### MINUTES OF REGULAR MEETING HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 11 HARRIS COUNTY, TEXAS

#### 21 November 2023

THE STATE OF TEXAS § COUNTY OF HARRIS §

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 11 (the "District") met in special session, open to the public at 5:00 p.m. on the 21st day of November 2023 at the offices of Coats Rose, P.C., 9 Greenway Plaza, Suite 1000, Houston, Texas 77046, outside the boundaries of the District, and the roll was called of the duly constituted officers and members of the Board, to-wit:

Kenneth D. Vasina Cynthia Ann Cruz Tammy B. Rose Marvin L. Zahradnik Barbara K. Burson President/Investment Officer Vice President Secretary/Treasurer Assistant Secretary/Treasurer Assistant Vice President

and all of said persons were present, thus constituting a quorum.

Also present were JoAnn Vasina and Leroy Rose, residents of the District; Troy Bordelon, P.E. of A&S Engineers, Inc. ("A&S"), the District's Engineer; Dennis Wright of Water District Management Company, Inc. ("WDM"), the District's Operator; and Cole Konopka and Gabby Gomez of Coats Rose, P.C. ("Coats Rose"), the District's Attorney.

Director Vasina called the meeting to order.

# **Approval of Minutes**

The Board first considered approving the minutes of the meetings of 25 October 2023 and 1 November 2023. After discussion, upon a motion duly made and seconded, the Board voted unanimously to approve the minutes of the meetings of 25 October 2023 and 1 November 2023, as written.

## Operator's Report

Next, Mr. Wright reviewed the Operator's Report, a copy of which is attached as an exhibit to these minutes. He noted that the total water accountability rate for the District's water wells was 91.22% for the month of October 2023. Mr. Wright also reviewed the Arsenic Analysis Report, a copy of which is included in the Operator's Report. After discussion, upon a motion duly made and seconded, the Board voted unanimously to approve the Operator's Report.

Consideration was then given to the termination of water and sewer service to certain delinquent accounts. Mr. Wright advised the Board that the requisite notifications had been given to each customer and that each customer was advised of the date, time, and place of the Board meeting which they could attend to discuss termination of service. The Board noted that there were no customers present to protest the utility billings. The Board then agreed to defer the termination of service to customers whose service accounts remain delinquent as of the due date for November 2023 in observance of the Thanksgiving holiday.

The Board then considered approving a Master Agreement between the District and Badger Meter, Inc. ("Badger") to authorize Badger to provide metering and water usage service information for the District's electronic water meters. Mr. Wright noted that, if approved, the Master Agreement would require a deposit from the District in the amount of \$11,000.00. After discussion, upon a motion duly made and seconded, the Board voted to approve the Master Agreement between the District and Badger and authorize the District's Bookkeeper to submit payment to Badger in the amount of \$11,000.00. All Directors voted in favor of the motion except for Director Zahradnik, who abstained from voting. A copy of the Master Agreement is attached as an exhibit to these minutes.

### **Engineer's Report**

Mr. Bordelon next reviewed the Engineer's Report, a copy of which is attached as an exhibit to these minutes.

Renewal of Wastewater Discharge Permit (the "Permit"). Mr. Bordelon updated the Board on the status of the District's renewal of the Permit. He noted that he was awaiting a response from the Texas Commission on Environmental Quality (the "TCEQ") regarding the next steps to renew the Permit.

Arsenic Remediation System at Water Plant No. 2. Mr. Bordelon then updated the Board on the Arsenic Remediation System at Water Plant No. 2. He recalled that A&S submitted the required test results to the TCEQ and that he was awaiting a response from the TCEQ.

Rehabilitation of Sanitary Sewer Lines in Woodgate Subdivision, Sections 1 and 2 (the "Sewer Repairs"). Mr. Bordelon next updated the Board on the status of the Sewer Repairs project. He stated that he solicited bids from three contractors, noting that the lowest bid received was from Lopez Utilities Contractor, LLC ("Lopez Utilities") in the amount of \$108,480.00. A copy of the bid tabulation is included in the Engineer's Report.

Requests For Service. Mr. Bordelon then updated the Board regarding the request for water and sanitary sewer service to the 28-acre tract of land owned by Romco / The Urban Companies (the "Romco Tract") located east of the District, south of Beltway 8, and north of Aldine Western Road. He presented a Feasibility Study for the Romco Tract as prepared by A&S, a copy of which is included in the Engineer's

Report. The Board then considered authorizing Coats Rose to send a copy of the Feasibility Study to the owners of the Romco Tract, along with a cover letter from the District regarding possible reimbursement to the owners for certain public utilities constructed in order to provide service to the tract.

After discussion, upon motions duly made and seconded, the Board voted unanimously to: (1) approve the Engineer's Report; (2) accept the lowest bid and award the contract for the Sewer Repairs project to Lopez Utilities in the amount of \$108,480.00; (3) approve the Feasibility Study for the Romco Tract; and (4) authorize Coats Rose to send a copy of the Feasibility Study with a cover letter regarding reimbursement to the owners of the Romco Tract.

#### **Bookkeeper's Report**

Director Vasina next reviewed the Bookkeeper's Report prepared by Claudia Redden & Associates, L.L.C., the District's Bookkeeper, a copy of which is attached as an exhibit to these minutes. He also reviewed the District's Investment Report, a copy of which is included in the Bookkeeper's Report. The Board then completed the review of the invoices to the District and the checks prepared in payment thereof.

Director Vasina then presented a draft of the District's Operating Budget for the fiscal year ending 31 December 2024, a copy of which is attached as an exhibit to these minutes.

After discussion, upon motions duly made and seconded, the Board voted unanimously to: (1) accept the Bookkeeper's Report and authorize payment of the District's bills; (2) approve the Investment Report; and (3) approve the District's Operating Budget for the fiscal year ending 31 December 2024, as presented.

### Attorney's Report

Lastly, Mr. Konopka updated the Board on the status of the Resolution Regarding Use of Surplus Construction Funds Without Further Approval by the TCEQ, noting that he was still awaiting the final amount for the proposed use of the District's surplus construction funds.

There being no further business to come before the Board, the meeting was adjourned.

(SEAL)

Secretary, Board of Directors

#### Harris County Municipal Utility District No. 11 Meeting of 21 November 2023 Attachments

- 1. Operator's Report;
- 2. Master Agreement with Badger Meter, Inc.;
- 3. Engineer's Report;
- 4. Bookkeeper's Report; and
- 5. Operating Budget for the fiscal year ending 31 December 2024.