

Midland County Utility District

Regular Meeting Minutes

February 13, 2020

The Board of Directors of the Midland County Utility District met in a regular meeting on February 13, 2020 at 2405 West 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. The meeting was called to order at 5:31 p.m. by President Viney.

Board members present were:

Dr. Shelton Viney

Israel Rodriguez

Jackie Schneider

Alan Lang

Joe Patten

Board members absent were:

None

Also present at the meeting were:

Robert Rendall

Rendall Sikes PLLC

Casey Raines

Rendall Sikes PLLC

Bill Bain

Bookkeeper

Commissioner Robert Donnelly

Midland County

Gary Law

Midland Development Corporation

Jason Kelliher, P.E.

Dunaway Associates

Item 2. Dr. Viney announced that a quorum was present.

Item 3. No members of the public wished to speak.

Item 4. Dr. Viney called Item 4 on the Agenda. Mr. Schneider made a motion to approve the Minutes of the November 14, 2019 meeting which was seconded by Mr. Lang and passed unanimously.

Item 5. The Board received a report on the financial matters of the District.

Mr. Bain provided a financial report and a report on the outstanding bills and invoices. Mr. Rodriguez made a motion to pay the outstanding bills and invoices, a list of which is attached hereto. The motion was seconded by Mr. Lang. The motion was unanimously approved.

Item 6. Item deferred.

Item 7. Mr. Rendall provided a report and discussed the status of arrangements with Permian Basin Water Resources and discussions with the City of Midland. Commissioner Donnelly commented on the status of the agreement related to the Vander Ranch development.

- Item 8.** *The Board did not recess into Executive Session.*
- Item 9.** Mr. Rendall reported Kingdom Develops, LLC requested a denial for service for Greenwood Oasis (located at SCR 1084 and ECR 105). The General Manager previously provided a letter of Denial of Service. Mr. Rodriguez moved to ratify and approve the action of the General Manager. The motion was seconded by Mr. Patten and unanimously approved.
- Item 10.** Mr. Rendall suggested to the Board that the Board consider granting authority to the General Manager to approve denial of service letters until such time as the District has a distribution system ready for construction. After discussion, Mr. Lang made a motion to allow the General Manager to issue denial of service letters with the provision that the Board be advised of each such letter at its next meeting. The motion was seconded by Mr. Patten and unanimously approved.
- Item 11.** Mr. Rendall advised the Master Agreement with Permian Basin Water Resources LLC is ready for the Board to approve. After discussion Mr. Rodriguez made a motion to authorize Dr. Viney to execute the Master Agreement. The motion was seconded by Mr. Patten and unanimously approved.
- Item 12.** Mr. Rendall summarized an Interlocal Agreement with Midland County for maintenance of streets and roads in the Vander Ranch subdivision. After discussion and comments from Commissioner Donnelly, Mr. Schneider moved to approve the Interlocal Agreement and authorize Dr. Viney to execute it on behalf of the District. The motion was seconded by Mr. Patten and unanimously approved.
- Item 13.** Mr. Rendall advised the Board in conjunction with the Interlocal Agreement for the roads and streets in the Vander Ranch subdivision, a document needing to be executed with the Vander Ranch HOA for reimbursement of any cost incurred by the District. After Discussion, Mr. Rodriguez made a motion to authorize Dr. Viney to sign the agreement with the Vander Ranch HOA. The motion was seconded by Mr. Land and Passed unanimously.
- Item 14.** Mr. Rendall discussed with the Board the requirements of the Texas Cybersecurity Training required by HB 4636. No action taken.
- Item 15.** Dr. Viney announced a meeting of the Board would take place on Thursday, April 16, 2020 at 5:30 p.m., subject to call of the President.
- Item 16.** The meeting was adjourned at 6:19.

Respectfully submitted,

Joe Patton
Secretary

**Midland County Utility District
Disbursements**

Date	Name	Split	Amount
10/02/19	William R Bain	Bookkeeping Services	(1,500.00)
10/07/19	Rendall Sikes LLC	-SPLIT-	(6,581.58)
10/30/19	Parkhill Smith & Cooper	Management Fees	(224.53)
11/06/19	William R Bain	Bookkeeping Services	(1,500.00)
11/19/19	Johnson Miller & Co., CPA's	Audit	(5,000.00)
11/27/19	Parkhill Smith & Cooper	Engineering	(4,175.23)
12/02/19	William R Bain	Bookkeeping Services	(1,500.00)
12/09/19	Parkhill Smith & Cooper	Management Fees	(1,729.00)
12/12/19	Rendall Sikes LLC	Legal	(19,126.85)
12/13/19	The Carlton Law Firm	Legal	(143.76)
12/13/19	Victor Insurance Managers Inc.	Insurance	(520.00)
12/20/19	Midland Central Appraisal District	-SPLIT-	(1,087.09)
12/20/19	Parkhill Smith & Cooper	-SPLIT-	(9,510.66)
01/06/20	Rendall Sikes LLC	Legal	(4,680.00)
01/08/20	William R Bain	Bookkeeping Services	(1,500.00)
01/20/20	Johnson Miller & Co., CPA's	Audit	(12,403.00)
01/20/20	Parkhill Smith & Cooper	Engineering	(7,067.50)

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