

**HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 122**  
Minutes of Meeting of Board of Directors  
August 28, 2024

The Board of Directors ("Board") of Harris County Municipal Utility District No. 122 ("District") met in regular session at 1300 Post Oak Boulevard, Suite 2500, Houston, Harris County, Texas on August 28, 2024, in accordance with the duly posted notice of public meeting, and the roll was called of the duly constituted officers and members of said Board of Directors, as follows:

Joycelyn Barnes Reese, President  
Ronald F. Bennett, Vice-President  
James H. Ragan, Jr., Secretary  
John Hoxie, Assistant Secretary  
John R. Marshall, Assistant Secretary

all of said persons were present, except for Director Reese, thus constituting a quorum.

Also present were Yaneth Cooper of Municipal Accounts & Consulting, L.P. ("MAC"); Anvi Patel of Forvis Mazars, LLP ("Forvis"); Sabrina Alaquez of Inframark, LLC ("Inframark"); Rebecca Watkins of Quiddity Engineering LLC ("Quiddity"); Joyce Bennett, a member of the public; and Eric Lai and Charlotte Griffiths of Schwartz, Page & Harding, L.L.P. ("SPH"). Patty Rodriguez of Bob Leared Interests, Inc. ("BLI") entered the meeting at a later time, as noted herein.

In the absence of the Board President, the Vice President called the meeting to order and declared it open for such business as might regularly come before it.

**PUBLIC COMMENTS**

The Board began by opening the meeting for public comments. In connection therewith, Ms. Bennett read a letter, attached hereto as **Exhibit A**, from the Colony Crossing National Night Out Committee requesting financial assistance in the amount of \$450.00 from the District for the community's National Night Out event set for October 1, 2024. Following discussion, the Board concurred to place the request for financial assistance for the National Night Out event on the agenda for the Board's next meeting for consideration

**APPROVAL OF MINUTES**

The Board considered the review and approval of the minutes of its meeting held on July 24, 2024. After discussion, Director Marshall moved that the minutes of the Board's meeting held

July 24, 2024, be approved, as written. Director Hoxie seconded said motion, which carried by a vote of three (3) in favor, none (0) opposed, and with Director Ragan abstaining.

Ms. Rodriguez entered the meeting at this time.

### **TAX ASSESSOR/COLLECTOR'S REPORT**

Ms. Rodriguez presented to and reviewed with the Board the Tax Assessor/Collector's Report for the period ended July 31, 2024, which is attached hereto as **Exhibit B**, including the disbursements presented for payment from the Tax Account. After discussion, Director Ragan moved that the Tax Assessor/Collector's Report be approved, and the disbursements identified in said report be approved for payment from the Tax Account. Director Marshall seconded said motion, which unanimously carried.

### **REPORT AND LEGAL ACTION TAKEN BY THE DISTRICT'S DELINQUENT TAX COLLECTIONS ATTORNEY**

Mr. Lai presented to and reviewed with the Board a Delinquent Tax Report received from Perdue Brandon Fielder Collins & Mott, L.L.P., the District's Delinquent Tax Collections Attorney, dated August 28, 2024, a copy of which is attached hereto as **Exhibit C**. The report included a list of twelve (12) accounts recommended by the Delinquent Tax Collections Attorney for water termination. After discussion, the Director Ragan moved that the Board approve the Delinquent Tax Report and authorize the Delinquent Tax Collections Attorney to coordinate with Inframark on sending water termination letters to the twelve delinquent accounts as recommended therein. Director Hoxie seconded the motion, which unanimously carried.

### **2024 TAX RATE RECOMMENDATIONS**

The Board deferred discussion of the 2024 tax rate recommendation pending the certification of values in the District by the Harris Central Appraisal District.

### **BOOKKEEPER'S REPORT**

Ms. Cooper presented to and reviewed with the Board the Bookkeeper's Report dated August 28, 2024, a copy of which attached hereto as **Exhibit D**. After discussion, Director Marshall moved that the Bookkeeper's Report be approved and that the disbursements listed therein be approved for payment, except for check no. 10133, which was voided. Director Hoxie seconded said motion, which unanimously carried.

### **ADOPTION OF OPERATING BUDGET FOR FISCAL YEAR ENDING AUGUST 31, 2025**

Ms. Cooper presented to and reviewed with the Board a proposed operating budget for the District's fiscal year ending August 31, 2025, a copy of which is attached to the Bookkeeper's Report, and discussed same with the Board. After discussion, Director Hoxie moved that the

operating budget for the District's fiscal year ending August 31, 2025, be adopted by the Board and District, as discussed. Director Bennett seconded said motion, which unanimously carried.

### **ENGAGEMENT OF AUDITOR**

The Board considered the engagement of an auditor to prepare the District's audit report for the fiscal year ending August 31, 2024. In connection therewith, Ms. Patel presented to and reviewed with the Board a proposal prepared by Forvis, a copy of which is attached hereto as **Exhibit E**. Ms. Patel advised that Forvis's base fee for conducting the audit and the preparation of said audit report is \$20,900, plus an administrative fee of \$1,100 to cover out of pocket costs. Fees related to the review of any offering documents created in connection with any new bonds sales during the preparation of the audit report will range from \$2,500 - \$3,000. Ms. Patel additionally advised that Forvis has filed Texas Ethics Commission ("TEC") Form 1295 with the TEC and has provided the District with an original of said form. After discussion on the matter, Director Ragan moved that (i) Forvis be engaged to conduct an audit of the District's financial statements and prepare the District's audit report for the fiscal year ending August 31, 2024, in accordance with the terms of the proposal presented, (ii) the District accept Forvis's TEC Form 1295 relative to the preparation of such audit, and (iii) SPH be authorized to acknowledge the District's receipt of same with the TEC. Director Marshall seconded said motion, which unanimously carried.

### **OPERATIONS AND MAINTENANCE REPORT**

Ms. Alaquez presented to and reviewed with the Board the Operations and Maintenance Report for the month of July 2024, a copy of which is attached hereto as **Exhibit F**, and discussed with the Board the various matters contained therein. Ms. Alaquez next reviewed with the Board the delinquent accounts for the prior month. Director Ragan reported an incident involving downed trees and fences within section 1 of Talbot's Mill, and Ms. Alaquez advised that she would monitor for issues in connection with same. Director Ragan next requested that Inframark lock and pull the water meter on a certain delinquent account. Ms. Alaquez noted Inframark would do so if the account remained unpaid. Following discussion, Director Ragan moved that Inframark be authorized to lock the subject account as previously discussed. Director Marshall seconded said motion, which unanimously carried.

### **REVIEW OF DROUGHT CONTINGENCY PLAN**

Mr. Lai reminded the Board that the District must review its Drought Contingency Plan ("DCP") for required updates no less than every five (5) years as required by applicable rules of the TCEQ and noted that SPH is still reviewing the DCP. Accordingly, the Board concurred to defer review of the DCP until its next meeting.

### **ENGINEERING REPORT**

Ms. Watkins presented to and reviewed with the Board a written Engineering Report dated August 28, 2024, a copy of which is attached hereto as **Exhibit G**, and discussed with the Board the various matters contained therein, including the investigation into sagging power lines along

the corridor between Talbot's Mill Phase II and Sawyers Crossing up to the District's Wastewater Treatment Plant and the sparking of same during wind events. Following discussion, it was noted that no action was required of the Board at this time.

### **DEVELOPER'S REPORT**

The Board deferred consideration of the Developer's Report, as no representative of any developer within the District was present at the meeting.

### **REQUESTS FOR UTILITY COMMITMENTS**

Mr. Lai noted that there had been no requests for utility commitments and, therefore, no action was required of the Board at this time in connection with same.

### **DISPOSITION OF DISTRICT RECORDS**

Mr. Lai presented a request from the Records Management Officer for approval to destroy certain records (which will not be scanned in and stored electronically) in accordance with the District's Records Retention Schedules, a copy of which request is attached hereto as **Exhibit H** (the "Request"). After discussion, Director Marshall moved that SPH be authorized to destroy the records described in the Request. Director Hoxie seconded said motion, which carried unanimously.

### **ATTORNEY'S REPORT**

The Board considered the attorney's report. In connection therewith, Mr. Lai confirmed that, as requested by the Board, special meetings would be held on November 20, 2024 at 12:00 noon, and on December 18, 2024 at 12:00 noon, in lieu of the regularly scheduled meeting that would typically be held the following week of each of said months due to conflict with the Thanksgiving and Christmas holidays.

### **CLOSED SESSION**

The Board determined it would not be necessary to enter into Closed Session at this time.

### **FUTURE AGENDA ITEMS**

The Board considered items for placement on a future agenda. Following discussion, the Board concurred to place an item on the next agenda for a proposal from Inframark for the

installation and monitoring of Badger Smart Meters throughout the District, as requested by Director Reese at the July 24, 2024 Board of Directors meeting.

**ADJOURNMENT**

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



*[Handwritten signature]*  
Secretary

(SEAL)

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List of Attachments to  
Harris County Municipal Utility District No. 122  
Minutes of Meeting of August 28, 2024

- Exhibit A Colony Crossing National Night Out Correspondence
- Exhibit B Tax Assessor-Collector's Report
- Exhibit C Delinquent Tax Collections Attorney's Report
- Exhibit D Bookkeeper's Report
- Exhibit E Proposed Engagement Letter from Forvis
- Exhibit F Operator's Report
- Exhibit G Engineer's Report
- Exhibit H Records Destruction Request Letter