



MUSTANG SPECIAL UTILITY DISTRICT

REGULAR MEETING MINUTES

7985 FM 2931

Aubrey, TX 76227

www.mustangwater.com

Monday, December 16, 2024

6:00 PM

Mustang SUD Offices

Meeting Agenda Mustang SUD Board of Directors

Call to Order: Invocation, Roll Call of Directors:

(The MSUD Board of Directors enforces Section 551.042 of the Texas Government Code in which no discussion or action can be taken on an item that is not properly noticed.)

*President Michael Walker called the meeting to order at 6:00 p.m.
Director Michael Skelton, open invocation*

In Attendance:

<i>President Michael Walker</i>	<i>Chris Boyd</i>
<i>Vice President Matt Gauntt</i>	<i>Ken Skillman</i>
<i>Secretary Kim Lehere</i>	<i>Jacob Griffin</i>
<i>Director Angela Zarallo</i>	<i>Shelly Schon</i>
<i>Director Ken Mitchell</i>	<i>Stephanie Bernard</i>
<i>Director Mark Millar</i>	<i>Emily McBroom</i>
<i>Director Jeff Stafford</i>	<i>Chris Wilson</i>
<i>Director Michael Bolton</i>	<i>Aldo Zamora</i>
<i>Director Michael Skelton</i>	<i>Francisco Merino</i>
<i>Attorney Robert Harris</i>	

Visitor Comments: Recognition of Visitors and Visitor Comments:

(Visitors wishing to address the Board must complete a Speaker’s Request form and return it to Executive Assistant. Comments will be heard on a first-come first-serve basis. Visitors are allowed 3 minutes to speak. The Board is unable to respond to or discuss any issues that are brought up during this session that are not on the agenda, other than to make statements of specific information in response to a visitor’s inquiry or to recite existing policy in response to the inquiry. In addition, this is not the appropriate forum to address complaints against employees. Complaints of this nature should be addressed through the administration.

Visitors:

<i>Tanner Sheets</i>	<i>Westwood Professional Services</i>
<i>Todd Brehe</i>	<i>Nuvei-Paya</i>

CONSENT AGENDA:

1. November 2024 Financial Report
October 2024 Water Audit Report
112524 Regular Meeting Minutes

- a. *Vice President Matt Gauntt made a motion to approve the consent agenda as presented. Director Ken Mitchell seconded the motion. All present in favor.*

THE BOARD WILL DISCUSS THE FOLLOWING INDIVIDUAL ITEMS:

2. Engineer Report:

Regarding engineer matters, including current capital projects, planning recommended courses of action, specifications, proposed project reviews, operational requirements, and regulatory compliance.

- a. *Francisco Merino gave updates on current District projects. Sam with Steger Bizzell gave an update on the five year CIP Plan.*

3. Regarding Sandbrock WWTP Update.

- a. *Ken Skillman gave updates regarding Sandbrock WWTP odor.*

4. Communications Report:

Regarding public communications related to the District.

- a. *Stephanie Bernard gave updates on District Communication relating to social media and future outreach efforts.*

THE BOARD WILL DISCUSS AND ACT ON THE FOLLOWING INDIVIDUAL ITEMS:

5. Regarding Investment Policy-2024.

- a. *Director Jeff Stafford made a motion to approve the changes to the Financial Investment Policy as presented. Director Mark Millar seconded the motion. All present in favor.*

6. Regarding List Approved Financial Institutions and Broker/Dealers.

- a. *Director Jeff Stafford made a motion to approve regarding the List Approved Financial Institutions and Broke/Dealers as presented. Vice President Matt Gauntt seconded the motion. All present in favor.*

7. Regarding Agreement with Valley View Consulting, L.L.C.

- a. *Director Jeff Stafford made a motion to approve regarding an Agreement with Valley View Consulting, L.L.C. as presented. Vice President Matt Gauntt seconded the motion. All present in favor.*

8. Regarding Agreement with Paya.

- a. *Vice President Matt Gauntt made a motion to authorize the general manager to execute an agreement with Nuvi to negotiate a contract. Director Michael Bolton seconded the motion. All present in favor.*

9. Regarding the Non-Standard Service Agreement between Mustang Special Utility District & Pulte Homes of Texas, L.P.

- a. *President Michael Walker removed agenda item.*

10. Regarding the Amendment to the Non-Standard Service Agreement between Mustang Special Utility District & Paloma South L.P.

- a. Vice President Matt Gauntt made a motion to approve the Amendment to the Non-Standard Service Agreement between Mustang Special Utility District & Paloma South L.P. as presented. Director Ken Mitchell seconded the motion. All present in favor.

EXECUTIVE SESSION:

11. Executive Session:

1. The Board of Directors will Recess to Executive Session Pursuant to Tex. Gov't. Code Section 551.074, 551.074(1), and 552.102 to discuss personnel matters related to Mustang's Assistant General Managers.
2. The Board of Directors will Recess to Executive Session Pursuant to Tex. Gov't. Code Section 551.074 and 552.102 to discuss personnel matters related to Mustang's General Manager's Annual review, compensation, and contract.
3. The Board will recess to Executive Session pursuant to Chapters 552.103 and 552.107(1) of the Texas Government Code to consult, conduct communications with, and receive legal advice from its legal counsel which is protected by the Texas Rules of Evidence or the Texas Disciplinary Rules of Professional Conduct as attorney work product and/or the attorney-client privilege concerning legal actions to which Mustang is or may be a party with the Red River Ground Water District or others.

President Michael Walker convened to Executive Session at 8:01 p.m.

12. Return to Regular Session:

The Board of Directors will Reconvene to Open Session to discuss and act on any matter discussed in Executive Session listed in Section 11.

President Michael Walker called the meeting back to order at 9:49 p.m.

- a. Vice President Matt Gauntt made a motion to move to authorize the General Manager to retain Terrell & Waldrip as legal counsel to defend actions by the Red River Water District and others. Director Mark Millar seconded the motion. All present in favor.

GENERAL REPORTS:

- **Legal Services Update:**
Regarding current legal projects. Recommended courses of action, review of any District legal matters with actions taken and potential future legal matters which may impact the District.

None
- **President's Report:**
Regarding the conduct of the meeting, posted agenda items, committee assignments, and matters of current and future interest to the District.

None
- **General Manager's Report:**

Regarding legislative and regulatory matters, budgets, current projects, daily operational matters, including water and wastewater services, future planning, personnel, and future events and functions.

Chris Boyd mentioned that he will be out of the office until after the first of the year.

12. Recommendations of Items / Issues to be added to the agenda of the next MSUD Board Meeting:
(There can be no discussion of these items, only a listing.)

Discuss protocol regarding district notifications.

13. Adjournment: 9:57 p.m.

A handwritten signature in cursive script that reads "Michael Walker". The signature is written in black ink and is positioned above a horizontal blue line.

Michael Walker, Board President