

MINUTES
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 365

January 18, 2024

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 365 (the "District") met in regular session, open to the public, on the 18th day of January, 2024, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

Vacant	President
Greg Coleman	Vice President
Cathy Cropper	Secretary
Ann Nguyen Moore	Assistant Secretary
Angela Small	Assistant Vice President

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

Also present at the meeting were Joe Myers, a resident of the District; Jarryd Mayfield of Si Environmental LLC ("Si"); Chris Burke of Burke Engineering, LLC ("Burke"); Odett Newman of Bob Leared Interests, Inc. ("Leared"); and Adisa Harrington and Connie Rossi of Allen Boone Humphries Robinson LLP ("ABHR").

Also attending via audioconference was Mary Jarmon of Myrtle Cruz, Inc.

CONSENT AGENDA

Director Coleman offered Board members the opportunity to remove items from the consent agenda for individual discussion. Following discussion, Director Small moved to approve all items on the consent agenda. Director Moore seconded the motion, which passed by unanimous vote. Copies of all documents approved as part of the consent agenda are attached, excluding the minutes from the previous meeting.

PUBLIC COMMENT

Director Coleman offered any members of the public attending the meeting the opportunity to make public comment.

Mr. Myers addressed the Board regarding the proposed installation of sidewalks along Jarvis Road and Barker Cypress Road. He then addressed the Board regarding the maximum three-minute rule implemented during public comment at District Board of Directors meetings. Mr Myers addressed the Board regarding old agendas left on the

posting board for Board of Directors meetings. Mr. Mayfield stated Si will address the matter.

There being no additional public comments, Director Coleman moved to the next agenda item.

REORGANIZE THE BOARD AND AUTHORIZE EXECUTION OF DISTRICT REGISTRATION FORM

The Board concurred to defer action on this agenda item.

ADDITIONAL BOOKKEEPING MATTERS

In accordance with the District's Investment Policy, the Board considered the annual disclosure statements of the District's bookkeeper and investment officer. Ms. Harrington explained that the statements disclose any relationships with entities or individuals who are offering, have offered, or may offer to engage in an investment transaction with the District. Following review and discussion, Director Small moved to accept the disclosure statements as presented and to authorize them to be appropriately filed. Director Moore seconded the motion, which passed by unanimous vote.

There were no additional per diem requests.

ADDITIONAL OPERATING MATTERS

Mr. Mayfield reported on routine District repairs and maintenance matters. He then reviewed the District's water accountability, as reflected in the operator's report.

Mr. Mayfield addressed the Board regarding recent reports received by residents of the Coles Crossing Apartments regarding discoloration in the water. Discussion ensued. Following discussion, the Board requested Si to prepare an operations customer contact/response report, for Board review at future meetings.

The Board considered adopting an Amended Drought Contingency Plan ("DCP"). Discussion ensued, and Director Small stated she will follow up with the operator and ABHR regarding her proposed revisions to the DCP.

The Board discussed the status of the District's application to the Association of Water Board Directors ("AWBD") to be a Water Smart Partner. Following discussion, Director Small moved to authorize Si to submit the District's Water Smart Application for the AWBD Water Smart Program, as discussed. Director Moore seconded the motion, which passed by unanimous vote.

HEARING ON TERMINATION OF WATER SERVICE TO DELINQUENT CUSTOMERS AND AUTHORIZE TERMINATION OF SERVICE

The Board then conducted a hearing on the termination of utility service to delinquent accounts. Mr. Mayfield reported that the persons on the termination list provided to the Board were mailed written notice prior to this meeting in accordance with the Rate Order, notifying them of the opportunity to appear before the Board of Directors to explain, contest, or correct the utility service bill and to show reason why utility service should not be terminated for reason of nonpayment. Following review and discussion, Director Small moved to authorize termination of delinquent accounts in accordance with the District's Rate Order, and direct that the delinquent customer list be filed appropriately and retained in the District's official records. Director Coleman seconded the motion, which passed by unanimous vote.

ADDITIONAL TAX ASSESSMENT AND COLLECTION MATTERS

Ms. Newman updated the Board on 2023 tax collections.

REVIEW AND, IF APPROPRIATE, APPROVE REQUEST FROM HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 364 ("MUD 364") FOR APPROVAL OF CONSTRUCTION PLANS FOR RECREATIONAL TRAIL MODIFICATIONS WITHIN EASEMENT AREAS OWNED BY THE DISTRICT

Mr. Burke discussed his assessment of MUD 364's construction plans for the proposed recreational trail modifications project, to be performed within the Easement areas owned by the District. Discussion ensued. The Board requested Burke to coordinate with ABHR to issue a response to MUD 364's request for approval of construction plans for the project. The Board deferred action on this agenda item.

RECREATIONAL AND LANDSCAPE MATTERS

There was no discussion under this agenda item.

SAMPSON ELEMENTARY PLAYGROUND EQUIPMENT

Ms. Jarmon reported on the District's budget with regard to available District funds for a donation toward Sampson Elementary playground equipment.

Director Moore updated the Board regarding her meeting with the Sampson Elementary Parent Teacher Organization.

The Board deferred action on this agenda item.

ENGINEERING MATTERS

Mr. Burke presented and reviewed the engineer's report, a copy of which is attached.

Mr. Burke reviewed the monthly well pumpage and run time charts, copies of which are attached to the engineer's report.

Mr. Burke updated the Board regarding remote monitoring options for the District water plants using SCADA (Supervisory Control and Data Acquisition).

Mr. Burke updated the Board regarding the upcoming construction of surface water lines to be undertaken by North Harris County Regional Water Authority ("NHCRWA"). He stated that Burke requested NHCRWA have the District's force mains on Jarvis Road located and tied in to verify fitting, as shown on their latest construction layout, noting that Burke is awaiting a response.

Mr. Burke updated the Board regarding the inspection of the cathodic protection system connected to Water Well No. 2.

Mr. Burke updated the Board regarding the Reclaimed Water Distribution System. He reviewed the revised layout, cost estimate, and credit calculation converting only irrigation meters with high usage. Discussion ensued. Following discussion, the Board concurred to defer action on the Reclaimed Water Distribution System project.

Mr. Burke updated the Board regarding the easement descriptions and proposed land exchange between the District and Coles Crossing Community Association (the "CCCA"). Discussion ensued. Following discussion, the Board requested Burke to remove easements related to the Reclaimed Water Distribution System, and coordinate with Director Small regarding proposed landscape easements.

Ms. Harrington updated the Board regarding the CCCA's response to the notice issued to the CCCA regarding the proposed removal of the fence at Jarvis Road and Barker Cypress Road. Following discussion, the Board requested Burke to coordinate with Murr, Inc. to remove the fence at Jarvis Road and Barker Cypress Road.

Mr. Burke updated the Board regarding the joint channel and drainage repairs project, noting that, due to weather conditions, Burke cannot apply hydro-mulch seeding. The Board requested Burke to coordinate with Murr, Inc. to apply dry seed on the District's drainage ditch.

Mr. Burke updated the Board regarding the proposed smart meter project, noting that he sent Board information requests to vendors. Discussion ensued. Following discussion, the Board requested Burke to provide a timeline for the proposed smart meter project for Board review. The Board then discussed District budget matters regarding the proposed smart meter project.

The Board reviewed the storm water management program report, a copy of which is attached.

Mr. Burke reported the District received a Notice of Application and Preliminary Decision for TPDES Permit for the Wastewater Treatment Plant for the apartment complex located at 16614 Spring Cypress.

Following review and discussion, Director Small moved to approve the engineer's report. Director Moore seconded the motion, which passed by unanimous vote.

WATER CONSERVATION AND DRAINAGE MATTERS

There was no discussion on this agenda item.

RECLAIMED WATER SYSTEM MATTERS

The Board discussed reclaimed water system matters under the engineer's report.

COMMUNICATION MATTERS

Director Small updated the Board regarding public communications matters.

ANNUAL REPORT REGARDING POST-ISSUANCE COMPLIANCE POLICY

Ms. Harrington reported on the District's compliance activities during the prior calendar year related to bond financing. She stated that no corrective action is required at this time.

MEETING SCHEDULE

The Board concurred to hold the next special meeting on February 5, 2024, at 6:00 p.m., at the Coles Crossing Community Center, and the next regular meeting on February 15, 2024, at 12:00 p.m., at the offices of ABHR.

It was noted that the next quarterly joint special meeting with MUD 364 is scheduled for January 24, 2024.

2024 DIRECTORS ELECTION

Ms. Harrington discussed procedures related to the 2024 Directors Election. She reviewed a Resolution Designating an Agent of the Secretary of the Board of Directors during the 2024 Directors Election Period. Following review and discussion, Director Small moved to adopt a Resolution Designating an Agent of the Secretary of the Board During the 2024 Directors Election Period appointing Connie Rossi as the agent of the Secretary of the Board of Directors to perform the duties of the District's Directors Election, authorize the agent to post the related notice as required, and direct that the Resolution be filed appropriately and retained in the District's official records. Director Moore seconded the motion, which passed by unanimous vote.

Ms. Harrington reported on requirements to post a Notice of Deadline to File Applications for Place on the Ballot for the 2024 Directors Election. Following discussion, Director Small moved to authorize the Secretary's agent to post the notice as required. Director Moore seconded the motion, which passed by unanimous vote.

Ms. Harrington explained that the Harris County Clerk notified the District that Harris County will not contract with political subdivisions, such as the District, to administer the District's May 2024 Directors Election.

Ms. Harrington discussed exemptions from using electronic voting systems during the 2024 Directors Election. Following discussion, Director Small moved to authorize the Secretary's agent to publish Notice of Exemption in a newspaper of general circulation. Director Moore seconded the motion, which passed by unanimous vote.

The Board discussed pay for election officials during the 2024 Directors Election. Following discussion, Director Small made a motion to set the pay for election officials at \$18.00 per hour. Director Moore seconded the motion, which passed by unanimous vote.

Ms. Harrington then reviewed an Order Calling Directors Election. Following discussion, Director Small moved to adopt the Order Calling Directors Election. Director Moore seconded the motion, which passed by unanimous vote.

Ms. Harrington discussed that Notice of Election may be required to be posted or published and provided to the County Clerk and Voter Registrar of Harris County. Following discussion, Director Small moved to authorize the Secretary's agent to post or publish and provide to the County Clerk and Voter Registrar Notice of Election, if required. Director Moore seconded the motion, which passed by unanimous vote.

There being no further business to come before the Board, Director Small moved to adjourn the meeting. Director Moore seconded the motion, which passed by unanimous vote.



Angela Small
Secretary, Board of Directors
Asst. V.P.

LIST OF ATTACHMENTS TO MINUTES

	Minutes
	<u>Page</u>
Bookkeeper's report.....	1
Tax assessor/collector's report and delinquent tax report.....	1
Operator's report.....	1
Engineer's report.....	4
Storm water management program report.....	5