

**Midland County Utility District**  
**Regular Meeting Minutes**  
**September 20, 2022**

The Board of Directors of the Midland County Utility District met in a regular meeting on September 20, 2022, at 2405 W. Missouri Avenue, Midland, Texas 79701. The meeting was held pursuant to notice given to the public in accordance with the laws of the state of Texas. The meeting was open to the public.

**Item 1. Call to Order.** Dr. Viney called the meeting to order and made the following statement. It is 5:30 p.m. on September 20, 2022, and I am calling to order the regular meeting of the Midland County Utility District.

Board members present were:  
Dr. Shelton Viney  
Joe Patten  
Alan Lang  
Jackie Schneider

Also present at the meeting were:  
Jay Edwards                      District General Manager  
Shane Darley                     Parkhill Smith & Cooper  
Bill Bain                            District Bookkeeper

Also present at the meeting via Zoom were:  
John Carlton                     Counsel for Midland County Utility District  
Jason Bethke                      Permian Water Basin Resources

**Item 2. Establish a Quorum.** Dr. Viney announced that a quorum was present.

**Item 3. Review Public Comments.** No members of the public were present to address the Board.

**Item 4. Discuss and consider taking action on minutes from the August 11, 2022 Regular Meeting.** Dr. Viney called Item 4 on the agenda. Mr. Lang made a motion to approve the minutes of the August 11, 2022 regular meeting. The motion was seconded by Mr. Patten and unanimously approved by a vote of 4-0.

**Item 5. Receive financial report from District's Bookkeeper and consider: (a) approval of payment of bills and invoices; and (b) approval of financial report.** Mr. Bain presented the financial report and expenditures. Mr. Edwards discussed engineering invoices that may have been miscoded, and Mr. Bain responded that he will review the invoices and correct them if necessary.

(a) **Approval of payment of bills and invoices:** Mr. Patten moved to pay the bills and invoices as presented in the financial report. Mr. Schneider seconded the motion, and the motion passed 4-0.

(b) **Approval of financial report:** Mr. Lang made a motion to approve the financial report and the quarterly investment report. Mr. Patten seconded the motion, and the motion passed 4-0.

**Item 6. Discuss and consider the FY2023 Budget and take any action necessary.**

Mr. Edwards presented the budget to the Board. The Directors discussed the budget and the Resolution Adopting Budget. Mr. Schneider moved to approve the Resolution Adopting Budget, and Mr. Patten seconded the motion. The motion was approved 4-0.

**Item 7. Conduct a public hearing on the District's proposed tax rate.** Dr. Viney opened the public hearing at 5:43 p.m. There were no public comments, and Mr. Lang moved to close the public hearing at 5:43 p.m. Mr. Schneider seconded the motion, and the motion passed 4-0.

**Item 8. Discuss and consider the District's 2022 tax rate, adopt an Order Levying Taxes, and authorize filing the Order with Midland County Tax Assessor/Collector.** Mr. Carlton discussed the Order Levying Taxes with the Board. Mr. Lang moved to adopt the \$0.003 tax rate, approve the Order Levying Taxes, and authorize filing the Order with the Midland County Tax Office. Mr. Patten seconded the motion, and the motion passed 4-0.

**Item 9. Discuss, consider, and take action as necessary regarding the District Information Form and authorize filing as appropriate.** Mr. Carlton discussed the District Information Form with the Directors. The Board discussed corrections to the Information Form. Mr. Schneider moved to approve the District Information Form as corrected and authorize filing as appropriate. Mr. Patten seconded the motion, and the motion passed 4-0.

**Item 10. Receive report from the District's General Manager and consider taking action regarding proposed plan to finance District improvements and plan for implementation as well as financial matters, utility planning and service issues, water supply evaluation and management.** Mr. Edwards presented his report to the Directors. Mr. Edwards also discussed favorable well water test results that have been received. No action was taken.

**Item 11. Discuss and consider acquisition of property for District facilities.** Mr. Edwards stated he will discuss property acquisition information with the Board in executive session, pursuant to Texas Government Code § 551.072. No action was taken.

**Item 12. Receive Park Water development updates.** Mr. Edwards stated that the Park Water developments are going smoothly, and Mr. Bethke confirmed that. No action was taken.

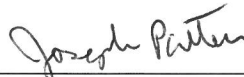
**Item 13. Receive report from District's attorney and consider taking action regarding contracts, legislative issues, regulatory issues and matters relating to future elections.** Mr. Carlton stated he had no updates for the Board.

**Item 14. Discuss time and date for next meeting.** Next regular meeting to be held on October 20, 2022, at 5:30 p.m. at 2405 W. Missouri Avenue, Midland, Texas 79701.

*The Board recessed into executive session to discuss acquisition of property under item 11 at 5:54 p.m. The Board reconvened in open session at 6:24 p.m. Dr. Viney stated that no action was taken.*

**Item 15. Adjourn.** Mr. Lang moved to adjourn the meeting, and Mr. Schneider seconded. The motion passed unanimously, and the meeting was adjourned at 6:25 pm.

Respectfully submitted,



---

Joe Patten  
Secretary