

MINUTES OF REGULAR MEETING OF
PASEO DEL ESTE MUNICIPAL UTILITY DISTRICT NO. 5
Thursday, January 11, 2024

STATE OF TEXAS §
 §
COUNTY OF EL PASO §

The Board of Directors of Paseo del Este Municipal Utility District No. 5 (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 10:30 a.m. (MST) on Thursday, January 11, 2024, and the roll was called of the directors of the Board, to-wit:

Salvador Alonzo, Jr.	President
Humberto Juarez	Vice President
Gerardo Sanchez	Secretary
Kristen Ortega	Assistant Secretary
Roman Ortiz	Assistant Secretary

and all said persons were continuously present, except Director Sanchez, thus constituting a quorum. Director Alonzo, Jr., 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); Ronald J. Freeman of Terrill & Waldrop; Bob West of West, Davis & Company, L.L.P. (by video/telephone conference call); Maria Urbina of Hilltop Securities, Inc. (by video/telephone conference call); Tyler Wilson of Municipal Accounts & Consulting, L.P.; 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, LLC.

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

2. As its next item of business, the Board considered Texas law regarding District meeting places. No action as taken by the Board. Director Juarez left the meeting during discussion of this item.

3. The Board then considered the District’s annual financial statements and Auditor’s report. Mr. West gave a brief report. Upon a motion made by Director Alonzo, Jr., and a second by Director Ortiz, the Board unanimously approved the Financial Statements, Supplemental Information and Independent Auditor’s Report for the Year Ended September 30, 2023. Director Juarez re-entered the meeting during discussion of this item.

4. The Board next received the Intergovernmental Coordinator's Report providing the following updates:

- a. Mr. Freeman and the District's Financial Advisor provided a report on the \$6,000,000 Contract Tax Revenue Bonds;
- b. Mr. Freeman provided a brief update on the PSB Litigation;
- c. Mr. Freeman provided a brief update on the Inframark Contract; and
- d. Ms. Livingston provided updates related to the Interim Field Office and Districts' logo.

No action was taken by the Board.

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

6. The Board next considered approving payment of bills and invoices and the financial report. Mr. Wilson presented a financial report for the District along with the bills and invoices. After discussion, Director Juarez made a motion to approve the payment of bills and invoices in the report (Check Nos. 5971 – 5985), except Check No. 5972 payable to Director Sanchez, as he was absent. Director Alonzo, Jr., seconded the motion, which the Board passed unanimously. A copy of the Bookkeeper's Report is attached to these minutes.

7. The Board then considered approval of the Resolution Authorizing Application to the Texas Commission on Environmental Quality for Approval of fourth Use of Surplus Funds. Director Ortega made a motion to approve the resolution. Director Juarez seconded the motion, which the Board unanimously approved.

8. The Board next considered approval of the Proposal for Engineering Services from TRE & Associates, L.L.C., to begin work on the District's fourth surplus funds application to the Texas Commission on Environmental Quality. Director Ortiz made a motion to approve the engagement of TRE & Associates, L.L.C. Director Ortega seconded the motion, which the board unnecessarily passed.

9. The Board then 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 Alonzo, Jr., made a motion to approve the engagement of West, Davis & Company, L.P. Director Ortiz seconded the motion, which the Board unanimously passed.

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

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

12. No public comments were received.

There being no further business, the meeting was adjourned.

Approved March 14, 2024.

(SEAL)




Secretary, Board of Directors