Legacy Water Supply Corporation

Special Meeting
MINUTES
April 2, 2026 at
10:00 a.m. CST
1826 North Loop 1604 West, Ste. 260
San Antonio , TX 78248

1. **Call to Order and Roll Call**:
   a. Johnathan Earl called the meeting to order at 10:11 a.m. CST.
   b. Directors Present: Kathleen "Kandy" Walker, Melissa Johnson; Kyle Koonce; Chris Arthur and Raul Leal attended virtually.
   c. Others Present: Johnathan L. Earl, David L. Earl and Robert Byrne James IV with Earl & Associates, P.C., General Counsel for the Corporation; Jordan Wise with Project Control; James P. Walker Jr.; Justin Hicks and Tom Sage with Hunton Andrews Kurth LLP, Bond Counsel for the Corporation.
2. **Determine Quorum**: A quorum was present.
3. **Public Comments**: There were no public comments.
4. **Public Hearing(s)**: None.
5. **Consent:** The following item(s) may be acted upon in a single motion. No separate discussion or action on any of these item(s) will be held unless pulled at the request of a member of the Board:
   a. Minutes of the Board of Directors for the Corporation Meeting held on February 26, 2026;
      i. *Kathleen "Kandy" Walker made a motion to approve the February 26, 2026, Legacy Water Supply Corporation Meeting Minutes. Kyle Koonce seconded the motion. The motion was unanimously approved and carried.*
6. **Action/Discussion Items:**
   a. Consider and take possible action on approving and authorizing execution of *Second Amendment to Wholesale Water Rate Study Agreement* with NewGen Strategies & Solutions;
      i. *After discussion, Raul Leal made a motion to approve and authorize the execution the Second Amendment to Wholesale Water Rate Study*

Agreement with NewGen Strategies & Solutions. Melissa Johnson seconded the motion. The motion was unanimously approved and varies.

b. Receive status updates on construction and permitting activities related to the Corporation's Interim and Permanent Water Supply Project from Project Control;

   i. *Dick McNary and Jordan Wise with Project Control provided updates on Agenda Item 5(a). No further action was required by the Board.*

c. Receive status updates on pursuit of state and federal grants and other funding for Regional Wholesale Water Project from General Counsel, Gene Lindgren, and Bond Counsel;

   i. *General Counsel and Bond Counsel provided updates on Agenda Item 5(b). No further action was required by the Board.*

d. Receive status update on construction schedule and activities related to the Interim and Permanent Water Treatment and Wastewater Treatment Facilities from TSG Water Resources – Texas, LLC;

   i. *No representative from TSG Water Resources – Texas, LLC, was present at the meeting. No action was taken by the Board on this item.*

e. Receive updates and/or presentation of formal rate study for wholesale water being conducted by NewGen Strategies & Solutions;

   i. *Kathleen "Kandy" Walker made a motion to table Agenda Item 5(e) and 5(f) until a future meeting date. Kyle Koonce seconded the motion. The motion was unanimously approved and carried.*

f. Consider and take possible action on Resolution Adopting Formal Rate Study Report conducted by NewGen Strategies & Solutions and Adopting Wholesale Rates as provided therein; and such other related actions incidental thereto;

   i. *Kathleen "Kandy" Walker made a motion to table Agenda Item 5(e) and 5(f) until a future meeting date. Kyle Koonce seconded the motion. The motion was unanimously approved and carried.*

g. Consider and take possible action on approving and authorizing execution of a Ground Lease for the Regional Water Treatment Plant Site with SE Legacy Development, LLC subject to review and approval as to form by General Counsel for the Corporation;

   i. *General Counsel provided background on Agenda Item 5(g). Kathleen "Kandy" Walker made a motion to approve and authorize execution of the Ground Lease for the Regional Water Treatment Plant Site with SE*

Legacy Development, LLC, subject to review and approval as to form by General Counsel for the Corporation. Kyle Koonce seconded the motion. The motion was unanimously approved and carried.

h. Receive status report/updates from Water Finance Exchange regarding status of applications and funding opportunities and consider and take possible action relating to reallocation of funds in existing budget with Water Finance Exchange;

   i. *General Counsel provided an update on Water Finance Exchange's efforts to-date. No representative from Water Finance Exchange was present at the meeting. No further action was taken by the Board.*

i. Consider and take possible action on Resolution Authorizing Preparation and Submittal of Application, Jointly or with Webb County as Sponsor, for Funding from NAD Bank Regarding Drinking Water and On-Site Septic Facilities Project for Currently Unserved Colonias in Webb County, Texas;

   i. *Melissa Johnson made a motion to approve the Resolution Authorizing Preparation and Submittal of Application, Jointly or with Webb County as Sponsor, for Funding from NAD Bank Regarding Drinking Water and On-Site Septic Facilities Project for Currently Unserved Colonias in Webb County, Texas. Kathleen "Kandy" Walker seconded the motion. The motion was unanimously approved and carried.*

j. Consider and take possible action on Resolution Authorizing Preparation and Submittal of Application, Jointly or with Webb County as Sponsor, for Funding from USDA Regarding Drinking Water and On-Site Septic Facilities Project for Currently Unserved Colonias in Webb County, Texas;

   i. *Melissa Johnson made a motion to approve the Resolution Authorizing Preparation and Submittal of Application, Jointly or with Webb County as Sponsor, for Funding from NAD Bank Regarding Drinking Water and On-Site Septic Facilities Project for Currently Unserved Colonias in Webb County, Texas. Kathleen "Kandy" Walker seconded the motion. The motion was unanimously approved and carried.*

k. Discussion and consideration of any new business required to be brought before the Board in the immediate future and possible action directing placement of same on agenda of future meeting;

   i. *No action was taken by the Board on this item.*

l. Consider and take possible action in consideration of next meeting date.

   i. *Kyle Koonce proposed a future Special Board meeting on April 16, 2026, at 11:30 a.m. CST, at 1826 North Loop 1604 West, Suite 260, San*

Antonio, Texas 78248. Melissa Johnson seconded the motion. The motion was unanimously approved and carried.

7. **Executive Session:** No action shall be taken in Executive Session. A closed Executive Session may be held if the discussion of any of the above agenda items concerns any one of the following:

    a. Seeking the advice of General Counsel concerning pending or contemplated litigation, settlement offers, or any matter in which the duty of General Counsel to the Board of Directors of the Corporation under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act (TEX. GOV'T CODE § 551.071);
    b. Deliberating the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third person (TEX. GOV'T CODE § 551.072);
    c. Deliberating a negotiated contract for a prospective gift or donation to the Corporation if the deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third person (TEX. GOV'T CODE § 551.073);
    d. Deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an employee or officer unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing (TEX. GOV'T CODE § 551.074); or
    e. Deliberating economic development negotiations or the offer of a financial or other incentive to a business prospect (TEX. GOV'T CODE § 551.087);
    f. Reconvene in Open Session to consider and take possible action on any item discussed in Executive Session.

        i. *The Board did not convene into Executive Session.*

8. **Reconvene in Open Session**

    i. *The Board did not convene into Executive Session.*

9. **Adjourn.**

    i. *Kathleen "Kandy" Walker made a motion to adjourn the meeting. Kyle Koonce seconded the motion. The motion was unanimously approved and carried, and the meeting was adjourned at 10:53 a.m. CST.*

(SEAL)

Secretary, Board of Directors