

MINUTES OF MEETING OF  
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 70,  
OF HARRIS COUNTY, TEXAS  
June 27, 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 June 27, 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.

Also present at the meeting were: David Selesky of Green for Life Environmental ("GFL"); Rachel Broom of Cobb Fendley & Associates, Inc. ("CobbFendley"); Yaneth Cooper of Municipal Accounts & Consulting, L.P. ("MA&C"); Ryan Vaughn of Municipal Operations & Consulting, Inc. ("MOC"); Brenda McLaughlin of Bob Leared Interests ("BLI"); Dennis Eby, representative of the District Engineer for Harris County Municipal Utility District No. 144 ("No. 144"); Chuck Brandman of Harris County Municipal Utility District No. 264 ("No. 264"); and Spencer Creed of Schwartz, Page & Harding, L.L.P. ("SPH"). Sam Cocks of Double Oak Erosion ("DOE") entered later in the meeting as noted herein.

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 May 23, 2024, Board meeting were considered. Mr. Brandman noted a correction to Page 1, Paragraph 5. He requested that the minutes reflect that he was in attendance at the meeting. Mr. Eby further requested that the minutes be revised to reflect that Brian Cunningham rather than Ron Cunningham attended the meeting.

**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 May 2024, a copy of which report is attached hereto as **Exhibit B**, and discussed same with the Board. No action was taken.

**BOOKKEEPER'S REPORT**

Ms. Cooper presented to and reviewed with the Board the Joint Sewage Treatment Plant ("JSTP") Bookkeeper's Report for June 27, 2024, a copy of which report is attached hereto as

**Exhibit C**, including the disbursements presented for payment. Mr. Brandman queried Ms. Cooper regarding budgeted costs for maintenance and the classification of the billing for chemical costs in the report. Ms. Cooper noted that the report will be reconciled next month. Mr. Brandman further queried Ms. Cooper concerning the degree of oversight performed on vendor billings, to which Ms. Cooper responded. 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 Sanches seconded said motion, which unanimously carried.

Mr. Cocke entered the meeting during the discussion of the Bookkeeper's Report.

#### JOINT SEWAGE TREATMENT PLANT ATTORNEY REPORT

The Board next considered the attorney's report. Ms. Miller advised the Board that she had nothing additional to discuss with the Board of a legal nature pertaining to the JSTP which was not covered under specific agenda items above.

Mr. Brandman and Mr. Cunningham 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 May 23, 2024, Board meeting. After discussion, Director Lange moved that the May 23, 2024, Board meeting minutes be approved as revised in accordance with the prior discussions. Director Peters seconded said motion, which unanimously carried.

#### DISTRICT'S PROPOSED \$7,615,000 UNLIMITED TAX BONDS, SERIES 2024

Ms. Miller reported that the District just received the Texas Commission on Environmental Quality (the "TCEQ") Staff Memorandum and Order approving the District's application for approval of the District's \$7,615,000 Unlimited Tax Bonds, Series 2024 (the "Bonds"). A copy of the TCEQ Order and Staff Memorandum are attached hereto as **Exhibit D**.

#### RE-AUTHORIZE PRELIMINARY OFFICIAL STATEMENT AND OFFICIAL NOTICE OF SALE

Ms. Miller requested that the Board consider the re-authorization and updating of the Official Notice of Sale and Preliminary Official Statement, which are to be utilized in connection with the sale of the Bonds, to reflect an adjusted sale date of July 25, 2024. After discussion, Director Sanches moved that such offering documents be approved, completed and distributed in anticipation of a sale of the Bonds, and that such Preliminary Official Statement be deemed to be final for all purposes with the exception of any additional materials or information relating to subsequent material events, offering prices, interest rates, selling compensation, identity of the underwriters, aggregate principal amounts and other similar information, and terms and

provisions to be specified in the competitive bidding process. The motion was seconded by Director Garcia, which unanimously carried.

#### RE-AUTHORIZE THE FINANCIAL ADVISOR TO ADVERTISE FOR SALE OF BONDS

The Board then considered re-authorizing Masterson to advertise for the sale of the Bonds. After discussion on the matter, Director Sanches moved that the Board re-authorize Masterson to advertise for the sale the Bonds in accordance with the Official Notice of Sale. The motion was seconded by Director Garcia, which unanimously carried.

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

The Board considered the June 2024 HCSO Security Activity Report, a copy of which report is attached hereto as **Exhibit E**. No action required was by the Board.

Ms. Miller noted that the current Interlocal Agreement for Law Enforcement Services between Harris County and the District (the "Agreement") expires September 30, 2024. She then presented to and reviewed with the Board the renewal contract for the 2024-2024 term, a copy of which is attached hereto as **Exhibit F**. After discussion, Director Sanches moved to approve the renewal of the District's Agreement, to be effective October 1, 2024, through September 30, 2025, subject to SPH review. Director Garcia seconded said motion, which carried unanimously.

#### BOOKKEEPER'S REPORT

Ms. Cooper presented to and reviewed with the Board the Bookkeeper's Report dated June 27, 2024, a copy of which report is attached hereto as **Exhibit G**, including the disbursements listed therein. After discussion, it was moved by Director Peters that the report be approved and that the disbursements identified in the report be authorized for payment. 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 May 31, 2024, including the disbursements presented for payment as listed therein, a copy of which report is attached hereto as **Exhibit H**. After discussion, Director Peters moved that said report be approved, 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

The Board deferred consideration of the Delinquent Tax Report from Perdue, Brandon, Fielder, Collins & Mott, LLP, the District's delinquent tax collections attorneys, as there was no report due to the Board this month.

#### OPERATIONS REPORT

Mr. Vaughn presented and reviewed the Operations Report for the month of May, 2024, a copy of which report is attached hereto as **Exhibit I**, 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 write off six (6) delinquent accounts in the amount of \$587.10, since all collection efforts to date had been unsuccessful. After discussion on the matter, Director Peters moved that MOC be authorized to write off six (6) delinquent accounts in the amount of \$587.10 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 then reported the receipt of a request to waive a late fee assessed on Account No. 567892, which was received through the District's website. After discussion of the account history and relevant facts and circumstances, Director Peters moved to decline the request and authorize MOC to contact the customer and advise him/her of the Board's decision. Director Sanches seconded said motion, which unanimously carried.

#### 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 J**.

Ms. Broom then reported that the bids received on July 17, 2024 for the Waterline Replacement Project will be presented to the Board for review at its meeting on July 25, 2024.

Ms. Broom next reported that two commercial customers were in violation of the District's Waste Order in June. After discussion, there was no action taken by the Board on this matter.

#### DRAINAGE FACILITY MAINTENANCE REPORT

Mr. Cocke presented to and reviewed with the Board a Maintenance Report prepared by DOE dated June 27, 2024, a copy of which report is attached hereto as **Exhibit K**.

Mr. Cocke advised the Board that going forward, he will be attending meetings on a quarterly basis or when there are repair matters to be discussed and Board action must be taken.

#### UTILITY COMMITMENTS

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

#### STATUS REPORT FROM GFL ENVIRONMENTAL REGARDING GARBAGE COLLECTION SERVICE

Mr. Selesky presented to and reviewed with the Board a Customer Service Report for the month of May. A copy of the service report is attached hereto as **Exhibit L**.

Mr. Selesky then presented to and reviewed with the Board a revised proposal letter for solid waste and recycling collection services prepared by GFL (the "GFL Revised Proposal") which would allow the District to hold the current price of \$18.11 per connection, and continue for an additional year under the current contract. A copy of the GFL Revised Proposal is attached hereto as **Exhibit M**. After discussion, Director Lange moved to accept the GFL Revised Proposal as presented for one additional year. Director Sanches seconded said motion, which unanimously carried.

Mr. Selesky advised the Board that he will attend meetings on a quarterly schedule, with the next meeting being scheduled for September 2024, or after major events.

DISTRICT WEBSITE

Ms. Miller next presented to the Board the Off Cinco Analytics Report, a copy of which is attached hereto as **Exhibit N**. After discussion, the Board concurred to add to the District's website an article regarding the Water Line Replacement Project after it has been awarded.

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 he had nothing new to report at this time.

AUTHORIZE COMPLETION, EXECUTION AND FILING WITH THE SECRETARY OF STATE OF VOTING SYSTEM ANNUAL FILING FORM

Ms. Miller requested that the Board authorize SPH to complete and submit to the Secretary of State's Office on behalf of the District a Voting System Annual Filing Form (the "Voting Form"). She advised that, pursuant to the Texas Election Code, each political subdivision in the State of Texas is required to complete and file said Voting Form with the Secretary of State's Office on an annual basis, even if the District did not conduct an election during that particular year. After discussion on the Voting Form, Director Peters moved that SPH be authorized to complete the Voting Form and file same with the Secretary of State's Office, as required by law. Director Lange seconded said motion, which unanimously carried.

ATTORNEY'S REPORT

The Board considered the Attorney's Report. Ms. Miller presented to and discussed with the Board a brochure from the Harris County Public Health Department ("HCPH") relative to the HCPH's Wastewater-Based Epidemiology Program (the "Surveillance Program"), a copy of which is attached hereto as **Exhibit O**. After discussion, the Board declined to participate in the Surveillance Program.

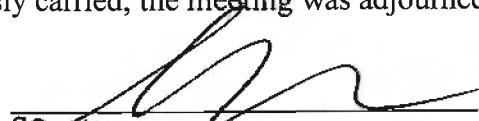
FUTURE AGENDA MATTERS

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 Garcia 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     TCEQ Order approving the District's application for approval of the District's \$7,615,000 Unlimited Tax Bonds, Series 2024 and related Staff Memorandum
- Exhibit E     HCSO Security Activity Report
- Exhibit F     HCSO Security Activity Report
- Exhibit G     Bookkeeper's Report
- Exhibit H     Tax Assessor/Collector's Report
- Exhibit I     Operations Report
- Exhibit J     Engineering Report
- Exhibit K     Double Oak Erosion Maintenance and Inspection Report
- Exhibit L     Green for Life May 2024 Customer Service Report
- Exhibit M     Green for Life Revised Proposal for Solid Waste and Recycling Collection Services
- Exhibit N     Off Cinco Analytics Report
- Exhibit O     Harris County Public Health Brochure for the Wastewater-Based Epidemiology Program