

HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 99

MINUTES OF MEETING OF BOARD OF DIRECTORS

SEPTEMBER 17, 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 7:00 p.m., at 19423 Lockridge Drive, Spring, Texas 77373, on Tuesday, September 17, 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"); Karen Long of Equi-Tax, Inc., tax assessor-collector and bookkeeper for the District ("Equi-Tax"); Sergio Van Dusen, P.E. and Caitlin Bobb, EIT of Vogt Engineering, L.P., engineer for the District ("Engineer"); David Aitken and Chris Daniel of Triton Consulting Group, LLC ("Triton"); Andrew P. Johnson III, attorney and Marisa L. Roberts, Legal Assistant of Johnson Petrov LLP, 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 August 20, 2019, a copy of which was previously distributed to the Board. Upon motion by Director Jensen, seconded by Director Fritsche, after full discussion and with all Directors present voting aye, the Board approved the minutes of the regular meeting held on August 20, 2019 as presented.

2. Constable's Report. A representative of the Harris County Constable's Office ("HCCO") was not present at tonight's meeting.

3. Bookkeeper's Report/Investment Report/Tax Assessor-Collector's Report/Energy Usage Report. Ms. Long 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."

Director Fritsche requested Ms. Long add a note regarding the annexation deposit \$325,000 received from DreamLab.

Ms. Long next reported that TexPool is paying 2.1715% interest and the net asset value is 1.00011%.

Upon motion by Director Jensen, seconded by Director Richardson, after full discussion and with all Directors present voting aye, the Board 1) approved the Bookkeeper's Report, Investment Report, Tax Assessor-Collector's Report, and Energy Usage Report, as presented, 2) authorized the payment of checks numbered 12067 through 12097 from the Operating Account; and 3) authorized the payment of one (1) check numbered 2393 to Equi-Tax, Inc.

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

Mr. Plunkett reported the average daily flow at the sewer plant during the previous month was 81,000 G.P.D. He also reported the pumped to billed ratio was 94.75% at the water plant. He also reported that he expects the repairs at the Wastewater Treatment Plant ("WWTP") will be completed in the next week or so.

Mr. Plunkett reported an issue with the manhole in the ditch on Lockridge where unwanted water infiltrated the system. He stated, if you see something, report it.

Mr. Plunkett also reported a Spring High School sanitary sewer issue at Lockridge and Cypresswood. Eagle Water coordinated with Spring ISD and it was repaired.

Mr. Plunkett next reported that forty-five (45) delinquency notices were sent out to customers and twenty-one (21) remain unpaid to date.

Upon motion by Director Fritsche, seconded by Director Jensen, after full discussion and with all Directors present voting aye, the Board approved the Operator's Report and approved termination of the accounts on the delinquent list.

5. Engineer's Report. The Engineer's Report was presented and reviewed by Mr. Van Dusen, a copy of which is attached as Exhibit "C".

Mr. Van Dusen reviewed the engineer's report with the Board.

Mr. Van Dusen reported that Spring High School requested an irrigation meter and Vogt Engineering will prepare a service request for same.

Mr. Van Dusen also presented a copy of the SWCA Wetland Report for the Board's review. Mr. Van Dusen requested the Board authorize Johnson Petrov to review the two (2) easements prepared by Harris County for the Greenway Trail Project.

Upon motion by Director Fritsche, seconded by Director Richardson, after full discussion and with all Directors present voting aye, the Board approved the Engineer's Report, including authorize Johnson Petrov to review the two (2) easements prepared by Harris County for the Greenway Trail Project.

6. Update on Spring Independent School District (Spring ISD).

Mr. Johnson updated the Board on his meeting with Gary Hutton of Spring ISD ("SISD"). He stated that Mr. Van Dusen and Ms. Bobb were not present, but Directors Fritsche and Evans did attend. Director Fritsche stated that he provided the SISD with an amended rate order and stated that Mr. Hutton was very receptive. Director Evans reported that Mr. Hutton expressed an interest that the high school be annexed into the District. Mr. Johnson stated that the school made some capital contributions back in the 1990s, and that he has requested Vogt

Engineering to determine the school's of the District's facilities and the cost for SISD to buy into the facilities. Mr. Johnson presented and reviewed a letter addressed to Spring ISD. He stated that the letter would give the school the option to pay a lump sum or to pay a monthly percentage of their share of the costs of the capital improvements. He also requested that the Board to authorize the President to execute the letter.

Upon motion by Director Fritsche, seconded by Director Richardson, after full discussion and with all Directors present voting aye, the Board approve the letter to SISD, authorized the President to execute the letter and authorize the Attorney to prepare an agreement to be submitted to SISD.

b. Amending Rate Order.

Director Fritsche then discussed with the Board an amendment to the rate order to include law enforcement services fees to commercial and tax-exempt accounts by adding a \$12.00 charge to the sewer service fee.

Upon motion by Director Fritsche, seconded by Director Jensen, after full discussion and with all Directors present voting aye, the Board approved amending the rate order to include law enforcement services fees to commercial and tax-exempt accounts by adding a \$12.00 charge to the sewer service fee.

c. Emergency Alerts. David Aitken IV the CEO of Triton Consulting Group, LLC ("Triton")

Director Fritsche updated the Board on discussions with Triton regarding Emergency Alerts. Director Fritsche stated that with the various types of social media, particularly North Hill Estates Facebook; North Hill Estates Next Door, direct mailing, a notice on the water bill and door hangers, he did not recommend adding emergency alerts. Director Jensen suggested that the trifold be sent in the water bill and suggested they be handed out at events like the Women's club as well as a Men's social, of which he is a member, in order to get the word out. Director Evans stated that the residents need a pamphlet. The Board discussed the three (3) events proposed by Triton, two (2) open houses: October 8, 2019 and October 16, 2019, and a social in the park on November 2, 2019. Director Fritsche stated he didn't think the social was necessary.

Next, Ms. Roberts stated that the Board needed to determine the hourly rate for the election judge(s) and clerks. Upon motion by Director Fritsche, seconded by Director Evans, after full discussion and with all Directors present voting aye, the Board authorized payment of \$15.00 per hour for the election judge(s) and clerks.

The Board next discussed the canvassing date for the November 5, 2019 Bond Election and Maintenance Tax Election and determined that Thursday, November 14, 2019 at 3:00 p.m.

Ms. Roberts then presented the Rental Agreement with ESS, previously approved, for the election related equipment for the Presidents execution.

7. Public Comment.

Mrs. Deborah Jensen expressed her gratitude to McNabb for allowing the District to host the Open Houses.

Mr. David Niccum asked the Board to consider changing the meeting time back to 6:30 p.m. Director Fritsche stated the Board would re-consider that after the Bond Election.

Mr. Chris Daniel stated that if the Board were interested in a fridge magnet that residents could access quickly for "Reporting a Problem", that this is also a service Triton provides to other clients. No action was taken on this item.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,
the meeting was adjourned at 8:19 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

Checks Presented

September 17, 2019

| Num | Name | Description | Amount |
|--------------|---|-------------------------|--------------------|
| 12067 | Billy R Fritsche | Director Fee | -138.52 |
| 12068 | VOID | VOID | 0.00 |
| 12069 | Monte L Cooper | Director Fee | -138.52 |
| 12070 | Timothy P. Evans | Director Fee | -138.53 |
| 12071 | Center Point Energy | Utilities | -31.96 |
| 12072 | CFI Services Inc | WP Maintenance | -401.65 |
| 12073 | Direct Waste Solutions | Garbage Collection | -9,435.00 |
| 12074 | DXI Industries, Inc. | Chemicals | -294.68 |
| 12075 | Eagle Water Management, Inc. | Operator Fee | -12,398.91 |
| 12076 | ETI Bookkeeping Services | Bookkeeping Fee | -700.00 |
| 12077 | Harris County Treasurer | Security | -5,764.00 |
| 12078 | Johnson Petrov LLP | Legal Fee | -32,391.85 |
| 12079 | Lawns & More | Mowing | -720.00 |
| 12080 | Link's Construction | Driveway Repair | -1,075.00 |
| 12081 | Neil Technical Services Corp | STP Maintenance | -816.25 |
| 12082 | North Harris County Regional Water Author | NHCRWA Fee | -30,572.85 |
| 12083 | Reliant Energy 1 499 574-0 | Utilities | -10.76 |
| 12084 | Reliant Energy 1 500 965-7 | Utilities | -2,122.91 |
| 12085 | Reliant Energy 1 505 184-0 | Utilities | -1,599.38 |
| 12086 | Source Point Solutions, Inc. | STP Maintenance | -976.00 |
| 12087 | TTN The Texas Network LLC | Website | -79.00 |
| 12088 | Verizon | Telephone | -64.08 |
| 12089 | Vogt Engineering | Engineering Fee | -11,233.75 |
| 12090 | Waste Connections of Texas | STP Dumpster | -222.71 |
| 12091 | David Ames | Customer Deposit Refund | -168.76 |
| 12092 | Life Touch Portrait Studios | Customer Deposit Refund | -301.84 |
| 12093 | Luz A Garcia Dominguez | Customer Deposit Refund | -93.50 |
| 12094 | Rayshan Real Estate LLC | Customer Deposit Refund | -250.00 |
| 12095 | Rose Jackson | Customer Deposit Refund | -40.30 |
| 12096 | Vasilios Theodoros Goudas | Customer Deposit Refund | -250.00 |
| 12097 | Charles L Richardson | Director Fee | -300.22 |
| Total | | | -112,730.91 |

PASSED AND APPROVED on the 15th day of October, 2019.



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 September 17, 2019**

