

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 166
Minutes of Meeting of Board of Directors
November 15, 2024

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 15, 2024, 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 Love, thus constituting a quorum.

Also attending the meeting were Tina Felkai of Inframark, LLC ("Inframark"); Odett Newman of Bob Leared Interests, Inc. ("BLI"); Eve Blakemore of IDS Engineering Group ("IDS"); Putri Tesalonika of Municipal Accounts & Consulting, L.P. ("MA&C"); Barbara Nussa of Republic Services, Inc. ("Republic"); Darrell Hatch and Tiera Gaston of Harris County Public Health; and Kendall Dicke and Kate Gribble of Schwartz, Page & Harding, L.L.P. ("SPH").

The Vice 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 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 18, 2024. After discussion, Director Knickerbocker moved that the minutes of the October 18, 2024, Board meeting be approved, as written. Director Grzanka seconded the motion, which unanimously carried.

TAX ASSESSOR-COLLECTOR REPORT

Ms. Newman presented to and reviewed with the Board the tax assessor-collector report for the month of October 2024, including the disbursements presented therein for payment from the District's tax account. A copy of the report is attached hereto as **Exhibit A**. 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 Knickerbocker seconded said 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.

BOOKKEEPER'S REPORT

Ms. Tesalonika then presented to and reviewed with the Board the Bookkeeper's Report, dated November 15, 2024, including the disbursements presented for payment. A copy of the report is attached hereto as **Exhibit B**. Following discussion, it was moved by Director Grzanka 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. 7749, which was voided. Director Knickerbocker seconded the motion, which unanimously carried.

ENGINEERING REPORT

Ms. Blakemore next presented to and reviewed with the Board the Engineering Report dated November 15, 2024, prepared by IDS relative to the status of various projects within the District, a copy of which report is attached hereto as **Exhibit C**. She advised that Northwest Harris County Municipal Utility District No. 16 ("No. 16") is planning to expand the Joint Wastewater Treatment Plant, and that the costs of such expansion are estimated to be approximately \$7,943,123, with the District's share of such costs to be 9.01%. An estimate of the allocation of costs is attached as part of **Exhibit C**. She further advised that she is working with No. 16's engineer to clarify the costs pursuant to the Waste Disposal Agreement by and between the District and No. 16. No action was taken by the Board at this time.

HARRIS COUNTY'S WASTEWATER SURVEILLANCE PROGRAM

The Board next considered a presentation by Harris County Public Health for the District's participation in Harris County's Wastewater Surveillance Program (the "Program"). In that regard, Mr. Hatch and Ms. Gaston addressed the Board and discussed the details of the Program with the Board. Following discussion, the Board requested that an item be included on the next agenda for the Board to consider approval of an Interlocal Agreement between the District and Harris County for participation in the Program.

STATUS OF APPLICATION TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ("TCEQ") REQUESTING APPROVAL FOR USE OF SURPLUS FUNDS

Mr. Dicke next provided the Board with an update regarding the status of Application to the TCEQ Requesting Approval for Use of Surplus Funds and Interest Earned on Construction Funds (the "Application") in connection with payment of the District's share of the costs related to

installation of the generator at Joint Water Plant No. 2. Following discussion, Director Grzanka moved that the Board approve the Application to the TCEQ, as discussed. Director Cox seconded the motion, which unanimously carried.

UTILITY COMMITMENT(S)

Mr. Dicke 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. Felkai presented to and reviewed with the Board the Operations and Maintenance Report dated November 15, 2024, for the month of October 2024, a copy of which is attached hereto as **Exhibit D**. She requested that Inframark be authorized to transfer four (4) delinquent accounts listed on the Operations and Maintenance Report totaling \$1,045.31 to Collections Unlimited for collection. After discussion on the matter, Director Mendel moved that the Board authorize Inframark to transfer said accounts as listed on Inframark's report to Collections Unlimited for collection. Director Grzanka seconded the motion, which unanimously carried.

Ms. Felkai next presented to and reviewed with the Board a proposal in the amount of \$5,382 provided by Texas Hydrant Services, a copy of which is attached as part of **Exhibit D**, to paint the fire hydrants located within the District. Following discussion, Director Mendel moved that the Board approve the proposal and authorize the Vice President to execute same on behalf of the Board and the District. Director Grzanka 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.

DEVELOPERS' REPORT(S)

The Board noted that no representatives of any District developers were in attendance at the meeting.

EMINENT DOMAIN

Mr. Dicke 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 Mendel moved that SPH be authorized to prepare and file the required

eminent domain report with the Comptroller prior to February 1, 2025. Director Knickerbocker seconded the motion, which passed unanimously.

ATTORNEY'S REPORT

The Board next considered the attorney's report. In that regard, Mr. Dicke presented and reviewed Arbitrage Rebate Calculation Reports for the District's Series 2019 Refunding Bonds and Series 2020 Bonds, and a Yield Restriction Calculations report for the Series 2020 Bonds, copies of which are attached hereto as **Exhibit E**. He noted that, according to the reports, no action is required by the Board at this time.

NATIONAL PRIMARY DRINKING WATER REGULATION - PFAS

Mr. Dicke next reviewed with the Board a memorandum prepared by SPH concerning the Environmental Protection Agency's final National Primary Drinking Water Regulation ("NPDWR") for per and polyfluoroalkyl substances ("PFAS"), a copy of which is attached hereto as **Exhibit F**. He advised that the NPDWR establishes maximum contaminant levels ("MCLs") for six categories of the twenty-nine PFAS chemicals that may be found in public water systems, as well as an initial testing schedule for those categories that must be followed by certain districts. Mr. Dicke further advised that the applicability of the NPDWR to the District will depend, in part, on a review of the sources and disinfection treatments for the District's water supply. For example, districts which receive treated water from another water system through an interconnect for distribution without further treatment, except any treatment necessary to maintain water quality within the receiving district's distribution system, are not required to monitor that water under the NPDWR. Mr. Dicke noted that, for applicable districts, initial water supply monitoring is required to be completed by April 26, 2027. He stated that, depending on initial monitoring results, further monitoring will be established and a solution must be implemented to reduce PFAS levels for these six categories below the MCLs by April 26, 2029.

Following discussion, Director Grzanka moved that Inframark and IDS be authorized to (i) determine whether the District is subject to the testing requirements of the NPDWR and, if so, (ii) develop an initial monitoring schedule which complies with the deadlines set forth in the attached memorandum. Director Cox seconded the motion, which unanimously carried.

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 Mendel, seconded by Director Grzanka and unanimously carried, the meeting was adjourned.


Secretary

LIST OF EXHIBITS TO MINUTES

- Exhibit A Tax Assessor Collector's Report
- Exhibit B Bookkeeper's Report
- Exhibit C Engineer's Report
- Exhibit D Operations and Maintenance Report
- Exhibit E Arbitrage Rebate Calculation Reports for the District's Series 2019 Refunding Bonds and Series 2020 Bonds; Yield Restriction Calculations report for the Series 2020 Bonds
- Exhibit F Memorandum prepared by SPH concerning the Environmental Protection Agency's final National Primary Drinking Water Regulation on per and polyfluoroalkyl substances