

REGULAR SESSION
DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 1-C
BOARD MEETING MINUTES
April 20, 2021

1. Call to Order.

The Board of Directors of Denton County Fresh Water Supply District No. 1-C convened, with attorney Ross Martin pursuant to an Order from the Governor suspending certain requirements of the Texas Open Meetings Act, the Board of Directors of Denton County Fresh Water Supply District No. 1-A ("District") held a special meeting solely by telephone conference to mitigate the spread of COVID-19. The meeting was conducted in a transparent and accessible manner pursuant to the guidance provided by the Office of the Attorney General. Participants follow the guidelines described in the agenda.

Board Members in Attendance:

Toby Hermesmeyer, President
Preston D. Freeman, Vice President
Debra D. Caskey, Secretary/Treasurer

Albert Hodges, Assistant Secretary
David Moore, Assistant Secretary

Board Members Absent:

Staff & Advisors in Attendance:

John Philip Brosseau, General Manager
Ross Martin, Attorney, Winstead PC

Kristina Clark, Director of Administration
Robert Flint, Chief Financial Officer

Others in Attendance:

Brenda Martin, Annexation Liaison

Vicki Hahn, Winstead PC

2. Public communications and comments.

Mr. Martin opened the meeting for public communications and comments, however, no one present cared to make any comments, so a motion was made to close the public comment section of the meeting.

Motion: Toby Hermesmeyer, President

Second: Albert Hodges, Assistant Secretary

The votes were: 5 Yes, with 0 No, and 0 Abstained. The Motion passed.

3. Opening Remarks. A. Staff - None B. Presentations - None.

CONSENT AGENDA

Mr. Martin moved on to the Consent Agenda. The Board was presented with the General Manager's Report and associated documents. After all questions were answered and all remarks heard and with no further discussion a motion was made to approve the consent agenda, including all BIDS subject to attorney approval.

Motion: Albert Hodges, Assistant Secretary

Second: David Moore, Assistant Secretary

The votes were: 5 Yes, with 0 No, and 0 Abstained. The Motion passed.

4. Approve Minutes of the March 16, 2021 meeting.

5. Approval of the General Manager’s report with regard, but not limited to: Monthly Unaudited Financial Reports and if applicable, the Quarterly Investment Report; Monthly Tax Collection Report; Monthly Water and Sewer Report; Monthly Construction Activity Reports; and Ongoing Task List Items, and Security Report.

6. Review and ratify approval of construction pay applications, payment requisitions, change orders, and if applicable, bid tabulation and recommendation of contract award; bid solicitations, and/or proposals, if applicable, or other projects within the District, including, but not limited to, projects to be funded by the District’s Series 2020 separate Road and Utility Bonds.

ITEMS FOR INDIVIDUAL CONSIDERATION

7. Discuss and tentatively agree on two (2) separate proposed District hearing dates (in conjunction with the May and June Board meetings) on the proposed Third Amendment to Strategic Partnership Agreement Between the City of Lewisville, Texas and Denton County Fresh Water Supply District Nos. 1-A through 1-H – one of which hearings will be within the District and authorize notice of same to be included on the agendas of such meetings and in any other manner as deemed appropriate.

Mr. Martin asked the Board members to agree on the following dates May 18 and June 15 at the Golf Course for the Public Hearings on the Third Amendment to the Strategic Partnership Agreement between City of Lewisville and Denton County FWSD 1-a through 1-H. After no further comments a motion was made to approve the item.

Motion: Debra D. Caskey, Secretary/Treasure

Second: Albert Hodges, Assistant Secretary

The votes were: 5 Yes, with 0 No, and 0 Abstained. The Motion passed.

8. Review and approve Amended Order Establishing Records Management Policy and Appointing Records Management Officer.

Mr. Martin asked the Board to consider and approve the Amended Order Establishing a Management Program and a Appointing Records Management Officer. After no further discussion a motion was made to approve the item.

Motion: Toby Hermesmeier, President

Second: Albert Hodges, Assistant Secretary

The votes were: 5 Yes, with 0 No, and 0 Abstained. The Motion passed.

9. Discuss annual Cybersecurity Training for directors to be completed on or before June 14th.
No action was needed.

10. Review and approve Amended District Information Form and authorize filing of same with the Denton County Clerk and the Texas Commission on Environmental Quality (“TCEQ”).

Mr. Martin asked the Board to review and approve the Amended District Information Form and authorize filing of same with Denton County Clerk and TCEQ. After no further discussion a motion was made to approve the item.

Motion: Debra D. Caskey, Secretary/Treasure

Second: Albert Hodges, Assistant Secretary

The votes were: 5 Yes, with 0 No, and 0 Abstained. The Motion passed.

11. Review and approve a March 17, 2021 letter update from McCall Gibson Swedlund & Barfoot regarding a reallocation of payments previously made under the Agreed Upon Procedures report for the District’s Series 2020 Road Bonds.

Mr. Martin asked the Board to review and approve the March 17, 2021 letter update from McCall Gibson Swedlund & Barfoot regarding a reallocation of payments previously made under the Agreed Upon Procedures report for the District’s Series 2020 Road Bonds. After no further discussion a motion was made to approve the

Motion: Debra D. Caskey, Secretary/Treasure

Second: Preston D. Freeman, Vice President

The votes were: 5 Yes, with 0 No, and 0 Abstained. The Motion passed.

12. Acknowledge receipt and conduct annual review and approval of Arbitrage Rebate and Yield Restriction Compliance Service Program and related Rebate Summary compiled by Arbitrage Compliance Specialists, Inc. in connection with the District's outstanding 2020 bonds.

Mr. Martin asked the Board to review and approve of Arbitrage Rebate, Yield Restriction Compliance Service Program and related Rebate Summary compiled by Arbitrage Compliance Specialists, Inc. in connection with the District's outstanding 2020 bonds. After no further discussion a motion was made to approve the item.

Motion: Albert Hodges, Assistant Secretary

Second: David Moore, Assistant Secretary

The votes were: 5 Yes, with 0 No, and 0 Abstained. The Motion passed.

13. Authorize plan preparation and submittal to necessary parties, including but not limited to the TCEQ, in connection with townhome project and if timely, approve additional special engineering services agreement with Jones-Heroy to assist with such filing.

14. Authorize Jones-Heroy to begin preparation of a TCEQ surplus utility bond funds application (as covered under its existing agreement) for use of such funds to cover engineering design and related engineering services for the current proposed townhome project and final District project development and any additional District utility construction related costs and, when timely, authorize the execution and approval of a Resolution Requesting Use of Surplus Funds to accompany such application.

Mr. Martin asked the Board to review the plan preparation and submittal to necessary parties, including but not limited to the TCEQ, in connection with townhome project and authorize Jones-Heroy to begin preparation of a TCEQ surplus utility bond funds application. After no further discussion a motion was made to approve both items.

Motion: Debra D. Caskey, Secretary/Treasure

Second: Albert Hodges, Assistant Secretary

The votes were: 5 Yes, with 0 No, and 0 Abstained. The Motion passed.

15. Review and consider items to add to the next Board agenda.
Strategic Partnership Agreement.

16. Adjournment.

After all business was conducted, and there was no further comments, a motion was made to adjourn the meeting.

Motion: Debra D. Caskey, Secretary/Treasure

Second: Albert Hodges, Assistant Secretary

The votes were: 5 Yes, with 0 No, and 0 Abstained. The Motion passed.

Approved and adopted Tuesday, May 18, 2021



A handwritten signature in blue ink that reads "Debra Caskey".

Debra Caskey, Secretary, Board of Directors
Denton County Fresh Water Supply District No. 1-C