

MINUTES OF MEETING OF
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 70,
OF HARRIS COUNTY, TEXAS
March 28, 2024

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 70, of Harris County, Texas (the "District") met in regular session on March 28, 2024, 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 Director Knight, thus constituting a quorum. Director Knight entered later in the meeting, as noted herein.

Also present at the meeting were: Rachel Broom of Cobb Fendley & Associates, Inc. ("CobbFendley"); Sam Cocke of Double Oak Erosion ("DOE"); Chuck Brandman of Harris County Municipal Utility District No. 264 ("No. 264"); Dennis Eby, District Engineer for Harris County Municipal Utility District No. 144 ("No. 144"); Darrell Hawthorne of Municipal Accounts & Consulting, L.P. ("MA&C"); Lonnie Wright and Ryan Vaughn of Municipal Operations & Consulting, Inc. ("MOC"); Brenda McLaughlin of Bob Leared Interests ("BLI"); and Spencer Creed 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

MINUTES

The Joint Sewage Treatment Plant Committee portion of the minutes of the District's February 22, 2024, Board meeting were considered. No comments were offered regarding same.

ENGINEERING REPORT

Ms. Broom presented a written Engineering Report for the Joint Sewage Treatment Plant Committee Meeting, a copy of which report is attached hereto as **Exhibit A**, and noted that there was nothing new to report at this time.

OPERATIONS REPORT

Mr. Vaughn presented and reviewed the Wastewater Treatment Plant ("WWTP") Operations Report for the month of February 2024, a copy of which report is attached hereto as **Exhibit B**, and discussed same with the Board.

Mr. Vaughn reported that the punch list for the minor electrical repairs is included with his report, and that all initial project items have been completed. He noted that there are a few additional remaining items as reflected in the report. He further noted that the actual costs for the completed items have been in line with the estimated costs.

Mr. Eby then queried Mr. Vaughn and Mr. Wright as to the work related to the February 15, 2024 entry on page 7 of the Operations Report regarding the contractor who serviced the screw screen at the head works. Mr. Eby requested additional detail as to what this work involved and whether any warranty would apply to same. Mr. Vaughn noted that MOC will research the matter and report back next month.

BOOKKEEPER'S REPORT

Mr. Hawthorne presented to and reviewed with the Board the Joint Sewage Treatment Plant ("JSTP") Bookkeeper's Report for March 28, 2024, a copy of which report is attached hereto as **Exhibit C**, including the disbursements presented for payment. After discussion, it was moved by Director Peters that the JSTP Bookkeeper's Report be approved and that the disbursements identified in the report be authorized for payment. Director Garcia seconded said motion, which unanimously carried.

JOINT SEWAGE TREATMENT PLANT ATTORNEY REPORT

The Board next considered the attorney's report. Mr. Creed informed the Board that he had resent the Memorandum of Understanding Concerning Operational Procedures for Joint Sewage Treatment Plant Advisory Committee (the "MOU") to the WWTP Participants and requested that the MOU be presented to their boards for review and approval. He then asked Mr. Eby and Mr. Brandman to follow-up with their respective districts about the MOU. Mr. Brandman and Mr. Eby noted that they would do so.

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

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.

MINUTES

The Board considered approving the minutes of the District's February 22, 2024, Board meeting. After discussion, Director Lange moved that the February 22, 2024, Board meeting minutes be approved as written. Director Garcia seconded said motion, which unanimously carried.

HARRIS COUNTY SHERIFF'S OFFICE ("HCSO") SECURITY ACTIVITY REPORT

Mr. Creed presented the HCSO Security Activity Report for March 1, 2024, a copy of which report is attached hereto as **Exhibit D**, and discussed same with the Board.

BOOKKEEPER'S REPORT AND QUARTERLY INVESTMENT REPORT

Mr. Hawthorne presented to and reviewed with the Board the Bookkeeper's Report dated March 28, 2024, a copy of which report is attached hereto as **Exhibit E**, 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. Director Garcia seconded said motion, which unanimously carried.

UNCLAIMED PROPERTY REPORT

As the next order of business, the Board considered authorizing the District's consultants to research the District's accounts for unclaimed property and authorize the Bookkeeper and/or Tax Assessor/Collector to prepare Unclaimed Property Reports as of March 1, 2024, as and if required by law. After discussion on the matter, Director Peters moved that the District's consultants be authorized to research the District's accounts to determine the necessity of preparing an Unclaimed Property Report, and, if such report is necessary, that the District's Bookkeeper and Tax Assessor/Collector be authorized to file said report(s) with the State Comptroller prior to July 1, 2024. Director Lange seconded said motion, which unanimously carried.

TAX ASSESSOR/COLLECTOR'S REPORT

Ms. McLaughlin presented and reviewed the Tax Assessor/Collector's Report for February 29, 2024, including the disbursements presented for payment as listed therein, a copy of which report is attached hereto as **Exhibit F**. After discussion, Director Garcia moved that said report be approved and that the disbursements identified in the report be approved for payment from the tax account. Director Lange seconded said motion, which unanimously carried.

DELINQUENT TAX COLLECTIONS ATTORNEY'S REPORT

Mr. Creed 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 March.

OPERATIONS REPORT

Mr. Vaughn presented and reviewed the Operations Report for the month of February, 2024, a copy of which report is attached hereto as **Exhibit G**, and discussed same with the Board.

Mr. Vaughn next presented to and reviewed with the Board the list of delinquent accounts for the prior month. He requested authorization to transfer four (4) accounts to the uncollectable roll in the amount of \$1,735.67, since all collection efforts to date had been unsuccessful. After discussion on the matter, Director Peters moved that MOC be authorized to move the four (4) delinquent accounts to the uncollectible roll in the amount of \$1,735.67, as more fully set forth in the attached Operations and Maintenance Report, and as recommended by the District's Operator. Director Sanches seconded said motion, which unanimously carried.

Mr. Vaughn reported the receipt of the GMS Well Report for the District's water wells.

The Board then considered the 2023 Consumer Confidence Report ("CCR"), a draft of which is included with **Exhibit H**. Mr. Vaughn presented to and reviewed with the Board the District's proposed CCR. Mr. Creed reminded the Board that pursuant to CCR requirements promulgated by the United States Environmental Protection Agency and the TCEQ, the District is required to provide a report containing various information regarding the District's water supply to all customers of the District by July 1, 2024. After discussion on the matter, it was noted that an item would be added to the next agenda to address the CCR.

SUBMISSION OF CRITICAL LOAD STATUS INFORMATION TO ELECTRICITY PROVIDERS

Mr. Creed reported that Section 13.1396 of the Texas Water Code, requires that the District annually submit a list of its potential critical load status facilities to each electric distribution utility and each retail electric utility provider for a determination that the facilities qualify for critical load status. After discussion, Director Peters moved that the District's Engineer and/or Operator be authorized to make such annual submission on behalf of the District. Director Sanches seconded the motion, which carried unanimously.

REVIEW OF WATER CONSERVATION PLAN AND DROUGHT CONTINGENCY PLAN

Mr. Creed requested the Board defer the discussion of the review of the District's Water Conservation Plan and Drought Contingency Plan until the next Board meeting.

Director Knight entered the meeting at this time.

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**.

Ms. Broom next reported that the developer of the tract located at 18410 and 18420 FM 529 is moving forward with the construction of a second building on the site.

Ms. Broom then discussed the status of Bond Application Report No. 13 and noted that has been declared administratively complete by the Texas Commission on Environmental Quality. She then presented to and reviewed with the Board the \$4,875,000 Fifth Bond Issue Bond Application Report, a copy of which is attached to the Engineering Report.

Mr. Broom then updated the Board regarding the Waterline Replacement Project. She requested authorization to advertise the project for bids, subject to obtaining all required regulatory approvals. After discussion on the matter, Director Garcia moved to authorize CobbFendley to advertise for bids for the project, subject to obtaining all required regulatory approvals. Director Peters seconded said motion, which unanimously carried.

DRAINAGE FACILITY MAINTENANCE REPORT

Mr. Cocke presented to and reviewed with the Board a Maintenance Report prepared by DOE dated March 28, 2024, a copy of which report is attached hereto as **Exhibit J**.

A discussion ensued regarding how to inform residents to stop blowing leaves into the District's storm drains. After discussion, Director Lange moved to: (i) authorize the posting of a notice on the District's website regarding same; (ii) authorize SPH to review and comment on language proposed for signs to be installed at the detention pond stating that motorized vehicles are prohibited, and to contact Director Lange regarding same; and (iii) authorize DOE to clean out both trash trooper units. Director Garcia seconded the motion, which carried unanimously.

UTILITY COMMITMENTS

The Board deferred action regarding utility commitments as no requests were made this month.

STATUS REPORT FROM GFL ENVIRONMENTAL REGARDING GARBAGE COLLECTION SERVICE

Mr. Creed presented to and reviewed with the Board GFL Environmental's ("GFL") report for the month of February 2024, a copy of which report is attached hereto as **Exhibit K**. No action was taken by the Board.

The Board next discussed the schedule for soliciting bids from solid waste collection providers. After discussion, the Board requested that the matter be placed on the April agenda for consideration.

DISTRICT WEBSITE

The Board considered the OffCinco Analytics Report. a copy of which is attached hereto as **Exhibit L**.

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.

COMMUNICATIONS WITH HOMEOWNER'S ASSOCIATIONS ("HOA")

Director Lange reported that the Westgate Homeowner's Association (the "HOA") will add a link to its website to direct residents to the District's website, and the District will reciprocate by adding a link on its website to direct residents to the HOA's website.

Director Lange further reported that he is working on getting approval to do the same with the Paddock Homeowner's Association.

SUPPLEMENTAL AGENDA

The Board considered cancellation of the Directors Election called for May 4, 2024. Mr. Creed advised that, in accordance with Subchapter C, Chapter 2 of the Texas Election Code, the District may cancel the Directors Election if each candidate whose name is to appear on the ballot and/or has registered as a write-in candidate is unopposed as of 5:00 p.m. on February 20, 2024. In such case, the Board may declare the unopposed candidates to be elected. In that regard, there was presented to the Board a certificate of the Secretary declaring all candidates unopposed. Mr. Creed then presented and reviewed the Order Declaring Candidates Elected, attached hereto as **Exhibit M**. After discussion, Director Peters moved that the Order be adopted by the Board declaring Rudolph Lange and Ronald Garcia elected Directors of the District, each to serve a term of four years or until a successor is duly elected or appointed, that the President be authorized to execute and the Secretary to attest same on behalf of the Board and the District, and that the Directors Election called for May 4, 2024, be cancelled. Director Garcia seconded said motion, which unanimously carried.

ATTORNEY'S REPORT

The Board considered the Attorney's Report. In connection therewith, Mr. Creed advised that he had nothing further to report that had not previously been addressed under other agenda items.

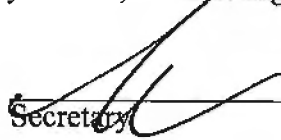
FUTURE AGENDA MATTERS

The Board considered items for placement on a future agenda. No specific agenda items, other than routine and ongoing matters and matters noted earlier in the meeting were requested.

ADJOURNMENT

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




Secretary

LIST OF ATTACHMENTS TO MINUTES

- Exhibit A Engineering Report – Joint Wastewater Treatment Plant Committee
- Exhibit B Wastewater Treatment Plant Operations Report
- Exhibit C Joint Sewage Treatment Plant Bookkeeper's Report
- Exhibit D Security Activity Report
- Exhibit E Bookkeeper's Report
- Exhibit F Tax Assessor/Collector's Report
- Exhibit G Operations Report
- Exhibit H Draft 2023 Consumer Confidence Report
- Exhibit I Engineering Report
- Exhibit J Double Oak Erosion Maintenance and Inspection Report
- Exhibit K GFL Environmental's February 2024 Report
- Exhibit L OffCinco Analytics Report
- Exhibit M Order Declaring Candidates Elected