the District, and Cody Abshire of Capital Area Utility Management, LLC ("CAUM"), operations firm for the District. In addition, Clark Wilson and Bradley Wilson representing Kyle 150, LP, a current owner and developer of the land within the District, were in attendance as well.

1. The Board called for public communications and comments, however none being heard, the Board moved on to the next item of business.

2. The Minutes from the Board's February 8, 2023 regular meeting were presented for review and approval. Following a motion by Director Storm, seconded by Director Schreck and unanimously carried, said Minutes were approved as written.

3. With regard to a developer's report, Clark Wilson noted that the amenity center is complete and that they are expecting to host a grand opening in April. Additionally, it was noted that they still have not been able to secure power to the lift station due to a delay in receiving a few switch gears necessary to power the station.

4. The Board then reviewed Atwell's March 8, 2023 Engineer's Summary for construction and status of the separate construction projects currently underway along with

recommendations for related pay applications and change orders, as applicable. By motion of Director Brydson, seconded by Director Storm and unanimously carried, the following recommended Atwell change order under the stated construction contract was unanimously approved:

Anthem Phase 4 contract with CC Carlton:  
Change Order No. 8 (\$22,200.19).

It was noted that the aforementioned change order was due to modification of the outfall box for one of the ponds to relocate it to the other side in order to avoid delays in having a functioning pond. The record shall reflect that a copy of the approved change order is attached hereto as **EXHIBIT "A"**.

Additionally, Mr. Smith noted that plans for the Elevated Storage Tank have been submitted to the City of Kyle ("City") and that the developer has paid a portion of the design costs associated with same.

5. With regard to the attorney's report, Mr. Barrett noted he had nothing further to add at such time.

6. The Board was then presented with a Resolution Requesting Use of Surplus Bond Funds, and it was noted that said Resolution was needed to accompany the application to the Texas Commission on Environmental Quality ("TCEQ") with regard to surplus funds in the amount of approximately \$221,728 following issuance of the District's Series 2023 Utility Bonds, as reflected in the Agreed Upon Procedures Report dated February 9, 2023, and such application being approved at the prior month's Board meeting. Ms. Studdard noted the surplus funds amount was confirmed by the District's bookkeeper, and upon motion by Director Jacobs, seconded by Director Storm, the Board unanimously approved the Resolution Requesting Use of Surplus Bond Funds. The record shall reflect Director Weber entered the meeting at this time.

7. The Board moved to the March 8, 2023 Accounting Report, and it was noted that action was needed by the Board related to director and vendor payments as well as a fund transfer in the amount of \$45,000 from the TexPool Tax Account to the TexPool Operating Account. Additionally, it was noted that approximately \$221,000 in property taxes was collected in December 2022 which is roughly 76% of projected total collections. Upon motion by Director Weber, seconded by Director Storm, the Board unanimously approved the Accounting Report and disbursement of funds, transfer and payments in accordance therewith.

8. Mr. Abshire then discussed with the Board an Operations Report dated March 7, 2023, and Mr. Abshire noted they visited the four existing ponds on February 3, 2023 and mowed detention ponds, as scheduled. Mr. Abshire discussed with the Board a proposal to clean up and maintain the larger area around the ponds. It was noted that they would need to scrape the larger area around the ponds and perform channel silt removal, and doing so simultaneously would save on the total cost. It was noted that the aforementioned process would usually need to be done bi-annually, but once performed, CAUM would be able to schedule and maintain mowing throughout. The proposal came in at roughly \$64,814.40, and it was noted that the price was subject to change based on CAUM's ability to possibly reuse materials from scraping. After a brief discussion, and upon motion by Director Jacobs, seconded by Director Storm, the Board unanimously approved the

proposed clean up and maintenance of the larger pond area in the amount of approximately \$64,814.40.

9. The Board then confirmed their next regular meeting date as April 12, 2023, and there being no further business to conduct, Director Jacobs moved that the meeting be adjourned, which motion was seconded by Director Weber and unanimously approved, and the Board adjourned until further call.

APPROVED AND ADOPTED this 12<sup>th</sup> day of April, 2023.



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Tammy Weber, Assistant Secretary  
Board of Directors  
Anthem Municipal Utility District