

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

20 December 2022

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 22nd day of December 2022 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	President/Investment Officer
Cynthia Ann Cruz	Vice President
Tammy B. Rose	Secretary/Treasurer
Marvin L. Zahradnik	Assistant Secretary/Treasurer
Luther F. Cowling	Assistant Vice President

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

Also present were Troy Bordelon, P.E., of A&S Engineers, Inc. ("A&S"), the District's Engineer; Dennis Wright of Water District Management Company, Inc. the District's Operator; Cole Konopka, Christopher Hsu, and David Green of Coats Rose, P.C., the District's Attorney; JoAnn Vasina, an interested party; and Leroy Rose, a resident of the District.

Director Vasina called the meeting to order.

### **Approval of Minutes**

The Board first considered approval of the minutes of the meetings of 15 November 2022 and 7 December 2022. After discussion, upon a motion duly made and seconded, the Board voted unanimously to approve the minutes of the meetings of 15 November 2022 and 7 December 2022, as written.

### **Bookkeeper's Report**

Next, Mr. Konopka distributed copies of the Bookkeeper's Report on behalf of Claudia Redden & Associates, L.L.C., the District's Bookkeeper. The Directors reviewed the income to the District, the activity in each of the District's accounts, and the balance in each account. The Board then reviewed the District's Investment Report as included in the Bookkeeper's Report. The Directors noted that TexPool had paid an average interest

rate of 3.611% per annum for the reporting period. The Board then reviewed the Special Projects Report, a copy of which is attached hereto as an exhibit to these minutes.

The Directors 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 and seconded, 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.

## **Engineer's Report**

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

Renewal of Wastewater Discharge Permit / Job Assignment Proposal. Mr. Bordelon reported that the District's Wastewater Discharge Permit would expire on 3 December 2023. He reminded the Board that the application for the renewal of the Discharge Permit (the "Application") must be submitted to the Texas Commission on Environmental Quality (the "Commission") by 3 June 2023. Mr. Bordelon then submitted for the Board's review and approval a Job Assignment Proposal from A&S for the preparation and submission of the Application.

Rehabilitation of Sanitary Sewer Lines in Woodgate Subdivision, Sections 1 and 2 (the "Sewer Repairs"). Mr. Bordelon reported on the status of the contract with King Solution Services LLC ("KSS") for the Sewer Repairs. He stated that A&S is waiting on CenterPoint Energy Houston Electric, LLC ("CenterPoint") to provide the easements for the neighboring tract. In the meantime, he continued, KSS is working to close out the other outstanding items on the contract for the Sewer Repairs.

Request for Service / Taco Bell Restaurant. Mr. Bordelon reported on the request for service from the new Taco Bell restaurant located on Veterans Memorial Drive north of Aldine Western Road (the "Restaurant"). He recalled that A&S had issued the no objection letter to Carl P. Blum AA Architect. Mr. Bordelon stated that the developer on the Restaurant project would coordinate with the District's Operator when construction commences.

Arsenic Remediation System at Water Plant No. 2 (the "Arsenic System"). Mr. Bordelon reported that the District's Engineer was continuing the work on the corrosivity study on the District's water as directed by the Commission.

Water Supply and Groundwater Reduction Plan Wholesale Agreement (the "GRP Agreement"). The Board discussed matters relating to the GRP Agreement dated 5 March 2003 between the District and the City of Houston (the "City"). Mr. Bordelon reported that Sally Caldera of the City's Public Works & Engineering Department had requested electronic shapefiles depicting (1) the District's service area; (2) the layout of the District's

water distribution system; and (3) the proposed point of delivery of surface water from the City's proposed surface water line (the "City Water Line"). He noted that, to date, the City had not provided A&S with the final alignment for the City Water Line.

Then, after review, upon a motion duly made and seconded, the Board voted unanimously to (1) accept the Engineer's Report; (2) approve the Job Assignment Proposal and authorize Director Vasina to execute same; and (3) authorize the District's Engineer to prepare and submit the Application to the Commission. A copy of the Job Assignment Proposal as approved by the Board is attached hereto 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 93.3% for the month of November 2022. 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 284,000 gallons per day during the month, representing a flow equal to 56.8% of the design capacity for the Plant. Also reviewed was the Arsenic Analysis Report, a copy of which is included with the Operator's Report.

Lift Station No. 3. Mr. Wright reported on condition of lift pump No. 2 at Lift Station No.3. He reported that two weeks ago the check valve was stuck in the open position, which resulted in damage to the pump assembly when the pump motor was activated. He recommended that lift pump No. 2 be replaced with a new KSB lift pump at an estimated cost of \$16,000. A discussion ensued regarding lift pump No. 2. Mr. Wright stated that rags in the wastewater flow caused the check valve to stick in the open position. Mr. Bordelon recommended that the check valves for the lift pumps at the District's lift stations be inspected every six months rather than annually.

Water Plant No. 1. Mr. Wright recommended the replacement of the starter on booster pump No. 3.

Then, after review, upon a motion duly made and seconded, the Board voted unanimously to (1) accept the Operator's Report; (2) authorize the District's Operator to replace lift pump No. 2; (3) authorize the District's Operator to inspect the check valves on all lift pumps every six months; (4) authorize the District's Operator to file an insurance claim in connection with the replacement of lift pump No. 2; and (5) authorize the District's Operator to replace the starter on booster pump No. 3.

### **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. After discussion, the Directors agreed to suspend the termination of service to the delinquent accounts until January 2023.

### **Bond Application Report for Proposed Sale of Series 2023 Bonds (the "BAR")**

Mr. Bordelon briefly reported on the status of the BAR. He stated that the District's Engineer would not be able to finalize the BAR and submit same to the Commission until the City determines the final alignment for the portion of the City Water Line project near the District.

### **Review of Tap Fees**

The Directors discussed matters relating to the fees charged by the District's Operator to the District's customers pursuant to the District's Consolidated Rate Order for constructing water and sanitary sewer service taps (the "Tap Fees"). Mr. Wright reported on his review of the Tap Fees. He then expressed his view that the Tap Fees were satisfactory and that no adjustments to the Tap Fees were necessary at this time.

### **Attorney's Report**

Mr. Konopka presented the Attorney's Report.

Annual Calendar for the District for 2023 (the "Calendar"). Mr. Konopka presented the Board with the Calendar, a copy of which is attached hereto as an exhibit to these minutes.

Directors Election. The Board discussed matters relating to the 6 May 2023 Directors Election required for the District. Mr. Konopka reported that the District's Attorney had received a telephone call from a resident of the District who had inquired about the procedure for obtaining and filing an application for candidacy in the Directors Election.

Maple Ridge Place Community Association, Inc. (the "Community Association"). Mr. Konopka reported on matters relating to the improvements to the stormwater detention pond serving the Maple Ridge Place Subdivision (the "Pond Improvements"). The Board discussed the response from Michael Gainer, the attorney for the Community Association, regarding the status of the Pond Improvements. Mr. Konopka recommended that the District assume responsibility for the maintenance of the detention facilities in Maple Ridge Place Subdivision without further notice to the Community Association. The Directors expressed their agreement with Mr. Konopka's recommendation.

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

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Secretary, Board of Directors

SEAL

Harris County Municipal Utility District No. 11  
Meeting of 20 December 2022  
Attachments

1. Bookkeeper's Report;
2. Special Projects Report;
3. Engineer's Report;
4. Job Assignment Proposal;
5. Operator's Report; and
6. Annual Calendar for the District.