

# HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 99

## MINUTES OF MEETING OF BOARD OF DIRECTORS

DECEMBER 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, December 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, with the exception of Director Ed Jensen, 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"); Chris Daniel of Triton Consulting Group, LLC ("Triton"); Andrew P. Johnson III and Zachary A. Petrov, attorneys 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 special meeting minutes of November 14, 2019; and the regular meeting held on November 19, 2019, copies of which were previously distributed to the Board. Upon motion by Director Fritsche, seconded by Director Evans, after full discussion and with all Directors present voting aye, the Board approved the special meeting minutes of November 14, 2019; and the regular meeting held on November 19, 2019, subject to certain corrections.
2. Constable's Report. There were no representatives present from the Harris County Constable's Office 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."

Ms. Long next reported that TexPool is paying 1.6774% interest and the net asset value is 1.00007%.

Upon motion by Director Fritsche, 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 12175 through 12202 from the Operating Account; and 3) authorized the payment of one (1) check numbered 2396 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 70,000 G.P.D. He also reported the pumped to billed ratio was 96.42% at the water plant.

Mr. Plunkett gave an update on the Whitewood Sanitary Sewer Project, presented pictures of the construction and stated that the clean out of resident service lines had been completed. On Sunday, there was a water main break on the second line on Lemm Court. He also reported that a tap fee was sent to Spring High School for the irrigation meter.

Mr. Plunkett next reported that due to the holiday, delinquency notices were not sent out.

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

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 presented Harris County easements for the Greenway Trail Project along Cypress Creek. He also updated the Board regarding the Whitewood line, stating it is a ten (8") inch line and that some sections will need to be expanded to a ten (10") inch line for capacity, but most of the line is a eight (8") inch line.

Next, Mr. Van Dusen reported a conversation with Ray Young regarding STP rehab v. replacement and that bids for the plants Ray Young have been working on have been coming in higher than he expected. Mr. Van Dusen continues to recommend a new wastewater treatment plant ("WWTP") and discussion ensued regarding the capacity of a new WWTP.

Upon motion by Director Fritsche, seconded by Director Richardson, after full discussion and with all Directors present unanimously voting aye, the Board approved the Engineer's Report and the Harris County easements for the Greenway Trail Project.

Upon motion by Director Fritsche, seconded by Director Richardson, after full discussion and with all Directors present unanimously voting aye, the Board approved the recommendation plan to replace the existing WWTP with a new WWTP as opposed to rehabbing the existing WWTP.

Upon motion by Director Fritsche, seconded by Director Richardson, after full discussion and with all Directors present voting aye, authorized the Engineer to prepare the Bond Application Report (the "BAR") with a new sewer plant for presentation to the Board based on expected projects.

6. a. Resolution Authorizing Reimbursement of Capital Expenditures from Proceeds of Tax-Exempt Bonds (the "Reimbursement Resolution").

Mr. Johnson presented the Reimbursement Resolution for approval by the Board since the Board has authorized capital projects, which will move forward before bond proceeds are available. The Reimbursement Resolution will permit amounts spent to be reimbursed to Operations when bond proceeds are available.

Upon motion by Director Fritsche, seconded by Director Evans, after full discussion and the question being put to the Board, the Board voted unanimously to adopt the Resolution as presented, a copy of which is attached hereto as Exhibit "D."

b. Communication with Residents and Consultants.

Discussion ensued regarding how get information out to the District's residents. The Board determined that a flyer would be the best avenue for getting information to residents, as well as posting same on the District's website.

Next, the Board discussed having a quarterly meeting at the school. Mr. Johnson stated that the District will need to add the school as a meeting place outside the boundaries of the District and this will be an item on the January agenda.

Upon motion by Director Fritsche, seconded by Director Richardson, after full discussion and with all Directors present voting aye, the Board voted unanimously to approve a flyer as the avenue to get information to residents.

c. Final Report on Election Communications (Triton).

Mr. Daniels presented the board with his final report. He first thanked key individuals for their participation and efforts during the Election. He recommended the Board do a press release regarding the successful election. He then presented and discussed a Communication's Policy and a project update for posting and recommended the District keep the election information posted. Mr. Daniels offered to provide communications support going forward. The President requested an upfront cost estimate for the recommended services.

d. Order Annexing Approximately 21-acres into the District and Redefining the District's Boundaries ("DreamLabs").

Mr. Johnson explained that the City approval of the DreamLabs annexation will not occur before December 31, 2019, however, he recommends adopting an Order Annexing DreamLabs property as of the date of the City approval, which will comply with the DreamLabs Agreement.

Upon motion by Director Fritsche, seconded by Director Richardson, after full discussion and with all Directors present voting aye, the Board approved the Order.

e. Amended and Restated District Information Form.

Mr. Johnson presented and reviewed an Amended and Restated District Information Form ("Notice"), a copy of which is attached hereto as Exhibit "E", which is required to be amended to show the current tax rate and any outstanding debt, if any, as well as the Notice to

Purchasers form. The Notice will be recorded in the Harris County Real Property Records (the "HCRPR").

Upon motion by Director Fritsche, seconded by Director Richardson, after full discussion and with all Directors present voting aye, the Board unanimously approved the Amended and Restated District Information Form, and authorized JP to record same in the HCRPR, as required by law.

7. Old Business.

- a. Update regarding annexation request by Spring ISD.

Mr. Johnson updated the Board and reported that the Annexation Agreement, Letter of Intent and Capital Contributions and Service Agreement have been sent to Spring ISD.

8. Public Comment.

None.

**THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,**  
the meeting was adjourned.

**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  
December 17, 2019**

Num	Name	Description	Amount
12175	Billy R Fritsche	Director Fee	-138.53
2176	Charles L Richardson	Director Fee	-300.23
12177	Monte L Cooper	Director Fee	-138.53
2178	Timothy P. Evans	Director Fee	-138.52
12179	Center Point Energy 4610016-0	Utilities	-26.88
12180	CFI Services Inc	WP Maintenance	1,253.86
12181	CZ Construction LLC	Sewer Maintenance	-13,674.00
12182	Direct Waste Solutions	Garbage Collection	-8,120.50
12183	DXI Industries, Inc.	Chemicals	-177.33
12184	Eagle Water Management, Inc.	Operator Fee	-8,124.24
12185	ETI Bookkeeping Services	Bookkeeping Fee	-700.00
12186	Harris County Treasurer	Security	-5,764.00
12187	Lawns & More	Mowing	-360.00
12188	Link's Construction	Sewer Maintenance	3,297.72
12189	North Harris County Regional Water Author	NHCRWA Fee	-14,599.20
12190	Reliant Energy 1 499 574-0	Utilities	-22.64
12191	Reliant Energy 1 500 965-7	Utilities	-1,578.38
12192	Reliant Energy 1 505 184-0	Utilities	-1,756.83
12193	Source Point Solutions, Inc.	STP Maintenance	-3,730.00
12194	Texas Hydrant Services	Hydrant Repair	-880.00
12195	Triton Consulting Group	Bond Consulting Fee	-1,823.43
12196	Verizon	Telephone	-64.26
12197	Vogt Engineering	Engineering Fee	-11,533.50
12198	Waste Connections of Texas	STP Dumpster	-251.66
12199	Triton Consulting Group	Bond Consulting Fee	-884.70
2200	Triton Consulting Group	Bond Consulting Fee	-1,166.70
12201	Triton Consulting Group	Bond Consulting Fee	-20,405.10
12202	Timothy Frederic De Belloy Apala L. C.	Customer Deposit Refund	-250.00
<b>Total</b>			<b>-102,140.74</b>

November 30, 2019

**PASSED AND APPROVED** on the 21st day of January, 2020.

  
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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
- D - Resolution Authorizing Reimbursement of Capital Expenditures from Proceeds of Tax-  
Exempt Bonds
- E - Amended and Restated District Information Form

**Minutes recorded by Marisa L. Roberts  
Johnson Petrov LLP  
Regular Session December 17, 2019**

**[DISTRICT SEAL]**

