

**Midland County Utility District**  
**Regular Meeting Minutes**  
**May 18, 2023**

The Board of Directors of the Midland County Utility District met in a regular meeting on May 18, 2023, 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.** Mr. Lang called the meeting to order and made the following statement. It is 5:30 p.m. on May 18, 2023, and I am calling to order the regular meeting of the Midland County Utility District.

Board members present were:

Joe Patten  
Israel Rodriguez  
Jackie Schneider  
Alan Lang

Board member present after the start of the meeting:

Dr. Shelton Viney

Also present at the meeting via Zoom were:

John Carlton	Counsel for Midland County Utility District
Bill Bain	District Bookkeeper
Shane Darley	Parkhill Smith & Cooper
Jay Edwards	Parkhill Smith & Cooper

**Item 2. Establish a Quorum.** Mr. Lang 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 April 20, 2023, regular meeting.** Mr. Lang called Item 4 on the agenda. Mr. Lang made a motion to approve the minutes of the April 20, 2023, regular meeting. The motion was seconded by Mr. Schneider and 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 investment report, financial report, and expenditures. Mr. Bain also reviewed the District's income and expenses.

**(a) Approval of payment of bills and invoices:** Mr. Schneider moved to pay the bills and invoices as presented in the financial report. Mr. Patten seconded the motion, and the motion passed 5-0.

**(b) Approval of financial report:** Mr. Schneider made a motion to approve the financial report and investment report. Mr. Patten seconded the motion, and the motion passed 5-0.

**Item 6. 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.** Jay Edwards provided his General Manager report and discussed the meetings he has had with the Midland County Judge.

Mr. Edwards also discussed the Highline agreement and explained that in the review of highline materials a new entity was found. Mr. Edwards explained that Bobcat Draw Holdings, LLC will need to be taken into consideration.

**Item 7. Discuss and consider acquisition of property for District facilities.** The item was not addressed.

**Item 8. Discuss and consider agreement for water supply.** Mr. Edwards discussed this in item 6 as part of the General Manager's report.

**Item 9. Receive Park Water development updates.** Mr. Edwards discussed the meeting he had with Jason Bethke and that MCUD does not agree to additional expansion fees. Mr. Edwards told Mr. Bethke MCUD would consider a lien.

**Item 10. Receive report from District's attorney and consider taking action regarding contracts, legislative issues, regulatory issues and matters relating to future elections.** Mr. Carlton discussed the Highline agreement and legal concerns with the new entity.

**Item 11. Review Code of Ethics & Financial Investment, Travel and Professional Services Policy.** The Board discussed the resolution. Dr. Viney moved to approve the resolution. Mr. Schneider seconded the motion, the motion passed 5-0.

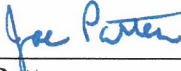
**Item 12. Discuss and consider the 5<sup>th</sup> Amended Resolution Designating Meeting Places.** The Board discussed the item. Mr. Schneider moved to approve adoption of the Resolution and Mr. Lang seconded. The motion passed 5-0.

**Item 13. Action regarding renewing Directors' bonds and Treasurer's bond or insurance.** The Board discussed the bonds. No action taken.

**Item 14. Discuss time and date for next meeting.** Next regular meeting will be held on June 15, 2023, at 5:30 p.m. at 2405 W. Missouri Avenue, Midland, Texas 79701.

**Item 15. Adjourn.** Dr. Viney moved to adjourn the meeting, and Mr. Lang seconded. The motion passed 5-0, and the meeting was adjourned at 6:32 pm.

Respectfully submitted,

  
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Joe Patten  
Secretary