

## WILDWOOD MUNICIPAL UTILITY DISTRICT

TO: THE BOARD OF DIRECTORS OF WILDWOOD MUNICIPAL UTILITY DISTRICT  
AND TO ALL OTHER INTERESTED PERSONS:

Notice is hereby given pursuant to Section 551, Texas Government Code, that the Board of Directors of Wildwood Municipal Utility District will hold a special Board meeting on Tuesday, February 13, 2024, at 11:00 a.m. at Winstead PC, 401 Congress Avenue, Suite 2100, Austin, Texas 78701 for the following purposes:

1. Public communications and comments;
2. Discuss resignation of Director and consider and approve an Order Appointing Director for the District;
3. Review and approve Minutes of May 16, 2023 Board of Directors meeting;
4. Discuss upcoming directors' elections, and if timely, act upon supplemental agenda;
5. Confirmation with respect to receipt of annual Municipal Securities Rulemaking Board Rule G-10 Disclosure Letter from the District's financial advisor, The GMS Group, L.L.C.;
6. Review and approve an Amended District Information Form and authorize filing with Bastrop County and the TCEQ;
7. Consider and approve a Resolution Approving Contingent Fee Contract (see attached "Notice of Contingent Fee Contract by and between Barrett & Associates, PLLC and the District") as relates to previously approved engagement letter/contract for legal services;
8. Consider and approve a Resolution Approving Contingent Fee Contract (see attached "Notice of Contingent Fee Contract by and between Winstead PC and the District") as relates to previously approved engagement letter/contract for legal services;
9. Hear report from developer on status of development, and if timely, authorize any needed assignments or amendments to existing Agreement for the Construction and Purchase of Facilities and Reimbursement for Costs;
10. Hear report from engineer, review of any bids received and recommendation letters from engineer as to awards of contract, status of contract awards, authorizations for additional contract advertisements, review and approvals of any needed plat approvals, pay applications or change orders under existing contracts, approve any necessary easements or conveyance of facilities, review and approve any recommendations for maintenance and improvement projects and related matters and take necessary action with respect thereto;
11. Discussion with regard to proposed substitution of lands, and adopt any orders and authorize any publications, as may be necessary, with regard thereto pending receipt of any applicable city consents and resolutions;
12. Update with regard to Wholesale Service Agreement between Aqua Water Supply Corporation, developer and the District, and take action, as may be necessary, with regard thereto;
13. Hear report from attorney, and authorize any negotiations with regard to the City of Bastrop, Bastrop County, water or wastewater service providers, or other service providers, as may be necessary, with regard to various agreements, consents and related matters, action with regard to a wastewater permit application with the TCEQ, and take necessary action with respect thereto;
14. Review and approve Cash Activity Report and related payments, authorize the opening of any new accounts and approve any necessary fund transfers, collateral agreements, and take further action with regard to any additional reporting or budget related matters;
15. Discuss and confirm tentative next meeting date; and
16. Adjournment.

The Board of Directors will go into Executive Session, if necessary and appropriate, pursuant to the applicable section of Subchapter D, Chapter 551, Texas Government Code Annotated, the Texas Open Meetings Act, on any matter that may come before the Board. No action decision or vote on any subject or matter may be taken unless specifically listed on the agenda for this meeting.


### Required Notice for District's First Meeting of the Calendar Year

The Board of Directors of Wildwood Municipal Utility District conducts its regular and special Board Meetings at a designated meeting location outside the boundaries of the District. Qualified resident electors of the District may request that the Board designate a meeting location within the District. For more information, please refer to Chapter 49 of the Texas Water Code, Section 49.062 (c).



EXECUTED this the 9<sup>th</sup> day of February 2024.

WILDWOOD MUNICIPAL UTILITY DISTRICT

  
Billy Wayne Newby, III, President  
Wildwood Municipal Utility District

**SUPPLEMENTAL AGENDA**

**WILDWOOD MUNICIPAL UTILITY DISTRICT**

**TO: THE BOARD OF DIRECTORS OF WILDWOOD MUNICIPAL UTILITY DISTRICT AND TO ALL OTHER INTERESTED PERSONS:**

Notice is hereby given pursuant to Chapter 551, Texas Government Code, that the Board of Directors of Wildwood Municipal Utility District ("District") will hold a special meeting on Tuesday, February 13, 2024, at 11:00 a.m. at Winstead PC, 401 Congress Avenue, Suite 2100, Austin, Texas, for the following purpose:

1. Consider and approve an Order Calling Directors Election to be held on Saturday, May 4, 2024 and authorize the execution of related joint election contract and/or election services agreement as may be necessary with other entities and Caldwell County in connection with the conduct of the election; and
2. Consider authorizing Notice of Election.

**ORDEN DEL DÍA SUPLEMENTARIO**

**DISTRITO MUNICIPAL DE SERVICIOS PÚBLICOS DE WILDWOOD**

**A: LA JUNTA DIRECTIVA DEL DISTRITO MUNICIPAL DE SERVICIOS PÚBLICOS DE WILDWOOD Y A TODAS LAS DEMÁS PERSONAS INTERESADAS:**

Por la presente se da aviso, de conformidad con el Capítulo 551, Código de Gobierno de Texas, que la Junta Directiva del Distrito Municipal de Servicios Públicos de Wildwood celebrará una reunión especial el martes, 13 de febrero 2024, a las 11:00 a.m. en Winstead PC, 401 Congress Avenue, Suite 2100, Austin, Texas 78701 para:

1. Considerar y aprobar una Orden Convocando a la Elección de Directores que se celebrará el sábado, 4 de mayo de 2024; y autorizar la firma de un acuerdo de elecciones conjuntas y/o un contrato para servicios electorales según sea necesario con otras entidades y el Condado de Caldwell, Texas, en relación con la celebración de dicha elección.
2. Considerar autorizar el aviso de elección.

Ejecutado este el día 9 de febrero de 2024.

**DISTRITO MUNICIPAL DE SERVICIOS  
PÚBLICOS DE WILDWOOD**

/s/ Billy Wayne (Trey) Newby, III, Presidente  
Distrito Municipal de Servicios Públicos de Wildwood

NOTICE OF  
CONTINGENT FEE CONTRACT BY AND BETWEEN  
WINSTEAD PC AND  
WILDWOOD MUNICIPAL UTILITY DISTRICT

Pursuant to Chapter 2254.1036, Texas Government Code, notice is hereby given that Wildwood Municipal Utility District (the "District") considered a contingent fee contract for bond counsel legal services with Winstead PC ("Winstead"). The contingent fee contract by and between the District and Winstead was presented to the Board at a public meeting held on Thursday, January 20, 2022, at 12:00 p.m. at 2729 W SH 71, Cedar Creek, Texas 78612, which is within the boundaries of the District, and a separate Notice and accompanying Resolution Approving Contingent Fee Contract will be presented to the Board at a public meeting to be held on Tuesday, February 13, 2024, at 11:00 a.m. at Winstead PC, 401 Congress Avenue, Suite 2100, Austin, Texas 78701.

The engagement of Winstead is required to render professional services in connection with the authorization, sale, and delivery of bonds, certificates of participation, notes, or other evidences of indebtedness ("Bonds") on behalf of the District. Winstead will coordinate with the District and its consultants in the preparation of bond applications, official statements, and transcripts of legal proceedings to comply with the requirements of the Attorney General of the State of Texas, and will coordinate with the District and its consultants in all matters relative to the receipt and tabulation of bids for purchase of bonds. Additionally, Winstead will supervise the execution and delivery of the bonds to the original purchasers. Winstead will additionally provide an Opinion to confirm the validity of the bonds, and the tax-exempt status of the interest earned thereon under Federal Income Tax regulations, if applicable.

Members of the Winstead Public Finance Practice Group have been advising clients and serving as bond counsel on tax-exempt and taxable bonds, and rendering market opinions for governmental issuers, including special districts, for over 40 years. Winstead Public Finance attorneys are active members of the National Association of Bond Lawyers.

Winstead's fee for bond counsel services will be as follows: for new-money financings, 1.5% of the principal amount thereof; for refundings, 0.625% of the principal amount thereof; and for Anticipation Notes, 0.5%.

Winstead was engaged by the property owners of the District to assist with creating the District, and to provide for the financing of water, sanitary sewer, drainage, roadway, transportation, and similar infrastructure for master-planned developments to serve future residents and users. The District will consider the engagement of Winstead to serve as bond counsel at its organizational meeting.

Winstead's specialized practice in public finance transactions provides the District with professional expertise therein, including oversight and compliance with Local, State, and Federal regulatory agencies. Winstead is aware of the resources required to issue Bonds. Further, the District has no source of revenue sufficient to compensate an attorney in private practice under a contract for the payment of hourly fees without contingency in the context of a Bond issuance, nor does the District's support staff possess the qualifications or resources to properly represent the District in a Bond issuance. A contingent fee contract for bond counsel services with Winstead would allow the District to proceed with the issuance of Bonds in the most efficient, cost-effective, and feasible manner, resulting in benefits to future residents of Wildwood Municipal Utility District.

NOTICE OF  
CONTINGENT FEE CONTRACT BY AND BETWEEN  
ANDY BARRETT & ASSOCIATES, PLLC AND  
WILDWOOD MUNICIPAL UTILITY DISTRICT

Pursuant to Chapter 2254.1036, Texas Government Code, notice is hereby given that Wildwood Municipal Utility District (the "District") considered a contingent fee contract for bond counsel legal services with Andy Barrett & Associates, PLLC ("Barrett"). The contingent fee contract by and between the District and Barrett was presented to the Board at a public meeting held on Thursday, January 20, 2022, at 12:00 p.m. at 2729 W SH 71, Cedar Creek, Texas 78612, which is within the boundaries of the District, and a separate Notice and accompanying Resolution Approving Contingent Fee Contract will be presented to the Board at a public meeting to be held on Tuesday, February 13, 2024, at 11:00 a.m. at Winstead PC, 401 Congress Avenue, Suite 2100, Austin, Texas 78701.

The engagement of Barrett is required to render professional services in connection with the authorization, sale, and delivery of bonds, certificates of participation, notes, or other evidences of indebtedness ("Bonds") on behalf of the District. Barrett will coordinate the District consultants in drafting the initial bond application documents, including bond applications, and will review with the District and its consultants these drafts. Barrett will also work with to comply with the Attorney General of the State of Texas and relevant State Agencies in the review process.

Barrett has represented Conservation and Reclamation Districts for over 20 years and has been part of over twenty bond issuances.

Barrett's fee for bond counsel services will be as follows: for new-money financings, 1.5% of the principal amount thereof; for refundings, 0.625% of the principal amount thereof; and for Anticipation Notes, 0.5%.

Barrett was engaged by the property owners of the District to assist with creating the District, and to provide for the financing of water, sanitary sewer, drainage, roadway, transportation, and similar infrastructure for master-planned developments to serve future residents and users. The District will consider the engagement of Barrett to serve as general counsel at its organizational meeting.

Barrett's specialized practice in Conservation and Reclamation Districts provides the District with professional expertise therein, including oversight and compliance with Local, State, and Federal regulatory agencies. Barrett is aware of the resources required to issue Bonds. Further, the District has no source of revenue sufficient to compensate an attorney in private practice under a contract for the payment of hourly fees without contingency in the context of a Bond issuance, nor does the District's support staff possess the qualifications or resources to properly represent the District in a Bond issuance. A contingent fee contract for bond counsel services with Barrett would allow the District to proceed with the issuance of Bonds in the most efficient, cost-effective, and feasible manner, resulting in benefits to future residents of Wildwood Municipal Utility District.