

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 166
Minutes of Meeting of Board of Directors
November 17, 2023

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 166 (the "District") met in regular session, open to the public on November 17, 2023, in accordance with the duly posted Notice of Public Meeting, and the roll was called of the duly constituted officers and members of the Board, as follows:

Richard Love, President
Nano Cox, Vice President
Bill Grzanka, Secretary
Lisa Mendel, Assistant Secretary
Thomas C. Knickerbocker, Assistant Secretary

all of whom were present at the meeting with the exception of Director Mendel, thus constituting a quorum.

Also attending the meeting were Mirna Bonilla-Odums of Inframark, LLC ("Inframark"); Odett Newman of Bob Leared Interests, Inc. ("BLI"), who entered later in the meeting as noted herein; Eve Blakemore of IDS Engineering Group ("IDS"); Maxwell Lockhart of Municipal Accounts & Consulting, L.P. ("MA&C"); Justin Jenkins of McCall Gibson Swedlund Barfoot PLLC ("McCall"); Barbara Nussa of Republic Services, Inc. ("Republic"); Kellene Appel, Danny McCormack, and Jacob DeGeurin of McCormack Commercial ("BluSky"); and Eric Lai and Kris Eddlemon of Schwartz, Page & Harding, L.L.P. ("SPH").

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

PUBLIC COMMENTS

The Board began by opening the meeting for public comments. There being no comments offered by the members of the public present, the Board continued to the next item of business.

MINUTES

The Board considered the minutes of its meeting held on October 20, 2023. After discussion, Director Grzanka moved that the minutes of the October 20, 2023, Board meeting be approved, as written. Director Knickerbocker seconded the motion, which unanimously carried.

DELINQUENT TAX COLLECTIONS ATTORNEYS' REPORT

The Board deferred review of the delinquent tax collections attorneys' report after noting that said report is presented on a quarterly basis, and that no report had been prepared for this Board meeting.

RESOLUTION REQUESTING APPRAISAL OF PROPERTY

Mr. Lai advised that the District's financial advisor has requested that the District obtain an updated estimate of value from the Harris Central Appraisal District as of November 1, 2023. In connection therewith, Mr. Lai presented a Resolution Requesting Appraisal of Property as of November 1, 2023. After discussion, Director Grzanka moved that the Board adopt the Resolution Requesting Appraisal of Property, attached hereto as **Exhibit A**, and that the President be authorized to execute same on behalf of the Board and the District. Director Cox seconded the motion, which unanimously carried.

BOOKKEEPER'S REPORT

Mr. Lockhart then presented to and reviewed with the Board the Bookkeeper's Report, dated November 17, 2023, including the disbursements presented for payment. A copy of the report is attached hereto as **Exhibit B**. Following discussion, it was moved by Director Cox that the Bookkeeper's Report be approved, and that the disbursements identified in the report be approved for payment with the exception of check no. 7491, which was voided. Director Grzanka seconded the motion, which unanimously carried.

COMPLIANCE WITH TEXAS GOVERNMENT CODE CHAPTER 2265 RELATIVE TO ENERGY REPORTING

The Board next considered the status of compliance by the District with Texas Government Code, Chapter 2265, relative to energy reporting requirements. In connection therewith, Mr. Lockhart presented to and reviewed with the Board an energy report, a copy of which report is attached to the Bookkeeping Report (**Exhibit B**). Mr. Lai noted that no further action is required by the District.

ENGINEERING REPORT

Ms. Blakemore next presented to and reviewed with the Board the Engineering Report prepared by IDS relative to the status of various projects within the District, a copy of which report is attached hereto as **Exhibit C**. No action was taken by the Board at this time.

UTILITY COMMITMENT(S)

Mr. Lai next reported that the District has not received any new requests for utility commitments.

DETENTION AND DRAINAGE FACILITIES REPORT

The Board deferred review of a detention and drainage facilities report.

OPERATIONS AND MAINTENANCE REPORT

Ms. Bonilla-Odums presented to and reviewed with the Board the Operations and Maintenance Report for the month of October 2023, a copy of which is attached hereto as **Exhibit D**. She requested that Inframark be authorized to transfer five (5) delinquent accounts listed on the Operations and Maintenance Report totaling \$622.60 to Collections Unlimited for collection purposes. After discussion on the matter, Director Grzanka moved that the Board authorize Inframark to transfer said accounts as listed on Inframark's report to Collections Unlimited for collection purposes. Director Cox seconded the motion, which unanimously carried.

REPORT BY REPUBLIC SERVICES, INC.

Ms. Nussa presented a verbal report to the Board in connection with services provided to the District by Republic. No action was taken by the Board at this time.

Ms. Newman entered the meeting at this time.

DEVELOPERS' REPORT(S); REIMBURSEMENT OF BLUSKY INTERESTS, LTD. ("BLUSKY")

The Board next considered developers' reports, reimbursement of BluSky, adoption of a Resolution Authorizing Use of Surplus General Operating Funds (Non-Maintenance Tax Revenue) (the "Resolution"), and approval of a developer reimbursement audit report and disbursement of proceeds in accordance with same. Mr. Jenkins addressed the Board at this time and presented to and reviewed a draft developer reimbursement audit, a copy of which is attached hereto as **Exhibit E**. Following discussion, Director Grzanka moved that the Board approve the audit and disbursement of proceeds to BluSky, subject to receipt by the District of an executed Receipt and Indemnity, and adopt the Resolution, attached hereto as **Exhibit F**. Director Cox seconded the motion, which unanimously carried.

EMINENT DOMAIN

Mr. Lai advised the Board that Chapter 2206 of the Texas Government Code requires each public and private entity in the State of Texas authorized to exercise the power of eminent domain to file a report with the Comptroller before February 1 of each year. Following discussion on the matter, Director Cox moved that SPH be authorized to prepare and file the required eminent domain report with the Comptroller prior to February 1, 2024. Director Grzanka seconded the motion, which passed unanimously.

TAX ASSESSOR-COLLECTOR REPORT

Ms. Newman presented to and reviewed with the Board the tax assessor-collector report for the month of October 2023, including the disbursements presented therein for payment from the District's tax account. A copy of the report is attached hereto as **Exhibit G**. After discussion, Director Grzanka moved that the tax assessor-collector report be approved and that the disbursements identified in the report be authorized for payment from the District's tax account. Director Cox seconded said motion, which unanimously carried.

ATTORNEY'S REPORT

The Board next considered the attorney's report. Mr. Lai advised that he had nothing to report regarding legal matters other than those items which were previously addressed in the meeting.

A discussion ensued regarding the proposed establishment of a website and/or domain name for the District. In that regard, Ms. Bonilla-Odums advised that Inframark has secured a domain name for the District.

EXECUTIVE SESSION


The Board determined it would not be necessary to enter into Closed Session pursuant to Texas Government Code, Section 551.071.

FUTURE AGENDA ITEMS

The Board next considered items for placement on future agendas. No 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 Grzanka, seconded by Director Knickerbocker and unanimously carried, the meeting was adjourned.


Secretary

LIST OF EXHIBITS TO MINUTES

- Exhibit A Resolution Requesting Appraisal of Property
- Exhibit B Bookkeeper's Report
- Exhibit C Engineer's Report
- Exhibit D Operations and Maintenance Report
- Exhibit E Draft developer reimbursement audit
- Exhibit F Resolution Authorizing Use of Surplus General Operating Funds (Non-Maintenance Tax Revenue)
- Exhibit G Tax Assessor Collector's Report