

MINUTES OF REGULAR MEETING OF  
PASEO DEL ESTE MUNICIPAL UTILITY DISTRICT NO. 3  
Thursday, December 14, 2023

STATE OF TEXAS                   §  
  §  
COUNTY OF EL PASO           §

The Board of Directors of Paseo del Este Municipal Utility District No. 3 (the “District”) held a regular meeting, open to the public, at TRE & Associates, LLC, located at 110 Mesa Park Drive, Suite 200, El Paso, Texas 79912, a regular meeting place of the Board of Directors of the District (the “Board”), and by video/telephone conference call at 9:00 a.m. (MST) on Thursday, December 14, 2023, and the roll was called of the directors of the Board, to-wit:

L. Gus Haddad	President
Ray Aauto	Vice President
Sandy Boswell	Secretary
Joel Quintana	Assistant Secretary
Lizbeth Cabrera	Assistant Secretary

and all said persons were continuously present, thus constituting a quorum. Director Quintana attended the meeting via video/telephone conference call.

Also present were Michael G. McLean of Gordon Davis Johnson & Shane, P.C.; Kayla Marshall of Gordon Davis Johnson & Shane P.C. (by video/telephone conference call); Bob West of West, Davis & Company, L.L.P. (by video/telephone conference call); Nadia Ganser of TRE & Associates, L.L.C. (by video/telephone conference call); Margaret Livingston of Franklin Mountain Land Services; Erika Duran of Inframark; and Frank Ortiz of TRE & Associates, L.L.C. Tyler Wilson of Municipal Accounts & Consulting, L.P. entered the meeting during Item No. 2, by video/telephone conference call.

1. The Board first considered approval of the minutes of the Board’s November 9, 2023, meeting. Director Boswell made a motion to approve the minutes. Director Aauto seconded the motion, which the Board passed unanimously.

2. As its next item of business, the Board received the Intergovernmental Coordinator’s Report, providing the following updates:

- a. Ms. Ganser provided a brief update related to the \$6,000,000 Contract Tax Revenue Bonds;
- b. Mr. McLean provided brief updates on the PSB Litigation;
- c. No updates were provided related to the Inframark Contract; and
- d. Ms. Livingston provided updates related to the Interim Field Office and landscaping within the Paseos.

No action was taken by the Board.

3. The Board then considered the General Manager's and Operator's Report. Ms. Duran gave a report summarizing the status of development within the District and other districts. No action was taken by the Board.

4. The Board next considered approving payment of bills and invoices and the financial report. Mr. Wilson presented the financial report for the District along with bills and invoices. After discussion, Director Adatao made a motion to approve the (i) payment of bills and invoices listed in the report (Check Nos. 4778 – 4788); and (ii) Supplemental Check No. 4789 in the amount of \$2,500.00 payable to West, Davis & Company, L.P. Director Cabrera seconded the motion, which the Board passed unanimously. A copy of the Bookkeeper's Report is attached to these minutes.

5. The Board then considered approval of distribution of surplus funds. Mr. West provided a brief report. Upon a motion by Director Adatao and a second by Director Boswell, the Board unanimously approved the Report on the Application of Certain Agreed Upon Procedures relating to the District's Use of \$150,000 Surplus Operation and Unlimited Tax Bonds Funds.

6. The Board next considered approval of the Resolution Authorizing Application to the Texas Commission on Environmental Quality for Approval of eleventh Use of Surplus Funds. Director Adatao made a motion to approve the resolution. Director Cabrera seconded the motion, which the Board unanimously approved.

7. The Board then considered approval of the Proposal for Engineering Services from TRE & Associates, L.L.C., to begin work on the District's eleventh surplus funds application to the Texas Commission on Environmental Quality. Director Boswell made a motion to approve the engagement of TRE & Associates, L.L.C. Director Cabrera seconded the motion, which the Board unanimously passed.

8. The Board next considered approval of engagement of an Auditor for preparation of Agreed Upon Procedures ("AUP Report") for developer reimbursement in relation to the District's Use of Surplus Maintenance and Bond Funds. Director Adatao made a motion to approve the engagement of West, Davis & Company, L.P. Director Quintana seconded the motion, which the Board unanimously passed.

9. No Developer's Report was presented to the Board.

10. As its final act of business, the Board considered the Engineer's Report. Mr. Ortiz gave a brief report providing updates on the construction and development within the Paseo del Este MUDs. No action was taken by the Board.

11. No public comments were received.

There being no further business, the meeting was adjourned.

Approved January 11, 2024.

(SEAL)



Sandy Boswell  
Secretary, Board of Directors