

MINUTES  
EMERALD FOREST UTILITY DISTRICT

September 26, 2023

The Board of Directors (the "Board") of Emerald Forest Utility District (the "District") met in special session, open to the public, on the 26th day of September, 2023, at the offices of Baxter & Woodman, Inc., 11450 Compaq Center West Drive, Suite 660, Houston, TX 77070, outside the boundaries of the District, and the roll was called of the members of the Board:

Bobby G. Dillard	President
Robert M. Kimball	Vice President
William B. Schmidt	Secretary
Donald F. Brooks	Assistant Vice President
DeWayne High	Assistant Secretary

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

Also present at the meeting were Lonnie Lee of Regional Water Corporation ("RWC"); Sherry Grant of Baxter & Woodman, Inc. ("B&W"); and Jennifer Ramirez of Allen Boone Humphries Robinson LLP ("ABHR").

PUBLIC COMMENTS

The Board reviewed correspondence regarding preparation of a feasibility study for a proposed gas station development located on the 0.7-acre tract at the northeast corner of Jones Road and Woodedge Drive, a copy of which is attached.

SECURITY SERVICES REPORT

The Board reviewed the August 2023 security services report from the Harris County Sheriff's Office, a copy of which is attached.

ENGINEER'S REPORT

Ms. Grant reviewed the engineer's report, a copy of which is attached.

SURFACE WATER, CHLORAMINE CONVERSION, AND CHLORINE DISINFECTION CONVERSION

Ms. Grant updated the Board on the status of the North Harris County Regional Water Authority's construction at Water Plant No. 3, as reflected in her report.

Ms. Grant stated that RWC is continuing to conduct the preliminary water

sampling in connection with the potential utilization of a phosphate treatment system at Water Plant No. 3.

#### FM 1960 LIFT STATION NO. 5

Ms. Grant updated the Board on the status of the FM 1960 lift station no. 5 project, as reflected in her report. She stated that the contractor is still working on the punch list items. Ms. Grant did not have any Pay Estimates or Change Orders from Persons Services Corporation for the Board's approval.

Ms. Grant reviewed a letter regarding the delay in the delivery of the permanent automatic transfer switch from the supplier, a copy of which is attached to the engineer's report, and noted that the new estimated shipment date is October 30, 2023.

#### FM 1960 WATER AND SANITARY SEWER EXTENSION

Ms. Grant updated the Board on the status of the FM 1960 water and sanitary sewer extension project, as reflected in her report. She stated that the contractor is still working on the punch list items. Ms. Grant did not have any Pay Estimates or Change Orders from D.L. Elliott Enterprises, Inc. for the Board's approval.

#### CYPRESS NORTH HOUSTON ROAD (LOUEDD ROAD) WIDENING

There was no discussion on this agenda item.

#### WOODEDGE VILLAGE SANITARY SEWER REHABILITATION

Ms. Grant updated the Board on the status of the Woodedge Village sanitary sewer and manhole rehabilitation project, as reflected in her report. She stated that she received comments to the final pay estimate, which includes liquidated damages, from the District's attorney on September 25, 2023.

#### FEASIBILITY STUDIES, PLAN REVIEWS, AND UTILITY AVAILABILITY REQUESTS

Ms. Grant updated the Board on the status of the pending plan reviews, service requests, and feasibility studies, as reflected in her report.

Ms. Grant stated that B&W completed the review of the revised site plan and building layouts for the three existing buildings on the 1.345-acre Kensinger Donnelly tract and issued a letter of no objection, a copy of which is attached to the engineer's report.

Ms. Grant updated the Board on the proposed convenience store and gas

station located at 11702 Jones Road. She stated that RWC confirmed that the site is not receiving service from White Oak Bend Municipal Utility District. Mr. Lee stated that he will confirm if the tract is receiving water from Harris County Fresh Water Supply District No. 61. After discussion, the Board requested that ABHR send correspondence to the engineer for the proposed development and request he provide any applicable documentation that might have been received at closing by the tract's owner, such as a Phase I environmental assessment. After further discussion, the Board determined that, if the source of water to the tract is unable to be identified, the District will not proceed with the feasibility study and the deposit will be refunded to the owner.

Ms. Ramirez reported that the District's bookkeeper sent an invoice to Sueba USA for the outstanding balance for the feasibility studies and Sueba USA requested copies of the draft feasibility studies prior to paying the invoice. After discussion, the Board directed B&W to provide Sueba with the draft feasibility studies.

#### CYPRESS GLEN SANITARY SEWER REPAIR PROJECT

Ms. Grant updated the Board on the status of the sanitary sewer and manhole rehabilitation project for Cypress Glen, as reflected in her report.

#### UPDATES TO EMERGENCY PREPAREDNESS PLAN ("EPP") AND EMERGENCY RESPONSE PLAN ("ERP")

Ms. Grant stated that B&W is working on updates to the District's EPP and ERP to reflect the changes in chemical treatment at the water plants. She stated that she anticipates providing the draft updated EPP and ERP to the Board and consultants for review in the next two weeks.

#### UPDATE ON WASTE DISCHARGE PERMIT RENEWAL APPLICATION

There was no discussion on this agenda item.

#### DEEDS, EASEMENTS, AND/OR CONSENTS TO ENCROACHMENT

There was no discussion on this agenda item.

#### FIVE-YEAR CAPITAL IMPROVEMENT PLAN ("CIP")

Ms. Grant stated that the next quarterly update to the CIP will be presented at the October special meeting.

#### OTHER ENGINEERING MATTERS

Ms. Grant stated that the District has not received a response from the

Texas Commission on Environmental Quality to the District's response letter regarding the letter the District received regarding the failure to submit compliance documentation for a Notice of Violation Letter dated September 9, 2019.

Ms. Grant stated that B&W is working on the first step of the service line inventory for the Lead and Copper Rule compliance program.

Ms. Grant stated that the one-year warranty inspection for the public water line upsizing project to serve the Republic Business Center tract was held on September 12, 2023 and no deficiencies were found. She stated that B&W issued an acceptance certificate, a copy of which is attached to the engineer's report.

APPROVE ANNEXATION AGREEMENT

There was no discussion on this agenda item.

APPROVE DEVELOPMENT FINANCING AGREEMENT

There was no discussion on this agenda item.

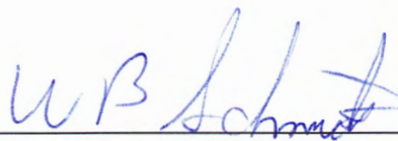
OPERATIONS REPORT, INCLUDING CUSTOMER CORRESPONDENCE

Mr. Lee reviewed the Greens Bayou E. coli report acknowledging samples taken in September, 2023, a copy of which is attached.

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

(SEAL)



  
Secretary, Board of Directors

LIST OF ATTACHMENTS TO MINUTES

	Minutes
	<u>Page</u>
Correspondence regarding feasibility study.....	1
Security services report .....	1
Engineer's report.....	1
Greens Bayou E. coli report.....	4