

**HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 113**

Minutes of Meeting of Board of Directors

September 20, 2021

The board of directors ("Board") of Harris County Water Control and Improvement District No. 113 ("District") met on September 20, 2021 at 12706 Shady Knoll, Cypress, Texas, pursuant to the duly posted notice of said meeting with a quorum of directors present as follows:

Ken Atchison, President  
Carolyn Maniscalco, Vice President  
Darren Hoyland, Secretary  
David Robicheaux, Director

and the following absent:

Scott McCorkle, Director

Also, in attendance were Michelle Guerrero, Chris Burke and Lisa Stephens.

The President called the meeting to order and declared it open for such business as might properly come before it.

1. The following members of the public were in attendance: S. Ghaliche, a developer within the District, and Cheryl Williams and Cathey Spies with the HOA. After discussion, the Board and the members of the public agreed that the issue at hand was not a District matter, but one to be addressed between Mr. Ghaliche and the HOA.

2. Minutes of the August 10, 2021 meeting were presented. Upon motion duly made by Director Hoyland, seconded by Director Robicheaux and unanimously carried, the minutes of said meeting were approved as presented.

3. Michelle Guerrero presented the tax assessor-collector's report which reflected the 2020 taxes collected at 97.574%. The Board reviewed historical tax data and status of the District's 2021 certified value was discussed. Upon motion made by Director Hoyland, seconded by Director Robicheaux and unanimously carried, the Board approved the tax assessor-collector's report and the checks drawn on the tax fund.

4. Ms. Guerrero then presented the Delinquent Tax Report prepared by Perdue Brandon Fielder Collins & Mott. Request to send water termination letters on three accounts was discussed. Upon motion duly made by Director Hoyland, seconded by Director Maniscalco and unanimously carried, the Board approved the Delinquent Tax Report and authorized the delinquent tax attorney to send the water termination letters.

5. The Board considered a Resolution (1) Finding District to be Low Tax Rate, Developed, Developing, or Developed District in a Declared Disaster Area, (2) Calling

Public Hearing on 2021 Tax Rate and (3) Authorizing Tax Assessor-Collector to Prepare and Publish Notice of the Public Hearing. The Board confirmed the District as a Developed District and discussed a proposed tax rate. The Board reviewed a 2021 Tax Rate Recommendation prepared by the District's financial advisor. After discussion, upon motion duly made by Director Hoyland, seconded by Director Robicheaux and unanimously carried, the Board approved the Resolution and approved a proposed tax rate for publication of \$0.715, broken down by a debt service tax rate of \$0.10 and a maintenance and operations tax rate of \$0.615.

6. The Board reviewed the operator's report. There were 419 total connections in the District. Collections for the month were at \$29,940.51 with current billings at \$33,347.03. The report showed water accountability was at 91.41% for the period July 16, 2021 through August 16, 2021. There were no permit violations at the wastewater treatment plant reported. The Board reviewed the delinquent list and requested the operator to proceed as necessary in accordance with the District's rate order. Upon motion duly made by Director Hoyland, seconded by Director Robicheaux and unanimously carried, the Board approved the operator's report as presented.

7. Chris Burke then presented the engineering report. After brief discussions, upon motion duly made by Director Hoyland, seconded by Director Maniscalco and unanimously carried, the Board approved the engineering report as presented.

8. The Board then reviewed the bookkeeper's report. Upon motion duly made by Director Hoyland, seconded by Director Maniscalco and unanimously carried, the Board approved the attached bookkeeper's report and approved payment of the checks listed thereon.

9. With there being no further business to come before the Board, the meeting was adjourned at 8:15 p.m.

  
Secretary

HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 113

Resolution (1) Finding District to be Low Tax Rate, Developed, Developing, or Developed District in a Declared Disaster Area, (2) Calling Public Hearing on 2021 Tax Rate and (3) Authorizing Tax Assessor-Collector to Prepare and Publish Notice of the Public Hearing

The board of directors (“Board”) of Harris County Water Control and Improvement District No. 113 (“District”) met on September 20, 2021, with a quorum of directors present, as follows:

Ken Atchison, President  
Carolyn Maniscalco, Vice President  
Darren Hoyland, Secretary  
David Robicheaux, Director

and the following absent:

Scott McCorkle, Director

when the following business was transacted:

WHEREAS, before the Board adopts an annual ad valorem tax rate for the District, the Board is required to give notice pursuant to § 49.236 of the Texas Water Code (“Code”) of each meeting at which adoption of the tax rate will be considered (“Notice of Public Hearing”), and

WHEREAS, the language required to be included in the Notice of Public Hearing varies based on whether the District is a low tax rate, developed or developing district, as those terms are described in §§ 49.23601, 49.23602, and 49.23603 of the Code, and therefore the Board must determine which of these types of districts the District is, and

WHEREAS, the District must further determine as appropriate under §§ 49.23601, 49.23602, or 49.23603 of the Code the voter-approval tax rate, mandatory tax election rate and unused increment rate and call a public hearing to consider a proposed tax rate for 2021.

NOW, THEREFORE, be it resolved by the Board of Directors of the District as follows:

I.

All of the facts recited in the preamble of this Resolution are hereby found and declared to be true and correct.

II.

For purposes of adopting an ad valorem District tax rate for 2021, the Board of Directors of the District hereby finds and determines that the District is the type of district as indicated below:

\_\_\_\_\_ Low Tax Rate District (Texas Water Code § 49.23601)

\_\_\_\_\_ Developing District (Texas Water Code § 49.23603)

  X   Developed District (Texas Water Code § 49.23602)

\_\_\_\_\_ Developed District in a Declared Disaster Area  
(Texas Water Code §49.23602 (d))

III.

The District designates and directs its tax assessor-collector to prepare and calculate the voter-approval tax rate, mandatory tax election rate and unused increment rate as appropriate and required under §§ 49.23601, 49.23602, or 49.23603 of the Code according to the type of district the Board has determined the District to be.

IV.

The Board of Directors of the District hereby calls a public hearing to consider a proposed 2021 ad valorem tax rate at the Board's next regular meeting on September 14, 2021 at 7:00 p.m.

V.

The District hereby authorizes and directs its tax assessor-collector to prepare a Notice of Public Hearing and include therein the appropriate language as required under § 49.236 of the

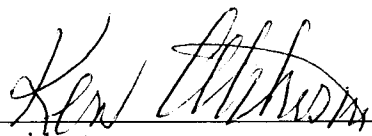
Code according to the type of district the Board has found the District to be. The tax assessor-collector is further authorized and directed to publish the Notice of Public Hearing in the time and manner required by § 49.236 of the Code.

VI.

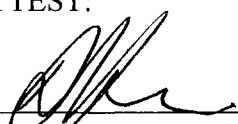
If the District is a Developed District in a Declared Disaster Area, the District directs its tax assessor-collector to calculate the District's voter-approval tax rate under § 49.23601(a) of the Code and prepare and publish the Notice of Public Hearing under § 49.236 (a) (3) (A) of the Code. The District shall by separate action determine whether an election is required to approve the adopted tax rate in the manner provided under §49.23601 (c) of the Code.

VII.

The President or Vice President is authorized to execute and the Secretary or Secretary Pro Tempore to attest this Resolution on behalf of the Board and the District, and to do any and all things appropriate or necessary to give effect to the intent hereof.

  
\_\_\_\_\_  
President

ATTEST:

  
\_\_\_\_\_  
Secretary