

MINUTES OF MEETING  
OF  
BOARD OF DIRECTORS

STATE OF TEXAS §

COUNTY OF EL PASO §

PASEO DEL ESTE MUNICIPAL UTILITY DISTRICT NO. 11 §

The Board of Directors of Paseo del Este Municipal Utility District No. 11 of El Paso County held a regular meeting open to the public, July 8, 2021, said regular session of the Board of Directors being conducted solely by use of Zoom Video and telephone conference. The roll was called of the directors of the Board, to-wit:

Jose R. Soto	President
Vacant	Vice President
Darwin Voge	Secretary
Marisa Lascurain	Assistant Secretary
Alexandra Treviño	Assistant Secretary

All of said persons were present via Zoom Video and telephone conference thus constituting a quorum. Also in attendance via Zoom Video and telephone conference were Daniel Martinez of Inframark, LLC; Ron Freeman of the Law Offices of Ronald J. Freeman; Linda Troncoso and Cindy Chacon of TRE & Associates; Nur Labardini and Mike Puffer of Municipal Accounts and Consulting, L.P.; and Ty Embrey and Joe Jimenez, paralegal, of Lloyd Gosselink Rochelle & Townsend.

1. The first item on the agenda was the review and approval of the minutes of the Board meeting of June 10, 2021. Upon a motion by Director Treviño and a second by Director Lascurain the minutes of said meeting were unanimously approved.

2. The next item before the Board was to consider public comments. No persons presented themselves via Zoom Video and telephone conference to speak at the meeting. There was no action required by the Board on this agenda item. No action was taken by the Board.

3. The next item before the Board was to consider and accept the resignation letter of Director Van Gundy as director of the Board, a copy of which is attached as **Exhibit "A"**. Upon a motion by Director Lascurain and a second by Director Treviño the Board unanimously accepted the resignation of Director Van Gundy as director of the Board.

4. The next item before the Board was to consider an update and information on activities of Paseo del Este Municipal Utility District No. 1 ("MUD No. 1").

Mr. Freeman provided the Board with an update on the MUD No. 1's efforts to resolve the issue of the rate increase that the El Paso Water Public Service Board has proposed to the District's wholesale water rates. Further, Mr. Freeman provided the Board with an update on efforts to secure COVID-19 relief funds that would go toward paying some of the current outstanding water and sewer bills. Ms. Troncoso provided an update on the current, ongoing efforts to determine and identify the main source of the water leaks and water loss within the District. There was no action required by the Board on this agenda item. No action was taken by the Board.

5. The next item before the Board was to consider the operator's report. Mr. Martinez next presented the operator's report, a copy of which is attached as **Exhibit "B"**. Mr. Martinez reported that as of the end of May the District had 392 total connections, and that no new connections were added during the current month. Mr. Martinez provided a brief summary of the activities for May to the Board on the following: (1) an update of activities and improvements to the District's distribution system; (2) an update on the population and occupancy rates during the current month; (3) an update on the number of delinquent accounts during the current month; and, (4) an update on the latest construction and maintenance activity within the Paseo del Este community and growth trends for the Paseo del Este MUD No. 11.

6. Ms. Troncoso next presented the engineer's report and updated the Board on the status of development activity within the District and the Paseo del Este community.

Ms. Troncoso next presented the following items for the Board's consideration and approval:

Emerald Park Unit Five  
Drainage, Water and Wastewater Improvements  
TRE No.: 1502-11762-35  
Pay Estimate No. 1 from Bain Construction - \$56,744.24.

Upon a motion by Director Treviño and a second by Director Lascurain, the Board unanimously approved the processing for Pay Estimate No. 1 in the amount of \$56,744.24 from Bain Construction for construction of the Emerald Park, Unit Five, Drainage, Water & Wastewater Improvements. A copy of the District Engineer's letter for Pay Estimate No. 1 is attached hereto as **Exhibit "C"**.

7. There was no developer's report.

8. The Board next considered the bookkeeper's report, a copy of which is attached as **Exhibit "D"**. Mr. Puffer provided the Board with a list of disbursements and balances, and presented a list of bills for payment for the Board's review and approval, including the following supplemental check: Supplemental Check No. 4929 to Director Soto in the amount of \$138.53.

Upon a motion by Director Lascurain and a second by Director Voge, the Board unanimously approved the bookkeeper's report with the list of disbursements and balances, and

the list of bills presented for payment, including the following supplemental check: Supplemental Check No. 4929 to Director Soto in the amount of \$138.53.

9. The Board next considered the general counsel's report. Mr. Embrey reported that Governor Abbott's office approved a request by the Texas Attorney General to keep in place the suspensions of the Texas Open Meetings Act until midnight of August 31, 2021. Therefore, as of September 1, 2021, all provisions of the Open Meetings Act will be effective and the Board's meetings thereafter must be conducted in full compliance with the Open Meetings Act.

Mr. Embrey explained that next Board meeting scheduled for August 12, 2021 will be the last meeting conducted via Zoom video and telephone conference. The Board's meeting in September 9, 2021, will be an in person meeting.

10. There being no further business before the Board, it was moved by Director Treviño, and seconded by Director Lascurain, to adjourn the meeting, which motion carried unanimously.

Passed and approved this 12th day of August, 2021.

  
Secretary, Board of Directors

(DISTRICT SEAL)

