

MINUTES OF MEETING OF
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 70,
OF HARRIS COUNTY, TEXAS
June 16, 2022

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 70, of Harris County, Texas (the "District") met in special session on June 16, 2022, in accordance with the duly posted notice of meeting, and the roll was called of the duly constituted officers and members of the Board, as follows:

Stephanie Peters	President
Ron Sanches	Vice President
Rudolph Lange	Secretary
Rachel Knight	Assistant Secretary
Ronald Garcia	Assistant Secretary

All of said persons were present, except Directors Garcia and Knight, thus constituting a quorum.

Also present at the meeting were Amber Hurd and Rachel Broom of Cobb Fendley & Associates, Inc. ("CobbFendley"); Darrell Hawthorne of Municipal Accounts & Consulting, L.P. ("MA&C"); Keith Arrant of Municipal Operations & Consulting, Inc. ("MOC"); Brenda McLaughlin of Bob Leared Interests ("Bob Leared"); Dennis Eby of Eby Engineers, Inc. ("Eby Engineers"), engineer for Harris County Municipal Utility District No. 144 ("No. 144"); Chuck Brandman of Harris County Municipal Utility District No. 264 ("No. 264"); and Diana Miller of Schwartz, Page & Harding, L.L.P. ("SPH").

The meeting was called to order and declared open for such business as might regularly come before it.

JOINT SEWAGE TREATMENT PLANT COMMITTEE MEETING

ACCEPTANCE OF QUALIFICATION STATEMENTS, BONDS, OATHS OF OFFICE, AND AFFIDAVITS OF CURRENT DIRECTOR

The Board deferred consideration of the Qualification Statement of Elected Officer, Bond, Oath of Office, and Affidavit of Current Director.

ELECTION NOT TO DISCLOSE CERTAIN INFORMATION

The Board deferred consideration of election not to disclose certain information.

DISTRICT REGISTRATION FORM

The Board deferred approval of the District Registration Form at this time.

ENGINEERING REPORT

Ms. Broom presented to and reviewed with the committee members a written Engineering Report for the Joint Sewage Treatment Plant Committee Meeting, a copy of which report is attached hereto as **Exhibit A**, and discussed same with the Board.

Ms. Broom updated the Board regarding the mechanical screen replacement and the final walkthrough inspection of same, which was held on June 9, 2022. It was noted that Messrs. Eby and Brandman would like to attend a final walkthrough of said project. Ms. Broom then answered questions regarding the project, and presented to and reviewed with the Board (i) the 1st pay application and (ii) 2nd and final pay application from STP Services ("STP") in the amounts of \$71,155 and \$3,745, respectively, and recommended approval of same. After discussion on the matter, Director Sanches moved that (i) the 1st pay application in the amount of \$71,155 and (ii) 2nd and final pay application in the amount of \$3,745 to STP be approved for payment. Director Lange seconded said motion, which unanimously carried.

Ms. Broom then advised the Board that CobbFendley will present a proposal for engineering services to design the Wastewater Treatment Plant ("WWTP") concrete driveway at next month's meeting. Ms. Broom advised that she believes Harris County plan approval will not be required if the existing footprint for the road is not expanded. Following discussion, Director Lange requested that CobbFendley prepare alternative proposals based upon (i) preparation of a full survey with submittal of plans to Harris County and (ii) utilizing the footprint for the existing road and without submittal of the plans to Harris County. Mr. Broom noted CobbFendley would do so.

OPERATIONS REPORT

Mr. Arrant presented to and reviewed with the committee members the Wastewater Treatment Plant Operations Report for the month of May 2022, a copy of which report is attached hereto as **Exhibit B**, and discussed same with the Board. Messrs. Eby and Brandman then inquired regarding certain lab fees and invoices, including a fuel surcharge by the sludge hauler, to which Mr. Arrant noted MOC will investigate and report back at next month's meeting.

Mr. Arrant next presented a Federal Emergency Management Agency ("FEMA") Direct Administrative Cost ("DAC") Memorandum, a copy of which is attached hereto as **Exhibit C**, and updated the Board regarding communications with the Texas Department of Emergency Management on FEMA related claims. He advised the Board that the total cost incurred by the District for DAC was \$2,080 and that is therefore the maximum amount the District can recoup. After further discussion on the matter, upon motion by Director Peters, seconded by Director Sanches and unanimously carried, the Board authorized MOC to advise FEMA that the District no longer desires to pursue reimbursement for DAC, as recommended by MOC.

BOOKKEEPER'S REPORT

Mr. Hawthorne presented to and reviewed with the Board the Joint Sewage Treatment Plant Bookkeeper's Report dated June 16, 2022, a copy of which report is attached hereto as **Exhibit D**, including the disbursements presented for payment. Mr. Hawthorne then answered questions regarding the amount of insurance coverage for the WWTP and the allocation of the associated insurance premium among the participating districts. After discussion, it was moved by Director Peters that the Bookkeeper's Report be approved and that the disbursements identified in the report be authorized for payment. Director Sanches seconded said motion, which unanimously carried.

JOINT SEWAGE TREATMENT PLANT ATTORNEY REPORT

The Board next considered the attorney's report. Ms. Miller advised that she had nothing of a legal nature to report to the committee members at this time.

A brief discussion ensued concerning the recently discovered lift station along FM 529 and plans for the abandonment of same. The Board deferred further discussion on this matter until later in the meeting.

Messrs. Eby and Brandman exited the meeting at this time.

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DISTRICT MEETING

The President then called the District Board meeting to order and declared it open for such business as might regularly come before it.

COMMENTS FROM THE PUBLIC

The Board deferred consideration of comments from the public, as no comments were offered.

APPROVE MINUTES

The Board considered approving the minutes of the District's May 26, 2022 Board meeting. After discussion, Director Peters moved that the May 26, 2022 Board meeting minutes be approved, as written. Director Sanches seconded said motion, which unanimously carried.

HARRIS COUNTY SHERIFF'S OFFICE SECURITY ACTIVITY REPORT

Ms. Miller presented the Harris County Sheriff's Office ("HCSO") security activity report for May 2022, a copy of which report is attached hereto as **Exhibit E**, and discussed same with the Board.

BOOKKEEPER'S REPORT

Mr. Hawthorne presented to and reviewed with the Board the Bookkeeper's Report dated June 16, 2022, a copy of which report is attached hereto as **Exhibit F**, including the disbursements listed therein. After discussion, it was moved by Director Lange that the report be approved and that the disbursements identified in the report be authorized for payment, except check nos. 14271 and 14273, which were voided. Director Peters seconded said motion, which unanimously carried.

TAX ASSESSOR/COLLECTOR'S REPORT

Ms. McLaughlin presented and reviewed the Tax Assessor/Collector's Report for May 2022, including the disbursements presented for payment as listed therein, a copy of which report is attached hereto as **Exhibit G**. After discussion, Director Peters moved that said report be approved and that the disbursements identified in the report be approved for payment from the tax account. Director Sanches seconded said motion, which unanimously carried.

DELINQUENT TAX COLLECTIONS ATTORNEY'S REPORT

Ms. Miller advised the Board that the District did not receive a Delinquent Tax Report from Perdue, Brandon, Fielder, Collins & Mott, LLP, the District's delinquent tax collections attorneys, for the month of May.

OPERATIONS REPORT

Mr. Arrant presented to and reviewed the Operations Report for the month of May 2022, a copy of which report is attached hereto as **Exhibit H**, and discussed same with the Board.

Mr. Arrant then requested that the Board consider authorizing MOC to move four (4) delinquent account to the uncollectible roll in the amount of \$558.85, since all collection efforts to date had been unsuccessful. After discussion on the matter, Director Lange moved that MOC be authorized to move four (4) delinquent account to the uncollectible roll in the amount of \$558.85, as more fully set forth in the attached Operations Report, and as recommended by the District's Operator. Director Peters seconded said motion, which unanimously carried.

ENGINEERING REPORT

Ms. Broom presented to and reviewed with the Board a written Engineering Report for the District, a copy of which report is attached hereto as **Exhibit I**, and discussed same with the Board.

Ms. Miller advised that Section 13.1396 of the Texas Water Code, as amended, requires the District to update its information identifying the location and description of facilities that have qualified for critical load status and its information regarding emergency contacts (a) annually to each electric utility that provides transmission and distribution service to the District and each retail electric provider that sells power to the District and (b) immediately upon any

change in the information to the above entities, as well as to the Office of Emergency Management of Harris County, the Public Utility Commission of Texas, and the Division of Emergency Management of the Governor. Following discussion, Director Peters moved to authorize the District's consultants to make such submissions on behalf of the District, if necessary. Director Sanches seconded said motion, which unanimously carried.

Ms. Broom next presented to and reviewed with the Board photos and status of a Lift Station located on properties at 18410 FM 529 and 18420 FM 529, copies of which are included in **Exhibit I**, and discussed same with the Board. Mr. Arrant then presented a proposal to properly abandon said Lift Station, a copy of which is attached hereto as **Exhibit J**, for an estimated cost of \$10,870. After discussion on the matter, Director Peters moved that MOC be authorized to properly abandon said Lift Station for an estimated cost of \$10,870, and that CobbFendley perform a full closure of same through the Texas Commission on Environmental Quality. Director Sanches seconded said motion, which unanimously carried.

UTILITY COMMITMENTS

The Board noted that it had previously discussed the issuance of utility commitments under the Engineer's Report.

STATUS REPORT FROM GFL ENVIRONMENTAL REGARDING GARBAGE COMPLAINTS

Ms. Miller presented to and reviewed with the Board GFL Environmental's ("GFL") report for the month of May 2022, a copy of which report is attached hereto as **Exhibit K**.

EXECUTIVE SESSION

The Board determined it would not be necessary to enter into Closed Session pursuant to Texas Government Code Sections 551.071 and/or 551.076.

AUTHORIZE COMPLETION, EXECUTION AND FILING WITH THE SECRETARY OF STATE OF VOTING SYSTEM ANNUAL FILING FORM

Ms. Miller requested that the Board authorize SPH to complete and submit to the Secretary of State's Office on behalf of the District a Voting System Annual Filing Form ("Voting Form"). She advised that, pursuant to the Texas Election Code, each political subdivision in the State of Texas is required to complete and file said Voting Form with the Secretary of State's Office on an annual basis, even if the District did not conduct an election during that particular year. After discussion on the Voting Form, Director Sanches moved that SPH be authorized to complete the Voting Form and file same with the Secretary of State's Office, as required by law. Director Peters seconded said motion, which unanimously carried.

REQUEST FROM RECORDS MANAGEMENT OFFICER

The Board considered a request from the District's Records Management Officer to destroy SPH's handwritten notes and audio recordings of Board meetings from June 25, 2021, to February 26, 2022, a copy of which request is attached hereto as **Exhibit L**. After discussion on the matter, Director Lange moved that the destruction of said notes be authorized as requested in accordance with the provisions of the District's Records Management Program. Director Peters seconded said motion, which unanimously carried.

ATTORNEY'S REPORT

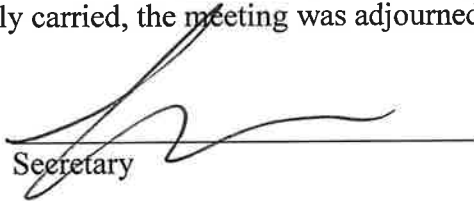
The Board considered the Attorney's Report. Ms. Miller advised she had nothing further to discuss with the Board of a legal nature which was not covered elsewhere on the agenda.

FUTURE AGENDA MATTERS

The Board considered items for placement on future agenda. No other specific agenda items, other than routine and ongoing matters, were requested.

ADJOURNMENT

There being no further business to come before the Board, upon motion made by Director Lange, seconded by Director Peters and unanimously carried, the meeting was adjourned.


Secretary



LIST OF EXHIBITS TO MINUTES

- Exhibit A - Engineering Report for Joint Sewage Treatment Plant Committee Meeting
- Exhibit B - Joint Sewage Treatment Plant Operations Report
- Exhibit C - Federal Emergency Management Agency Direct Administrative Cost Memorandum
- Exhibit D - Joint Sewage Treatment Plant Bookkeeper's Report
- Exhibit E - Harris County Sheriff's Office Security Report
- Exhibit F - Bookkeeper's Report
- Exhibit G - Tax Assessor/Collector Report
- Exhibit H - Operations Report
- Exhibit I - Engineering Report
- Exhibit J - Proposal to Abandon Lift Station on FM 529
- Exhibit K - GFL Environmental Report
- Exhibit L - Request from Records Management Officer