

Approval of Minutes from  
August 5, 2021  
Special Meeting

**SPECIAL MEETING  
OF THE BOARD OF DIRECTORS OF THE  
LUMBERTON MUNICIPAL UTILITY DISTRICT**

The special meeting of the Board of Directors of the Lumberton Municipal Utility District was held on Monday, August 5, 2021, at 8:00 a.m. at the offices of the District pursuant to notice duly posted in accordance with the law. The following members of the Board were present:

David Pitchford

David Desormeaux

Roger Smith

Jimmy Burk

Nick Carter

Also present were Robb Starr, Benny Lewis and Carla Belt as employees of the District and Guy Goodson of Germer PLLC as legal counsel for the District.

Agenda Item No. 1: Prayer and Pledge. A quorum being present, the meeting was called to order, and the prayer and the pledge were led by President Carter.

Agenda Item No. 2: Public Comments of Agenda Items. None.

Agenda Item No. 3: Presentation by legal counsel on election procedures for proposed District ballot proposition and election calendar for \$74,275,000 Lumberton Municipal Utility District Unlimited Tax Bonds, Series 2021 (the “Bonds”). The Board recognized legal counsel who provided the election calendar for the proposed November 2, 2021 election for the issuance of the \$74,275,000 Unlimited Tax Bonds, Series 2021. Legal counsel noted the dates for adopting the Order Calling the Bond Election had to be more than 78 days, but less than 90 days prior to the date of the election, and August 5<sup>th</sup> was in that window for calling the election. The Board then asked questions concerning the early voting, and a discussion followed on both the County wide early voting locations

as well as the voting locations on election day. Legal counsel noted as to the Joint Election Agreement that the County had consolidated precincts in the County in the area comprising parts of the District, so on election day, the District would have two polling locations for the voting precincts.

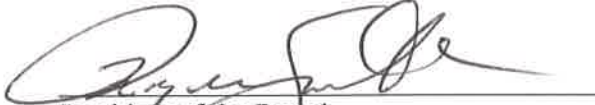
**Agenda Item No. 4: Order Calling Bond Election to be Held by the Lumberton Municipal Utility District, Making Provisions for the Conduct of the Election, and Resolving Other Matters Incident and Related to Such Election as to \$74,275,000 Lumberton Municipal Utility District Unlimited Tax Bonds (Proposition A).** The Board recognized legal counsel who presented the Order Calling Bond Election to be held by the District for the issuance of its \$74,275,000 Unlimited Tax Bonds (Proposition A). Legal counsel noted the Order had been reviewed by the offices of the Hardin County Clerk, and certain amendments made to identify specifically the main early voting location, the branch early voting locations and the early voting locations hereinabove mentioned for election day voting. Legal counsel further noted there were a number of requirements in the Order and accompanying Notice of Election that would be posted and published in the newspaper which included a statement of the ballot proposition, financial information as required by the Texas Election Code together with postings and publications. After discussion and upon motion duly made by Director Smith and seconded by Director Desormeaux, the Board unanimously approved the Order Calling Bond Election to be held by the District as to its \$74,275,000 Unlimited Tax Bonds (Proposition A) and to undertake the posting and publication as required by law.

**Agenda Item No. 5: Joint Election Agreement with Hardin County, Texas for conduct of a November 2, 2021 Election on the Bonds.** After discussion and upon motion duly made by Director Desormeaux and seconded by Director Burk, the Board unanimously approved the Joint Election Agreement with Hardin County, Texas for the conduct of a November 2, 2021 election on the ballot proposition.


Agenda Item No. 6: Reimbursement Resolution under Treasury Regulations §1.150-2 to provide for the reimbursement of cost incurred by the District as to the proposed District projects. The Board recognized legal counsel who advised this was simply an update to a Resolution previously adopted by the Board; however, that Resolution limited the maximum amount of bonds to \$70 million, so the Revised Resolution was to clarify that the bond issue size would be \$74,275,000 in identifying the same projects as previously identified. After discussion and upon motion duly made by Director Desormeaux and seconded by Director Pitchford, the Board unanimously approved the adoption of the Revised Reimbursement Resolution as presented.

Agenda Item No. 7: Public Comments. None.

Agenda Item No. 8: Adjournment. There being no further business, the meeting was adjourned at 8:24 a.m.

  
\_\_\_\_\_  
President of the Board

ATTEST

  
\_\_\_\_\_  
Secretary of the Board