

MINUTES
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 355

November 5, 2021

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 355 (the "District") met in regular session, open to the public, on the 5th day of November, 2021, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2400, Houston, Texas 77027, outside the boundaries of the District, and the roll was called of the members of the Board:

Kurt A. Baerenstecher	President
Claude A. Zackary	Vice President
Jon Elmendorf	Secretary
Gary D. Lower	Assistant Vice President
Letha P. Slagle	Assistant Secretary

and all of the above were present except Director Zackary, thus constituting a quorum.

Also present for all or part of the meeting were Patty Rodriguez of Bob Leared Interests, Inc.; Darrell Hawthorne of Municipal Accounts & Consulting, L.P.; Scott Gray of Champions Hydro-Lawn, Inc.; Andy Mersmann of BGE, Inc.; and Jessica Holoubek and Justine M. Cherne of Allen Boone Humphries Robinson LLP ("ABHR").

Due to the COVID-19 virus epidemic emergency and the high threat level warnings issued by various governments and agencies, the District established a telephone option for members of the public to listen to the meeting and to address the Board. On the telephone were Kurt Albaugh, resident of the District and Chair of the Lakes of Parkway Architectural Review Committee; and Kelly Brezger, President of the Lakes of Parkway Homeowners Association (the "HOA").

PUBLIC COMMENTS

Mr. Albaugh addressed the Board regarding (1) the District's proposed replacement of a flap gate; (2) desiltation maintenance performed by the Harris County Flood Control District (the "HCFCD") on its outfall channel; and (3) the HOA's recent lake level maintenance procedures.

APPROVE MINUTES

The Board considered approving the minutes of its October 1, 2021, meeting. Following review and discussion, Director Elmendorf moved to approve the minutes as written. Director Lower seconded the motion, which passed unanimously.

TAX ASSESSMENT AND COLLECTIONS MATTERS

Ms. Rodriguez reviewed the tax assessor/collector's report and invoices for payment. A copy of the tax assessor/collector's report, including a list of checks presented for approval, is attached. Ms. Rodriguez reported that as of October 31, 2021, 8.0% of the District's 2021 taxes were collected. She asked whether the Board wanted an aerial photograph of the District for the approximate cost of \$1,000.00. Following review and discussion, Director Lower moved to (1) approve the tax assessor/collector's report and payment of the invoices as presented; and (2) authorize an aerial photograph of the District for the approximate cost of \$1,000.00. Director Slagle seconded the motion, which passed unanimously.

BALLOT FOR HARRIS COUNTY APPRAISAL DISTRICT ("HCAD") ELECTION

The Board reviewed a ballot for the HCAD Board of Directors Election. Following review and discussion, Director Elmendorf moved to adopt a Resolution Casting Ballot for the Election of a Person to the Board of Directors of Harris County Appraisal District casting the District's vote for Jonathan Cowen. Director Lower seconded the motion, which was approved by majority vote with Director Slagle abstaining.

FINANCIAL AND BOOKKEEPING MATTERS

Mr. Hawthorne presented the bookkeeper's report and invoices for payment. A copy of the bookkeeper's report, including a list of checks presented for approval, is attached. In response to Director Baerenstecher's inquiry, Mr. Mersmann reported on the approximate amounts paid to date and anticipated to be paid to Millis Equipment LLC ("Millis") for the District's Lakeshore Way Drainage Improvements Project. Discussion ensued regarding additional information needed for the three invoices submitted by Westco Grounds Maintenance, LLC ("Westco") for replacement of landscaping for the areas impacted by the District's project, including clarification of an invoice submitted for the HOA's scope of work. Following review and discussion, Director Elmendorf moved to approve the bookkeeper's report and payment of the invoices as presented, except for the invoices submitted by Westco. Director Slagle seconded the motion, which passed unanimously.

REVIEW ARBITRAGE REBATE REPORT FOR THE SERIES 2007 BONDS

Ms. Holoubek reviewed the Arbitrage Rebate Report for the Series 2007 Bonds and stated that no arbitrage rebate is due to the United States Treasury Department.

DETENTION AND DRAINAGE FACILITIES MAINTENANCE AND DESILTATION MAINTENANCE OF HCFCD'S OUTFALL CHANNEL

Mr. Gray presented a Detention and Drainage Facilities Report and reported on

maintenance items. A copy of the report is attached. Mr. Gray reported that Director Zackary joined him during his most recent inspection of the District's detention and drainage facilities. Mr. Gray responded to Board members' inquiries regarding the level of Palm Lake and the temporary installation of pieces of lumber to prop open the 48-inch flap gate for the District's storm sewer outfall into the HCFCD's drainage channel. The Board requested that Mr. Gray obtain drone video footage of the HCFCD's drainage channel to document the desiltation maintenance performed by the HCFCD. Following review and discussion, Director Slagle moved to approve the Detention and Drainage Facilities Report. Director Elmendorf seconded the motion, which passed unanimously.

ENGINEERING MATTERS

Mr. Mersmann presented the engineer's report, a copy which is attached. Mr. Mersmann reviewed the estimated costs for material and delivery and corresponding weights and required water depths in the outfall pipe needed to cause the flap gate to open for two models of flap gates manufactured by Waterman Valve LLC ("Waterman"), Models F-10 and AF-41. He recommended replacement of the District's current Waterman Model F-25 flap gate with the lighter aluminum Waterman Model AF-41 flap gate. He estimated that installation of the flap gate would be \$10,000.00 to \$12,000.00 and discussed fluctuating market costs for materials and delivery. Following review and discussion, the Board authorized Mr. Mersmann to obtain a quote for the delivery and installation of the recommended flap gate for Board review.

Mr. Mersmann reported that construction of the Lakeshore Way Drainage Improvements Project is complete and a request for submission of a final pay estimate has been forwarded to Millis. Mr. Brezger commended the Board for a job well done.

Mr. Albaugh inquired about the ownership of a brick fence. It was determined that the District does not own any fences.

WATER CONSERVATION PROJECT, PHASE II

Director Baerenstecher reported on the status of the District's Water Conservation Project, Phase II, pursuant to the District's Service Agreement with Waterwise Irrigation, Inc. He stated that the project is nearly complete.

Director Baerenstecher discussed coordination with Pam Seghers, Chair of the Lakes of Parkway Landscape Committee, on determining a proposed scope of work for an anticipated District Water Conservation Project, Phase III to address additional operational and maintenance issues related to the common area irrigation system.

Director Baerenstecher discussed the interrelationship of the proposed scopes of work included in the HOA's and the District's proposed development of process and instrumentation diagrams related to maintenance of lake levels and the common area

irrigation system, respectively.

CONTRACT MATTERS

There was no discussion regarding contract matters.

MEETING SCHEDULE

Following discussion, the Board concurred to hold its next regular meeting at 12:00 p.m. on Friday, December 3, 2021, at ABHR's offices.

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

[SIGNATURE PAGE FOR THE MINUTES OF THE NOVEMBER 5, 2021, BOARD MEETING]




Secretary, Board of Directors

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