#### MINUTES OF SPECIAL MEETING HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 11 HARRIS COUNTY, TEXAS

20 October 2021

THE STATE OF TEXAS § COUNTY OF HARRIS §

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 11 (the "District") met in special session, open to the public at 5:00 p.m. on the 20th day of October 2021 at the offices of Coats Rose, P.C., 9 Greenway Plaza, Suite 1000, Houston, Texas 77046, outside the boundaries of the District, and the roll was called of the duly constituted officers and members of the Board, to-wit:

Kenneth D. Vasina Cynthia Ann Cruz Tammy B. Rose Marvin L. Zahradnik [Vacant] President/Investment Officer Vice President Secretary/Treasurer Assistant Secretary/Treasurer Assistant Vice President

and all of said persons were present, thus constituting a quorum.

Also present were Jonathan Liu, P.E., of A&S Engineers, Inc. ("A&S"), the District's Engineer; Cole Konopka and Renae Ely of Coats Rose, P.C., the District's Attorney; and JoAnn Vasina. Attending the meeting by teleconference were Claudia Redden of Claudia Redden & Associates, Inc., the District's Bookkeeper; and Dennis Wright of Water District Management Company, Inc. ("WDM"), the District's Operator.

Director Vasina called the meeting to order.

### **Bookkeeper's Report**

Ms. Redden presented the Bookkeeper's Report for the Board's consideration. She commented on the income to the District, summarized the activity in each of the District's accounts, and listed the balance in each account. Ms. Redden discussed the District's investment information with the Board and reviewed the District's Investment Report, as included in the Bookkeeper's Report. She noted that TexPool had paid an average interest rate of 0.0279% per annum for the reporting period. Ms. Redden then discussed the transfer for the District's accounts to Central Bank from BBVA Compass Bank, which was acquired earlier this year by PNC Financial Services. She remarked that the transfer of the District's accounts might take up to six months to complete.

The Board then completed the review of the invoices to the District and the checks prepared in payment thereof. After further discussion, upon a motion duly made by Director Cruz and seconded by Director Rose, the Board voted unanimously to:

(1) accept the Bookkeeper's Report;(2) authorize the payment of the District's bills; and(3) approve the Investment Report. Copies of the Bookkeeper's Report and Investment Report are attached to and shall be considered to be part of these minutes.

### **Operator's Report**

Mr. Wright presented the Operator's Report, a copy of which is attached hereto as an exhibit to these minutes. Mr. Wright stated that the total water accountability rate for the District's wells was 94.9% for the month of September 2021. He noted that the results of the bacteriological tests performed on samples of the District's water indicated that no coliform organisms were present. Mr. Wright then reported that the District's Wastewater Treatment Plant (the "Plant") treated an average flow of 251,000 gallons per day during the month, representing a flow equal to 50.2% of the design capacity for the Plant. He informed the Board that a grab sample taken from the Plant effluent during the reporting period had an E. Coli count that exceeded the permitted limit. The Texas Commission on Environmental Quality (the "Commission") was notified of the permit excursion, he continued, and additional grab samples were taken. He stated that the E. Coli counts were now within the permitted range.

The Board then reviewed the table that lists the run time and groundwater pumpage for the District's Water Wells Nos. 1 and 2 during September 2021, a copy of which is included with the Operators Report. Mr. Wright stated that WDM personnel were instructed to run Water Well No. 2 more often and on weekends in order to balance the run time between the wells. Also reviewed by the Board was the Arsenic Analysis Report, a copy of which is included with the Operator's Report. Then the Directors briefly discussed matters pertaining to security at the District's Water Plant No. 1.

After further discussion, upon a motion duly made by Director Cruz and seconded by Director Rose, the Board voted unanimously to accept the Operator's Report.

#### Termination of Service

Consideration was then given to the termination of water and sewer service to certain delinquent accounts. The President recognized Mr. Wright, who advised the Board that the requisite notifications had been given to each customer and that each customer was advised of the date, time, and place of the Board meeting which they could attend to discuss termination of service. The Board noted that there were no customers present to protest the utility billings. After discussion, upon a motion duly made and seconded, the Board voted unanimously to authorize the Operator to terminate the water and sewer service to those accounts listed on the termination list.

#### **Approval of Minutes**

The Board next considered approval of the minutes of the meetings of 22 September 2021, 6 October 2021, and 11 October 2021. The Board requested certain revisions to page 4 of the minutes of 6 October 2021. After discussion, upon a motion duly made by Director Rose and seconded by Director Zahradnik, the Board voted unanimously to approve the minutes of the meeting of 6 October 2021 as amended and the minutes of the meetings of 22 September 2021 and 11 October 2021 as presented.

Mr. Konopka then discussed with the Directors the minutes of the meeting of 3 March 2021, previously approved by the Board. He explained that the District's Attorney had recently become aware of an error of fact on page 2 of the minutes. He presented the Board with the revised minutes of the meeting of 3 March 2021. After discussion, upon a motion duly made by Director Rose and seconded by Director Zahradnik, the Board voted unanimously to approve the minutes of the meeting of 3 March 2021 as amended.

#### **Engineer's Report**

Then Mr. Liu presented the Engineer's Report, a copy of which is attached hereto as an exhibit.

<u>Rehabilitation of Sanitary Sewer Lines in Woodgate Subdivision, Sections 1 and</u> <u>2 (the "Sewer Repairs")</u>. Mr. Liu reported on the status of the contract with King Solution Services LLC ("KSS") for the Sewer Repairs. He stated that A&S was awaiting the survey report on the televised inspection of the sanitary sewer line segments and manholes from KSS.

<u>Request for Service / Used Car Lot on Veterans Memorial Drive</u>. Mr. Liu reported that the District's Engineer was awaiting the submittal of revised plans for a mobile office to be located on the used car lot at 10495 Veterans Memorial Drive.

<u>Emergency Preparedness Plan (the "EPP")</u>. Mr. Liu reported on the preparation of the revised EPP pursuant to the 28 May 2021 Affected Utility Compliance letter from the Commission. He stated that A&S would notify the Board when the revised EPP has been submitted to the Commission.

List of Items Needing Repair or Replacement. Mr. Liu called the Board's attention to the draft Facility Evaluation Report as prepared by the District's Engineer (the "Evaluation Report"). A copy of the Evaluation Report is included with the Engineer's Report. Mr. Liu recommended that discussion regarding the Evaluation Report be deferred to a future meeting of the Board, pending review of the document by the Directors and the District's consultants. <u>Water Supply and Groundwater Reduction Plan Wholesale Agreement (the "GRP Agreement"</u>). The Board briefly discussed matters relating to the GRP Agreement dated 5 March 2003 between the District and the City of Houston (the "City"). Mr. Liu reported that Ron Anderson, P.E., of A&S had contacted Veronica Osegueda of the City's Public Works and Engineering Department regarding the projected schedule for the District to receive surface water from the City.

<u>Emergency Repairs to Sanitary Sewer Line and Manhole at 13222 Winding</u> <u>Wood Drive (the "Emergency Repairs")</u>. Mr. Liu reported that the expiration date of the one-year warranty on the Emergency Repairs was approaching. He stated that the contractor had completed work on the punch list items that were noted during the warranty inspection.

After discussion, upon a motion duly made by Director Cruz and seconded by Director Zahradnik, the Board voted unanimously to (1) accept the Engineer's Report; (2) accept the warranty work on the Emergency Repairs as complete.

# Security Patrol Report

Director Zahradnik reviewed with the Board the Security Patrol Report for the month of September 2021 as prepared by the Harris County Sheriff's Office. A copy of the Security Patrol Report is attached hereto as an exhibit to these minutes.

# Proposed Sale of Series 2021 Refunding Bonds

Mr. Konopka discussed with the Board the schedule for the proposed sale of the Series 2021 Refunding Bonds (the "Refunding Bonds"). He stated that the Preliminary Official Statement and numerous other documents relating to the sale of the Refunding Bonds would be presented at the Board's meeting on 3 November 2021.

### Attorney's Report

Mr. Konopka presented the Attorney's Report.

<u>Alert Regarding Naegleria Fowleri amoeba ("N. fowleri")</u>. Mr. Konopka reviewed with the Board a letter dated 1 October 2021 from the Commission regarding measures to minimize the risk of exposure to N. fowleri in public water supply systems and recreational splash pads (the "Splash Pads"). A copy of the letter is attached hereto as an exhibit to these minutes. The Board noted that there were no Splash Pads in the District.

There being no further business to come before the Board, the meeting was adjourned.

SEAL

Secretary, Board of Directors

# Harris County Municipal Utility District No. 11 Meeting of 20 October 2021 Attachments

- 1. Bookkeeper's Report;
- 2. Operator's Report;
- 3. Engineer's Report;
- 4. Security Patrol Report; and
- 5. TCEQ Letter / Naegleria Fowleri amoeba.