

# HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 99

## MINUTES OF MEETING OF BOARD OF DIRECTORS

JANUARY 15, 2019

The Board of Directors (the "Board" or "Directors") of Harris County Water Control and Improvement District No. 99 (the "District") met in regular session, at 6:30 p.m., at 19423 Lockridge Drive, Spring, Texas 77373, on Tuesday, January 15, 2019, pursuant to notice of said meeting posted in accordance with Chapter 551 of the Texas Government Code; whereupon the roll was called of the members of the Board, to-wit:

Monte Lee Cooper	President
Billy Ray Fritsche	Vice President
Tim Evans	Assistant Secretary
Ed Jensen	Secretary/Treasurer/Investment Officer
Charles Leroy Richardson	Director/Operations Maintenance Officer

All members of the Board were present, thus constituting a quorum. Also attending all or portions of the meeting were: Mike Plunkett of Eagle Water Management, Inc., operator for the District ("Operator" and/or "Eagle Water"); Tina Buchanan of Equi-Tax, Inc., tax assessor-collector and bookkeeper for the District ("Equi-Tax"); Sergio Van Dusen and Caitlin Bobb EIT of Vogt Engineering, L.P., engineer for the District ("Engineer"); Marisa L. Roberts, Legal Assistant, for the attorney for the District ("Attorney"); and several residents of the District and members of the public (see Sign-In Sheet).

The President, after finding that notice of the meeting was posted as required by law and determining that a quorum of the Board was present, called the meeting to order and declared it open for such business as may regularly come before it.

1. Minutes. The Board reviewed the minutes of the regular meeting held on December 18, 2018, a copy of which was previously distributed to the Board. Upon motion by Director Fritsche, seconded by Director Jensen, after full discussion and with all Directors present voting aye, the Board approved the minutes of the regular meeting held on December 18, 2018 subject to certain corrections.

2. Bookkeeper's Report/Investment Report/Tax Assessor-Collector's Report/Energy Usage Report. Ms. Buchanan presented to and reviewed with the Board, the Bookkeeper's Report, Investment Report, Tax Assessor-Collector's Report, and Energy Usage Report for the previous month, copies of which are attached hereto collectively as Exhibit "A."

a. Ms. Buchanan next reported that TexPool is paying 2.2872% interest and the net asset value is 0.99994%. She then presented and reviewed the Energy Usage Report.

b. Next, Ms. Buchanan reviewed a proposed first draft budget for FYE 3/30/20. She reported that she had reviewed the budget with Directors Fritsche and Jensen. Director Fritsche stated he would like the budget to show an itemized list of future projects.

Upon motion by Director Fritsche, seconded by Director Richardson after full discussion and the question being put to the Board, all members of the Board present voted to 1) approve the Bookkeeper's Report, Investment Report, Tax Assessor-Collector's Report, and Energy

Usage Report, as presented, 2) authorize the payment of checks numbered 11829 through 11851 from the Operating Account; and 3) authorize the payment of one (1) check numbered 2385 from the Tax Account.

3. Operator's Report. Mr. Plunkett presented the Operations Report, a copy of which is attached hereto as Exhibit "C," and responded to questions from the Board.

a. Mr. Plunkett reported the average daily flow at the sewer plant during the previous month was 95,000 G.P.D. He also reported the pumped to billed ratio was 89.33% at the water plant and 42,000 gallons of sludge hauled away and no excursions.

Mr. Plunkett next presented the Monthly Light Fixture Review, a copy of which is attached to the Operator's Report. He reported thirty-one (31) delinquency notices were sent out to customers while thirty (30) remain unpaid to date and noted one (1) account being turned over to collections.

Upon motion by Director Fritsche, seconded by Director Richardson after full discussion and the question being put to the Board, all members of the Board present approved the Operator's Report.

4. Engineer's Report. The Engineer's Report was presented by Mr. Van Dusen, a copy of which is attached as Exhibit "D".

Mr. Van Dusen reviewed the Engineering Report and answered questions from the Board. Mr. Van Dusen also discussed with the Board a Notice for the Proposed Wastewater Treatment Plant from WaterEngineers, Inc. on behalf of McNabb Utilities LLC. ("McNabb"), dated December 14, 2018. McNabb is seeking 85,000 gpd of wastewater treatment capacity to serve a proposed multi-family development as well as a medical office complex on Cypresswood Drive. Mr. Van Dusen stated that the District's current TCEQ Wastewater Discharge Permit cannot exceed 225,000 gpd. He also noted that the District's average daily flow is approximately 84,000 gpd. Director Fritsche commented this might be a financial opportunity for the District. Mr. Plunkett stated a feasibility study would be needed. Discussion ensued.

Upon motion by Director Jensen, seconded by Director Evans, after full discussion and with all Directors present voting to not pursue a feasibility study with WaterEngineers, Inc., for the request of 85,000 gpd of wastewater treatment capacity to serve the property on Cypresswood Drive.

Upon motion by Director Jensen, seconded by Director Evans, after full discussion and with all Directors present voting aye, Board approved the Engineer's Report.

5. New Business/Annual Agenda.

a. Discussion and possible action regarding proposed WWTP at 708 E. Cypresswood Drive. Discussed under Engineering Report (see above).

b. Discussion and possible action regarding amendment to DCP. Director Fritsche stated he updated the District's current Drought Contingency Plan to include a plan for the loss of one (1) well as well as a meter replacement program.

Upon motion by Director Evans, seconded by Director Richardson, after full discussion and with all Directors present voting aye, Board accepted Director Fritsche's amendments to the DCP. Ms. Roberts stated she would like for Mr. Petrov to review the DCP and for the Board to

authorize Johnson Petrov to include any additional changes necessary in order to comply with the TCEQ. The Board concurred.

c. Discussion and possible action regarding repair/replacement of fence around the Water Plant. Director Cooper stated he would like to see the cyclone fence replaced with an 8 ft. cedar fence. Director Fritsche stated he was in favor of the 8 ft. cedar fence and he asked Mike Kiger, the President of the North Hill Estates Civic Club to speak to the Board. Mr. Kiger stated that the Civic Club would like to work with the District in order to obtain bids for a new 8 ft. cedar fence and that the Civic Club members are in favor of donating up to \$12,000 towards the fence. Discussion ensued.

Upon motion by Director Cooper, seconded by Director Richardson after full discussion and the question being put to the Board, all members of the Board present accepted the Civic Club's generous offer to install an 8 ft. capped cedar picket fence, move the location 8 ft. back, and install two (2) wrought-iron gates.

d. Request annual insurance proposal. Ms. Roberts stated she would request a written proposal.

e. Update regarding payment options for customers. Director Jensen stated that Compass Bank has not been responsive to his phone calls, but that he will follow-up. Director Cooper stated the item would be placed on the February agenda.

6. Public Comment.

Ms. Evans asked which directors would work with the Civic Club on the fence. Director's Cooper and Richardson volunteered.

Mr. Wells asked the Board why the District did not consider working with the Developer to supply wastewater services. He also asked if the Board would notify customers of the potential development, to which the Board responded no, because they are out-of-district.

Ms. Sadders asked about light poles in ditches and covering manholes and who could be called to remove them. Another resident responded saying that he was certain once the job was complete, the subcontractor would clean everything up.

Mr. Loveface asked if the Board knew when the developer would begin their project. Mr. Van Dusen responded the application process was approximately 1 year.

**THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,**  
the meeting was adjourned at 7:49 P.M.

**Pay the Bills:** As previously approved by the Board, the following bills were paid:

**Checks Written on Operations Account #0751-690363**

**Harris County WCID #99 GOF  
Custom Transaction Detail Report  
January 2019**

<b>Num</b>	<b>Name</b>	<b>Description</b>	<b>Amount</b>
11829	Center Point Energy	Utilities	-32.06
11830	CFI Services Inc	STP Maintenance	-408.55
11831	DXI Industries, Inc.	Chemicals	-304.66
11832	Eagle Water Management, Inc.	STP/WP Maintenance	-8,612.43
11833	ETI Bookkeeping Services	Bookkeeper Fee	-700.00
11834	Johnson Petrov LLP	Legal Fee	-3,099.00
11835	Lawns & More	STP/WP Mowing Contract	-345.00
11836	Magna Flow Environmental, Inc.	STP Maintenance	-2,310.00
11837	Nell Technical Services Corp	STP Maintenance	-1,797.85
11838	North Harris County Regional Water Author	WP Purchased Water	-10,393.80
11839	Reliant Energy 1 499 574-0	Utilities	-15.84
11840	Reliant Energy 1 500 965-7	Utilities	-1,365.93
11841	Reliant Energy 1 505 184-0	Utilities	-2,030.52
11842	Texas Commission on Environmental Quality	2018 Assessment Fee	-1,259.30
11843	Verizon	Telephone	-63.15
11844	Vogt Engineering	Engineer Fee	-6,566.25
11845	Waste Connections of Texas	STP Dumpster Fee	-222.71
11846	Elmer E Boles	Customer Deposit Refund	-120.80
11847	Eric Michael Wickenheiser	Customer Deposit Refund	-323.86
11848	Billy R Fritsche	Director Fee	-138.52
11849	Charles L Richardson	Director Fee	-138.52
11850	Monte L Cooper	Director Fee	-138.52
11851	Timothy P. Evans	Director Fee	-138.52
no prt	Ed Jensen	Director Fee	0.00
<b>Total</b>			<b>-40,525.79</b>

**PASSED AND APPROVED** on the 19th day of February, 2019.

  
Asst. Secretary  
Board of Directors

**EXHIBITS:**

- A - Bookkeeper's Report, Investment Report,  
Tax Assessor-Collector's Report, Energy Report
- B - Operations Report
- C - Engineer's Report

**Minutes recorded by Marisa L. Roberts  
Johnson Petrov LLP  
Regular Session January 15, 2019**

**[DISTRICT SEAL]**

