

**Legacy Municipal Management District**

Board Meeting

**MINUTES**

Tuesday, November 14, 2023

at 10:30 a.m. CST

1826 North Loop 1604 West, Suite 260,

San Antonio, TX 78248

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1. Call to Order and Roll Call:
  - a. Johnathan Earl called the meeting to order at 11:14 a.m.
  - b. Directors Present: Melissa Johnson, Kathleen “Kandy” Walker, Dick Jones, and Mike Olson
  - c. Others Present: David Earl, Johnathan Earl, Megan Earl, Carllyn Walker, Victor Quiroga, Rick Walker (virtual attendance), Jeffrey Earl (virtual attendance), Jessica Carpenter (virtual attendance)
2. Determine Quorum: A quorum was present.
3. Public Comments: There were no public comments.
4. Public Hearing(s): None.
5. Consent Agenda:
  - a. Consider approval of the September 20, 2023, Minutes of the Legacy Municipal Management District Meeting:
    - i. *Kathleen “Kandy” Walker made a motion to approve the September 2023 meeting minutes of the Legacy Municipal Management District. Mike Olson seconded the motion. The motion was unanimously approved and carried.*
6. Action/Discussion Items:
  - a. Consider and take possible action on authorizing the general counsel to negotiate a tax collection agreement with Webb County Tax Assessor Collector:
    - i. *Mike Olson made a motion to authorize the general counsel to negotiate a tax collection agreement with the Webb County Tax Assessor Collector. Melissa Johnson seconded the motion. The motion was unanimously approved and carried.*
  - b. Consider and take possible action requesting the South Texas Agency for Resources (S.T.A.R.) to issue a request for proposals for audit services for the District and other members of S.T.A.R.:

- i. *Melissa Johnson made a motion to request South Texas Agency for Resources (S.T.A.R.) to issue a request for proposals for audit services for the District and other members of S.T.A.R. Mike Olson seconded the motion. The motion was unanimously approved and carried.*
- c. Consider and take possible action authorizing general counsel to identify and negotiate a service contract with a District Investment Officer pursuant to TEX. WATER CODE § 49.1571, with such contract to be presented before the Board for adoption, approval, or ratification:
  - i. *Kathleen "Kandy" Walker made a motion to authorize general counsel to identify and negotiate a service contract with a District Investment Officer pursuant to TEX. WATER CODE § 49 (with such contract to be presented before the Board for adoption, approval, or ratification). Mike Olson seconded the motion. The motion was unanimously approved and carried.*
- d. Consider and take possible action on Resolution Authorizing Execution and Adoption of Agreement for Bookkeeping Services for District with Municipal Accounts & Consulting, LP, a Texas limited partnership:
  - i. *Melissa Johnson made a motion to approve the Resolution Authorizing Execution and Adoption of Agreement for Bookkeeping Services for District with Municipal Accounts & Consulting, LP, a Texas limited partnership. Dick Jones seconded the motion. The motion was unanimously approved and carried.*
- e. Consider and take possible action on public employees blanket bond:
  - i. *Kathleen "Kandy" Walker made a motion to recommend that Municipal Accounts & Consulting, LP obtain a public employees blanket bond. Mike Olson seconded the motion. The motion was unanimously approved and carried.*
- f. Consider and take possible action regarding District policy(ies) as to public relations and media inquiries, including, but not limited to, procedure for handling, delegating a responsible person to respond on behalf of the District, procedure for interviews and press releases:
  - i. *Kathleen "Kandy" Walker made a motion to request South Texas Agency Resources issue a RFP for public relations and media inquiries. Melissa Johnson seconded the motion. The motion was unanimously approved and carried.*
- g. Consider and take possible action on Resolution Authorizing General Counsel for the District to Negotiate and Execute a Franchise Agreement with Medina Electric Cooperative, Inc., subject to approval and adoption of the Franchise Agreement by the Board:
  - i. *Kathleen "Kandy" Walker made a motion to approve a Resolution authorizing general counsel for the District to negotiate and execute a*

*franchise agreement with Medina Electric Cooperative, Inc. subject to the approval and adoption of the Franchise Agreement by the Board. Mike Olson seconded the motion. The motion was unanimously approved and carried.*

- h. Consider and take possible action on a Resolution Authorizing General Counsel for the District to Negotiate and Execute a Co-Location and Franchise Agreement, subject to approval and adoption of the Co-Location and Franchise Agreement by the Board:
  - i. *Melissa Johnson made a motion to approve. Kathleen "Kandy" Walker seconded the motion. The motion was unanimously approved and carried.*
  - ii.
- i. Consider and take possible action on Resolution Adopting District Investment Policy:
  - i. *Mike Olson made a motion to table Item 5.i. to a future Board meeting. Kathleen "Kandy" Walker seconded the motion. The motion was unanimously approved and carried.*
- j. Consider and take possible action regarding engagement agreement with Specialized Public Finance, Inc., as the District's financial advisor:
  - i. *Mike Olson made a motion authorizing Melissa Johnson to execute the engagement agreement with Specialized Public Finance, Inc., as the District's financial advisor. Dick Jones seconded the motion. The motion was unanimously approved and carried.*
- k. Consider and take possible action on an Order Canvassing the Results of the November 7, 2023, Election:
  - i. An election was held on November 7, 2023, and four propositions, A, B, C, D were considered. All propositions passed by 100%. No votes were cast in opposition. All affidavits will be filed with the Real Property Records of Webb County and the TCEQ to provide notice regarding the LMMD's taxing authority over the property in the District.
  - ii. *Melissa Johnson made a motion to approve an Order Canvassing the Results of the November 7, 2023, Election. Mike Olson seconded the motion. The motion was unanimously approved and carried.*
- l. Consider and take possible action on Resolution Authorizing and Approving Conveyance of 10.027 Acres of Real Property to South Texas Electric Cooperative, Inc., and such other matters incidental thereto:
  - i. *Mike Olson made a motion to approve the Resolution Authorizing and Approving Conveyance of 10.027 Acres of Real Property from the Legacy Municipal Management District to South Texas Electric Cooperative, Inc. Kathleen "Kandy" Walker seconded the motion. The motion was unanimously approved and carried.*

- m. Consider and take possible action on Resolution Authorizing and Approving Conveyance of 10.31 Acres of Real Property to American Electric Power, Inc., and such other matters incidental thereto:
  - i. *Melissa Johnson made a motion to approve the Resolution Authorizing and Approving Conveyance of 10.31 Acres of Real Property from the Legacy Municipal Management District to American Electric Power, Inc. Mike Olson seconded the motion. The motion was unanimously approved and carried.*
- n. Consider and take possible action on all other matters related to the District's November 2023 Election including such other matters incidental thereto:
  - i. *Kathleen "Kandy" Walker made a motion authorizing the District's General Counsel and the Secretary for the Board to take all such other actions as may be necessary to finalize and complete the November 2023 election. Mike Olson seconded the motion. The motion was unanimously approved and carried.*

7. Reports:

- a. Receive District Engineer's Report.
  - i. The District Engineer was not present, and no District Engineer's Report was received.

8. Executive Session:

- a. The Board did not enter executive session.

9. Adjourn:

- a. *Kathleen "Kandy" Walker made a motion to adjourn the meeting. Mike Olson seconded the motion. The motion was unanimously approved and carried, and the meeting was adjourned at 12:09 p.m.*

(SEAL)



  
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Secretary, Board of Directors