

MINUTES OF MEETING  
OF  
BOARD OF DIRECTORS

STATE OF TEXAS §  
COUNTY OF EL PASO §  
PASEO DEL ESTE MUNICIPAL UTILITY DISTRICT NO. 10 §

The Board of Directors of Paseo del Este Municipal Utility District No. 10 of El Paso County met in regular session, open to the public, on February 7, 2023, at its meeting place within the District at the offices of Inframark, LLC, 13034 Eastlake Boulevard, Suites D-E, El Paso, Texas and via means of telephone conference number and Zoom Videoconference. The roll was called of the directors of the Board, to-wit:

Luis Ortega	President
Greg Spence	Vice President
Ysrael Valencia	Secretary
Martin N. “Teen” Lettunich	Assistant Secretary
George Mendez	Assistant Secretary

All of said persons were present thus constituting a quorum. Also present and in attendance were Erika Duran of Inframark, LLC; Margaret Livingston of Franklin Mountain Land Services Linda Troncoso of TRE & Associates; and Franklin Stubbs of Hunt Communities. Bob West of West, Davis & Company; Nur Labardini and Isaias Moreno of Municipal Accounts and Consulting, L.P.; and Ty Embrey, attorney, and Joe Jimenez, paralegal, of Lloyd Gosselink Rochelle & Townsend, P.C. participated in the meeting via Zoom Videoconference.

1. The first item on the agenda was the review and approval of the minutes of the Board meeting of January 3, 2023. Upon a motion by Director Spence and a second by Director Mendez the minutes of said meeting were unanimously approved.

2. The next item before the Board was to consider public comments. No persons presented themselves to speak at the meeting or via telephone conference or Zoom Videoconference. 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 adopt an Order Calling 2023 Directors Election to be held May 6, 2023 and authorize providing notice of election. Mr. Embrey reported that the Election Order for the Board’s consideration and approval is the standard Election Order that the Board has adopted in the past, and which the Board is required to adopt consistent with the State’s election laws. Mr. Embrey advised the Board that the Election, if called, would occur on May 6, 2023.

Upon a motion by Director Ortega and a second by Director Valencia, the Board unanimously approved the Order Calling 2023 Directors Election. A copy of the Order Calling Directors Election is attached as **Exhibit “A”**.

4. The next item before the Board was to consider and take action to approve the Contract for Election Services between El Paso County and Paseo del Este Municipal Utility District No. 10 (“Contract”). Mr. Embrey reminded the Board that the District has contracted with El Paso County to conduct its elections in the past. Mr. Embrey informed the Board that the Contract presented for their consideration and approval is substantively the same as the past election contracts that the District and County have executed. Upon a motion by Director Spence and a second by Director Lettunich, the Board unanimously approved the Contract for Election Services between El Paso County and the District. A copy of the Contract is attached as **Exhibit “B”**.

5. The next item before the Board was to consider and take action to approve a Joint Election Agreement (“Agreement”) by and among Socorro ISD, and Paseo del Este MUDs Nos 1, 2, 3, 5, 6, 7, 9, 10 and 11. Mr. Embrey explained that, if necessary, the County may notify and require that the District enter into this type of Agreement for Joint Elections held in conjunction with other El Paso elections. El Paso County has not notified the District that this Agreement is required at this time. Mr. Embrey recommended that the Board authorize him (Mr. Embrey), on behalf of the District, to enter into this type of Agreement with El Paso County, if it is necessary.

After further discussion, it was then moved by Director Ortega and seconded by Director Mendez that the Board authorize Mr. Embrey, on behalf of the District, to enter into a Joint Election Agreement with El Paso County, if it is necessary.

6. The next item on the agenda was the review and approval of the District’s annual audit report for the fiscal year ending September 30, 2022. Mr. West presented the audit report to the Board. Mr. West reviewed the audit report with the Board, which included a management discussion and analysis, financial statements, notes to financial statements, and required supplementary information. Mr. West informed the Board he had issued a clean opinion and recommended that the Board approve the District’s annual audit report for the fiscal year ending September 30, 2022. Upon securing the proper signature on the Annual Filing Affidavit, the Affidavit will be attached and incorporated with the Annual Financial Report filed with the Texas Commission on Environmental Quality.

After further discussion, it was then moved by Director Lettunich and seconded by Director Valencia that the District’s annual audit report for the fiscal year ending September 30, 2022 be approved, which motion carried unanimously.

7. The next item before the Board was to consider the report and update on activities of the Paseo del Este Municipal Utility District No. 1 (“MUD No. 1”). Ms. Livingston provided a brief update on the activities of MUD No. 1 and activities within the Paseo del Este community; a brief update on the park improvements and maintenance plans; an update on the maintenance facility; and an update on the landscape and pond maintenance programs within the Paseo del Este community.

8. The next item before the Board was to consider the operator's report. Ms. Duran next presented the operator's report, a copy of which is attached hereto as **Exhibit "C"**. Ms. Duran reported that as of the end of December the District had 1,207 total connections, and that two new connections were added during the current month. Ms. Duran provided a brief summary of the activities for December 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) reported on the latest construction and maintenance activity within the Paseo del Este community and growth trends for the Paseo del Este MUD No. 10.

9. 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.

10. Mr. Stubbs next presented the developer's report and updated the Board on the status of development activity within the District and the Paseo del Este community.

11. The Board next considered the bookkeeper's report, a copy of which is attached as **Exhibit "D"**. Mr. Moreno 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. Upon a motion by Director Spence and a second by Director Lettunich, the Board unanimously approved the bookkeeper's report with the list of disbursements and balances and the list of bills presented for payment.

12. There was no general counsel's report.

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

Passed and approved this 7th day of March, 2023.



**(DISTRICT SEAL)**

  
Secretary, Board of Directors