

REGULAR MEETING MINUTES – AMENDED**
TROPHY CLUB MUNICIPAL UTILITY DISTRICT NO. 1
BOARD OF DIRECTORS
March 22, 2023, at 6:30 p.m.

Trophy Club Municipal Utility District No. 1 Board of Directors, of Denton and Tarrant Counties, met in a regular session meeting on Wednesday, March 22, 2023, at 6:30 p.m., in the Boardroom of the Administration Building, 100 Municipal Drive, Trophy Club, Texas 76262. The meeting was held within the boundaries of the District and was open to the public.

STATE OF TEXAS §
COUNTIES OF DENTON AND TARRANT §

BOARD MEMBERS PRESENT:

Kevin R. Carr President
Ben Brewster Vice President
Doug Harper Secretary/Treasurer
William C. Rose Director
Tracey Hunter Director

STAFF PRESENT:

Alan Fourmentin General Manager
Laurie Slaght District Secretary
Mike McMahon Operations Manager
Steven Krolczyk Finance Manager
Emily Rodgers General Legal Counsel (Executive Session)

GUESTS PRESENT:

Steve Durman 4ManFurnace
Chris Ekrut NewGen Strategies and Solutions, LLC.

CALL TO ORDER AND ANNOUNCE A QUORUM

President Carr announced the date of March 22, 2023, called the meeting to order and announced a quorum present at 6:32 p.m.

CITIZEN COMMENTS

Steve Flynn 417 Ramsey Trail
Jeff Beach 2809 Sherwood Drive

REPORTS & UPDATES

1. Staff Reports
 - a. Capital Improvement Projects
 - b. Water Operations Report
 - c. Wastewater System Reports
 - d. Finance Reports

General Manager Fourmentin provided the monthly staff reports and answered questions related thereto.

CONSENT AGENDA

2. Consider and act to approve the Consent Agenda.
 - a. February 2023 Combined Financials
 - b. February 15, 2023, Regular Meeting Minutes
 - c. March 10, 2023, Special Meeting Minutes

Motion made by Director Rose and seconded by Director Brewster to approve the consent agenda as presented.

Motion carried unanimously.

REGULAR SESSION

3. Community Education Initiative Update.

Steve Durman presented the Board with an overview and schedule of the community initiatives, schedule and answered questions related thereto.

4. Discussion and possible action regarding annual Winter Average analysis.

Chris Ekrut with NewGen Strategies and Solutions, LLC., provided the Board with a presentation of the winter averaging analysis and made recommendations for an increase in the commercial sewer volumetric rate from \$6.78 to \$8.57.

5. Consider and act to adopt Rate Order No. 2023-0322A Establishing Policies, Procedures and Rates, Fees and Charges for Water and Sewer Services.

Motion made by Director Rose and seconded by Director Brewster to adopt Rate Order No. 2023-0322A Establishing Policies, Procedures and Rates, Fees and Charges for Water and Sewer Services, increasing the cost of commercial wastewater from \$6.57 to \$8.57/ and setting an effective date of April 1, 2023.

Motion carried unanimously.

6. Consider and act regarding approval of Contract No. 2023032201 with Kleen Pipe for wastewater collection system repairs.

Motion made by Director Rose and seconded by Director Harper to award Contract No. 2023032201 for wastewater collection system repairs to Kleen Pipe for an amount not to exceed \$190,000.00 and authorize the General Manager to execute the necessary documents.

Motion carried unanimously.

7. Discussion and possible action regarding First Amendment to Amended and Restated Contract for Wholesale Water and Wastewater to Town of Trophy Club.

Motion made by Director Rose and seconded by Director Harper to approve the First Amendment to Amended and Restated Contract for Wholesale Water and Wastewater to Town of Trophy Club with the addition in item 2 in the next to last sentence of September 20, 2016 “as amended and/or restated”.

Motion carried unanimously.

8. Discussion and possible action regarding the number of political signs per issue and per candidate allowed on District property. (Hunter)

Motion made by Director Hunter and seconded by Director Brewster to adopt a policy regarding political signs that anyone running for political office must obtain written permission from the District to plant a political sign on the fire department property, whereas, such document is provided to the District staff and or the General Manager at least one day prior to placement of the sign on the fire department property in addition, sign walkers with political signs shall be prohibited; and, allow only one sign to follow the direction of the Town sign policy.

For: Brewster, Hunter

Opposed: Carr, Harper, and Rose

Motion failed 3-2

9. Discussion and possible action regarding the Town of Trophy Club/Westlake Financial Feasibility Study concerning dissolution of District.

This item is moved to Executive Session to seek legal advice.

The Board convened into Executive Session at 8:12 p.m.

EXECUTIVE SESSION

10. Pursuant to Section 551.071 of the Texas Open Meetings Act, the Board may consult with its attorney in Executive Session on a matter in which the duty of the attorney to the Governmental Body under the Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act or to seek advice of counsel on legal matters involving pending or contemplated litigation or settlement offers:

Consult with legal counsel to secure legal advice concerning joint strategic planning with the Town of Trophy Club.

Agenda item 9 is moved to Executive Session to seek legal advice.

The Board reconvened into Regular Session at 9:32 p.m.

REGULAR SESSION

11. Consider and act regarding items discussed in Executive Session.

Cost Participation

Motion made by Director Brewster and seconded by Director Hunter to approve the District participation in cost sharing the feasible study with the Town of Westlake and the Town of Trophy Club in the financial dissolution of the district for an amount not to exceed 1/3rd of the total cost of the study.

For: Brewster, Hunter

Oppose: Rose, Harper, and Carr

Motion Failed 3-2

NewGen Participation

Motion made by Director Brewster and seconded by Director Carr to allow NewGen Strategies and Solutions, LLC., to participate in the feasibility study for dissolution of the District.

For: Brewster, Carr, Harper, and Hunter

Oppose: Rose

Motion passed 4-1

Representatives to attend committee meetings.

Motion made by Director Brewster and seconded by Director Hunter to have the General Manager, Board President, and Secretary/Treasurer participate in the feasibility study meetings.

For: Carr, Brewster, Hunter, and Rose

Abstain: Harper

****Motion passed 4-0-1**

12. Items for future agendas: Brewster/Rose – Add an item to discuss the Fire IIA.

13. Set future Meeting dates - April 19, 2023, at 6:30 p.m.

ADJOURN

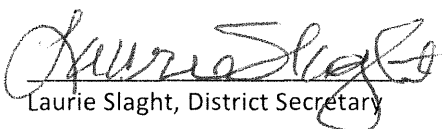
President Carr called the meeting adjourned at 9:52 p.m.



Kevin Carr, President



Doug Harper, Secretary/Treasurer



Laurie Slaght, District Secretary

