Minutes of Meeting Board of Directors Kaufman County Fresh Water Supply District No. 1-A

June 3, 2021

The Board of Directors (the "Board") of Kaufman County Fresh Water Supply District No. 1-A (the "District") met in regular session by audio conference, open to the public, on Thursday, June 3, 2021 at 1:00 pm.

Director Leveling, Board President, announced that the Meeting would be conducted by audio conference to mitigate the spread of COVID-19. Director Leveling 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. Director Leveling 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:

Greg Leveling President
Steve Mitchell Vice President
William Rogers Secretary

Michael Regan Assistant Secretary
Ronald Sorenson Assistant Secretary

All Directors were present by audio conference at the commencement of the meeting. The following individuals were also recorded as present: Ms. Karena Hauter, P.E. with BGE, Inc. ("BGE"); Ms. Kerry Tovery of Dye & Tovery, LLC ("D&T"); Mr. Cameron Robinson of Inframark; Mr. RL Lemke of Pillar Income Asset Management; Mr. John Kissling, member of the Board of Directors of Kaufman County Fresh Water Supply District No. 1-B ("KC1-B"); and Mr. Ross Martin, attorney, and Ms. Genny Lutzel, paralegal, with Winstead PC.

- 1. <u>Call to Order</u>. The meeting was called to order at 1:05 p.m.
- 2. <u>Public Comments and Communications</u>. Director Leveling opened the meeting to public comment. Hearing none, Director Rogers moved that the Board close the public comment session. Director Mitchell seconded said motion, which carried unanimously.
- 3. <u>Minutes of May 6, 2021 Board Meeting</u>. Following a discussion, Director Rogers moved that the Board approve the Minutes of the May 6, 2021 Board Meeting. Director Sorenson seconded said motion, which carried unanimously.
- 4. <u>Engineer's Report</u>. Ms. Hauter reviewed with the Board copies of an Engineer's Report prepared by BGE, a copy of which is attached hereto as <u>Exhibit "A"</u>. Ms. Hauter next

summarized the status of construction projects currently underway within the District. Next, Ms. Hauter reviewed with the Board the following Pay Estimates:

(i) Regional Lift Station - Pay Estimate No. 14 in the amount of \$90,743.28 from McInnis Brothers Construction, Inc.; (ii) Windmill Farms Regional Sewer Project CR 212 to Windmill Farms Regional Lift Station (Package 1 – Force Mains and Gravity Main) - Pay Estimate No. 1 in the amount of \$263,857.50 from Belt Construction of Texas, LLC; and (iii) Windmill Farms Regional Sewer Project Mustang Creek Lift Station to CR 212 (Package 2 – Gravity Main) – Pay Estimate No. 2 in the amount of \$497,532.33 from Belt Construction of Texas, LLC.

Next, Ms. Hauter noted that BGE has prepared draft Risk Assessment Summary Reports for water and wastewater by utilizing the U.S. Environmental Protection Agency's Vulnerability Self-Assessment Tool in compliance with the America's Water Infrastructure Act of 2018.

<u>Executive Session</u>. Upon motion by Director Regan, seconded by Director Rogers, the Board voted unanimously to convene into Executive Session pursuant to Section 551.089, Texas Government Code to consult with the District's attorney regarding security devices or security audits for critical infrastructure.

Mr. Martin stated that all Board Members, District counsel, and Ms. Hauter would enter Executive Session by telephone conference in the manner set forth by email. The meeting was closed to the public at 1:34 p.m. The President reconvened the meeting in open session at 2:39 p.m., and stated that it would be appropriate at this time to consider the Risk and Resilience Assessment report.

Upon motion by Director Mitchell, seconded by Director Rogers, the Board unanimously authorized BGE to file the Risk and Resilience Assessment report with the Environmental Protection Agency, as required.

Following a discussion Director Mitchell moved that the Board accept the Engineer's report. Director Rogers seconded said motion, which carried unanimously.

- 5. <u>Developer's Report</u>. Mr. Lemke discussed the status of development and construction of single-family homes within the Windmill Farms community, noting three phases within Kaufman County Fresh Water Supply District No. 1-D. No formal action was taken by the Board.
- 6. Operator's Report. The Board recognized Mr. Robinson who reviewed with the Board copies of an Operator's Report, a copy of which is attached hereto as Exhibit "B". Next, Mr. Robinson discussed with the Board the need to repair Booster Pump #2 following operational issues as a result of rolling blackouts during the extreme winter weather event in February, 2021. Following a discussion, Director Rogers moved that the Board authorize Inframark to approve the quote from Tube Pump Systems in the amount of \$3,457.00 for repair of Booster Pump #2. Director Regan seconded said motion, which carried unanimously.

- Pookkeeping Report, Payment of Invoices, Current and Proposed Budget Matters, Bank Resolutions, and related Bookkeeping matters. Ms. Tovery reviewed with the Board copies of the Operating Expense Cash Report General Fund and Joint Utility Facilities and Operations report prepared by D&T, copies of which are attached hereto as Exhibit "C". Following a discussion, Director Mitchell moved to (i) approve the bookkeeper reports; and (ii) disbursement of funds. Director Rogers seconded said motion, which carried unanimously.
- 8. <u>Tentative Date for Next Meeting</u>. Upon motion duly made, seconded and unanimously carried, the Board scheduled the next meeting of the Board for Thursday, July 1, 2021, at 1:00 pm, or until further call.

After noting that there was no further business to come before the Board, the meeting adjourned at 2:54 pm.

Secretary Secretary