

MINUTES OF MEETING
OF THE
BOARD OF DIRECTORS

THE STATE OF TEXAS §
COUNTY OF ROCKWALL §
ROCKWALL COUNTY MUNICIPAL UTILITY DISTRICT NO. 9 §

The Board of Directors (the "Board") of Rockwall County Municipal Utility District No. 9 (the "District") met in regular session by audio conference, open to the public, on Tuesday, July 27, 2021 at 6:00 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:

Nicholas Helge	President
Thaddeus James Parker	Vice President
Jennifer Lynne Clark	Secretary
Megan Alexander	Assistant Secretary
Andrea Brandon Roland	Assistant Secretary

All members of the Board were present at the commencement of the meeting with the exception of Director Clark. All members present voted on all matters that came before the Board. Also participating were: Ms. Campbell Sinclair, and Mr. Ryan Nesmith of Robert W. Baird & Co. ("RW Baird"); Mr. Daniel Rawls, P.E. of LJA Engineering, Inc. ("LJA"); Ms. Kerry Tovery of Dye & Tovery, LLC ("D&T"); and Ms. Sarah Landiak, attorney, and Ms. Genny Lutzel, paralegal, each of Winstead PC.

The meeting was called to order at 6:05 p.m., and evidence was presented that public notice of such meeting had been given as required by law.

1. Public Communications and Comments. The Board opened the meeting to public communication and comments. After noting that there were no members of the public present, the Board closed the public communication and comment session of the meeting.

2. Minutes of April 27, 2021 Board of Directors Meeting. Following a discussion, Director Helge moved that the Board approve the April 27, 2021 minutes, as transcribed. Director Roland seconded said motion, which carried unanimously.

3. Engineer's Report. Mr. Rawls presented to and reviewed with the Board copies of an Engineer's Report attached hereto as Exhibit "A". Next, Mr. Rawls reviewed with the Board copies of the following Pay Applications and Change Orders from Acadia Services, LLC for utility improvements in Woodcreek Phase 9B, 9D-2: (i) Change Order No. 1 for increase in contract calendar days; (ii) Change Order No. 2 for increase in contract calendar days; (iii) Change Order No. 3 for increase in contract calendar days; (iv) Pay Application No. 1 for \$124,695.00; (v) Pay Application No. 2 for \$566,920.35; and (vi) Pay Application No. 3 for \$1,009,389.15. Following a discussion, Director Helge moved that the Board approve all Change Orders and Pay Applications as recommended by the District's Engineer. Director Alexander seconded said motion, which carried unanimously.

4. Proposal from LJA – Bond Support. Mr. Rawls presented to and reviewed with the Board copies of a proposal from LJA Engineering, Inc. to support the preparation of Utility Bond applications, a copy of which is attached hereto as Exhibit "B". Mr. Rawls discussed the proposed scope of services, and fees for same. Following a discussion, Director Helge moved to approve the proposal from LJA. Director Roland seconded said motion, which carried unanimously.

5. Hear Developer's Report. In the absence of a developer report, no formal action was taken.

6. Confirm receipt of 2021 certified tax roll prepared by Rockwall Central Appraisal District ("RCAD"); consider authorizing tax rate calculation services; and adopt resolution. Ms. Landiak confirm receipt of the 2021 tax roll, and recommended that the Board approve a resolution with RCAD to perform required tax rate calculations on behalf of the District for 2021. A copy of the draft Resolution Designating Chief Appraiser of RCAD to Calculate Tax Rate in Accordance with Section 26.04 of the Texas Tax Code, and Providing an Effective Date is attached hereto as Exhibit "C". Following a discussion, Director Roland moved that the Board approve the Agreement as presented. Director Alexander seconded said motion, which carried unanimously.

7. Review tax rate recommendation from Financial Advisor; approve proposed tax rate for 2021; adopt Notice of Water District Hearing on Tax Rate; and authorize publication of same. The Board next recognized Mr. Nesmith, who presented to and reviewed with the Board the 2021 tax rate calculations and recommendations from RW Baird, a copy of which is attached hereto as Exhibit "D". The total tax rate recommendation is \$0.75 per \$100 of net taxable value composed of a maintenance tax rate of \$0.13 per \$100 of assessed valuation, and a utility debt service tax rate of \$0.29 per \$100 of assessed valuation, and a road debt of \$0.33 per \$100 of assessed valuation. Following a discussion, Director Roland moved that the Board (i) approve the publication of a proposed total tax rate of \$0.75 per \$100.00 of assessed valuation; (ii) set the public hearing on the proposed tax rate for August 24, 2021, at 6:00 p.m. by telephone conference; and (iii) authorize publication of a Notice of Public Hearing on Tax Rate. Director Alexander seconded said motion, which carried unanimously.

8. Bookkeeping Report. Ms. Tovery reviewed with the Board copies of a Bookkeeper's Report dated July 27, 2021, a copy of which is attached hereto as Exhibit "E". Following a discussion, Director Parker moved that the Board (i) approve the bookkeeping report, (ii) authorize payment of bills presented by checks drawn on the District's accounts as listed thereon; and (iii) authorize the bookkeeper to sign disbursements on behalf of the Board of Directors of the District pursuant to Section 49.151(a), Texas Water Code, noting that said authorization would terminate upon motion of the Board when the declared State of Disaster ceases. Director Alexander seconded said motion, which carried unanimously.

9. Resolution Adopting Operating and Debt Service Budgets for Fiscal Year Ending August 31, 2022. Ms. Tovery reviewed the draft budget with the Board, copies of which are attached hereto as Exhibit "F". Following a discussion, Director Roland moved that the Board adopt the Operating and Debt Service Budgets as presented. Director Alexander seconded said motion, which carried unanimously.

10. Order Designating Office Locations Outside the District. Ms. Landiak discussed with the Board legislative changes to the Government Code relative to meeting locations. No formal action was taken by the Board.

11. Review and acknowledge correspondence from McCall Gibson Swedlund Barfoot PLLC ("MGSB") in connection with auditor services for fiscal year ending August 31, 2021. Ms. Landiak reviewed with the Board an audit continuance letter from MGSB, a copy of which is attached hereto as Exhibit "G". Following a discussion, Director Parker moved to acknowledge same. Director Roland seconded said motion, which carried unanimously.

There being no further business to conduct, Director Alexander moved that the meeting be adjourned at 6:33 p.m., until further call. Director Helge seconded said motion, which carried unanimously.

APPROVED AND ADOPTED this 24th day of August, 2021.




Secretary