

MINUTES OF SPECIAL MEETING OF
PASEO DEL ESTE MUNICIPAL UTILITY DISTRICT NO. 1
Tuesday, June 15, 2021

STATE OF TEXAS §
 §
COUNTY OF EL PASO §

The Board of Directors of Paseo del Este Municipal Utility District No. 1 (the "District") held a special meeting, open to the public, by video/telephone conference call, at 11:30 a.m. CT on Tuesday, June 15, 2021, and the roll was called of the directors of the Board, to-wit:

Jack Holford	President
Dan Roark	Vice President
Ken Mills	Secretary
Sid Covington	Assistant Secretary
Larry Mellenbruch	Assistant Secretary

and all of said persons were present, thus constituting a quorum.

Also present at the meeting were Ronald J. Freeman and Cyndi Ferris of the Law Offices of Ronald J. Freeman; Harrel L. Davis III of Gordon Davis Johnson & Shane, P.C.; and Kristi Hester and Daniel Martinez of Inframark.

1. The Board first considered wholesale water and sewer charges to the District from El Paso Water Utilities Public Service Board (the "PSB"). The Board entered into executive session at 11:35 a.m. Ms. Hester and Mr. Martinez left the meeting before the Board entered into executive session.

Upon the Board's return to the meeting at 11:59 a.m., Director Mills made a motion for the Board to approve (i) a Resolution authorizing the President, Vice President and all other officers and directors of the District, its attorneys, engineers, and other consultants and representatives, to take all actions necessary, appropriate or convenient to prepare, file and prosecute legal and administrative proceedings in appropriate federal and state courts and agencies or other tribunals, including without limitation, the District Courts of El Paso County, Texas, and the Texas Public Utility Commission related to (i) the PSB's breach of the District's wholesale water and sewer contract with the PSB and (ii) the demanding by the PSB of a wholesale water rate as of April 1, 2021, that is contrary to the provisions of Chapters 11, 12 and 13, Texas Water Code, and Texas common law principles and (iii) to also authorize the President to employ such other consultants, including attorneys, engineers, and other experts to assist in the preparation, filing and prosecution of any applications to cure the breach by the PSB of the wholesale contract or to implement other appropriate remedies regarding the rates El Paso Water Utilities charges the District for wholesale water service and/or sewer service. Director Mellenbruch seconded the motion, which the Board passed unanimously.

There being no further business to come before the Board, the meeting was adjourned.

Approved June 23, 2021.



Secretary, Board of Directors

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