

#

## **MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS**

THE STATE OF TEXAS §

COUNTY OF HOOD §

CRESSON CROSSROADS MUNICIPAL UTILITY DISTRICT NO. 2 §

The Board of Directors (the "Board") of Cresson Crossroads Municipal Utility District No. 2 (also sometimes referred to herein as the "District") met in special session by audio conference, open to the public, on Friday, March 19, 2021, at 12:00 noon.

Mr. Scott Eidman, attorney for the District, announced that the meeting would be conducted by audio conference to mitigate the spread of COVID-19. Mr. Eidman stated that the Governor of the State of Texas has declared a state of disaster for all counties in the State of Texas. In accordance with said declaration, Mr. Eidman 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. 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; (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 Board to wit:

Aaron Langdon Grant	President
Randall K. Price	Vice President
Michael Aaron Hooser	Secretary
Cliff Steven May	Assistant Secretary
Derek Alan Tanner	Assistant Secretary

All members of the Board were present at the commencement of the meeting with the exception of Director Grant and Director Hooser. Also participating were: Mr. John Collins of Cresson Rentals; Mr. Ike Thomas of The Thomas Group, the developer representative; Ms. Kathi Dye, CPA of Dye & Toverly, LLC ("D&T"); Mr. Nathan Thompson of Peloton Engineering; and Mr. Scott Eidman, attorney, and Ms. Genny Lutz, paralegal, each with Winstead PC.

1. Call to Order. The Meeting was called to order at 12:03 p.m.
2. Public Communication and Comment. Mr. Eidman opened the meeting for public communication and comment. Hearing none, Director Price moved that the Board close the public communication and comment session of the meeting. Director May seconded said motion, which carried unanimously.

#

#

3. Statement of Officer Forms, Oaths of Office for Elected Directors. Mr. Eidman noted that following the May 2, 2020 Directors Election, Directors Price and May were each elected to serve on the Board for new four-year terms. Mr. Eidman noted that it would be appropriate to acknowledge receipt of the Statement of Officer Forms, and Oaths of Office at this time. Following a discussion, Director Price moved that the Board acknowledge same. Director May seconded said motion, which carried unanimously.

4. Reorganization of the Board of Directors. No formal action was taken by the Board.

5. Minutes of April 3, 2020, Board Meeting. Following a discussion, Director Tanner moved that the Board approve the Minutes of the April 3, 2020, Board of Directors Meeting. Director Price seconded said motion, which carried unanimously.

6. Engineer Report. Mr. Thompson stated that he was available to answer questions from the Board. Hearing none, no formal action was taken by the Board.

7. Developer Report. Mr. Thomas briefed the Board on general District matters, including expansion of wastewater treatment plant services, and discussions held with the City of Cresson. No formal action was taken by the Board.

8. Ratify and approve Utility and Roadway Development Agreement by and between the City of Cresson, Texas and Cresson Crossroads, LLC. Mr. Thomas reviewed the Agreement with the Board, a copy of which is attached hereto as Exhibit "A". Following a discussion, Director Mays moved that the Board ratify and approve said Agreement. Director Tanner seconded said motion, which carried unanimously.

9. Ratify and Approve Facilities Improvement Agreement by and between Cresson Crossroads, LLC and the City of Cresson. Mr. Thomas reviewed the Agreement with the Board, a copy of which is attached hereto as Exhibit "B". Following a discussion, Director Tanner moved that the Board ratify and approve said Agreement.

10. Modification and Extension of Facilities Improvement Agreement. Mr. Thomas reviewed the Agreement with the Board, a copy of which is attached hereto as Exhibit "C". Following a discussion, Director Tanner moved that the Board approve said Agreement. Director Mays seconded said motion, which carried unanimously.

11. Bookkeeping Report. Ms. Dye reviewed with the Board copies of a Bookkeeper's Report dated March 19, 2021, a copy of which is attached hereto as Exhibit "D". Following a discussion, Director Price 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 bookkeeper to disburse funds pursuant to Section 49.151(a) Texas Water Code. Director Tanner seconded said motion, which carried unanimously.

12. Resolution Designating Depositories and Establishing Investment Accounts for Deposit of District Funds. Mr. Eidman reviewed the draft Resolution with the Board, a copy of which is attached hereto as Exhibit "E". Following a discussion, Director Tanner moved that the Board adopt said Resolution. Director Price seconded said motion, which carried unanimously.

#

13. Ratify and approve renewal of District's insurance policies and bonds. Mr. Eidman reviewed with the Board copies of the renewal and premium summary, a copy of which is attached hereto as Exhibit "F". Following a discussion, Director Tanner moved that the Board ratify and approve the District's renewal of policies and bonds effective January 29, 2021. Director Price seconded said motion, which carried unanimously.

There being no further business to conduct, Director Tanner moved that the meeting be adjourned at 12:16 p.m. Director Price seconded said motion, which carried unanimously. The Board adjourned until further call.

#

APPROVED AND ADOPTED this 21<sup>st</sup> day of October, 2021.



/s/ Michael Hooser  
Secretary