

# HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 99

## MINUTES OF MEETING OF BOARD OF DIRECTORS

OCTOBER 20, 2020

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., by Teleconference, on Tuesday, October 20, 2020, pursuant to notice of said meeting posted in accordance with the Governor's Executive Orders regarding holding Open Meetings via Teleconference for the protection of public health and safety during the COVID-19 pandemic; 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 by teleconference were: Karen Long of Equi-Tax, Inc., bookkeeper for the District ("Equi-Tax"); Debbie Bessire of Equi-Tax, Inc., tax assessor-collector for the District ("Equi-Tax"); Andrew P. Johnson, III, Zachary A. Petrov and Marisa L. Roberts, legal assistant, attorneys for the District ("Johnson Petrov" and/or "Attorney"); Mike Plunkett of Eagle Water Management, Inc., operator for the District ("Operator" and/or "Eagle Water"); Sergio Van Dusen, P.E. and Caitlin Bobb, EIT of Vogt Engineering, L.P., engineers for the District ("Engineer" and/or "Vogt"); Tom Riddle, Bryan Vance, Laurie Garza, George Galindo, Jack Jones and Tom Emanis residents of the District.

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 regular meeting minutes held on September 15, 2020; a copy of which was previously distributed to the Board.

Upon motion by Director Fritsche, seconded by Director Richardson, after full discussion and with all Directors present voting aye, the Board approved the minutes of the regular meeting held on September 15, 2020.

2. Constable's Report. There was not a representative of the Constable's Office present.

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

a. Ms. Long reported that TexPool is paying 0.1474% interest and the net asset value is 1.00032%.

Upon motion by Director Fritsche seconded by Director Jensen, after full discussion and with all Directors present unanimously voting aye, the Board 1) approved the Bookkeeper's Report, Investment Report, and Energy Usage Report, as presented, 2) authorized the payment of checks numbered 12453 through 12480 from the Operating Account.

4. Tax Assessor-Collector's Report.

Ms. Bessire reported that the District has \$91,999,328 for year 2020 certified values to date.

Upon motion by Director Fritsche, seconded by Director Evans, after full discussion and with all Directors present unanimously voting aye, the Board approved the Tax Assessor-Collector Report.

5. Operator's Report. Mr. Plunkett presented the Operations Report, a copy of which is attached hereto as Exhibit "B."

Mr. Plunkett stated that there was no pumpage from Well No 1. Mr. Plunkett reported the average daily flow at the sewer plant during the previous month was 78,000 G.P.D. He also reported the pumped to billed ratio was 96.07% at the water plant. There were no excursions reported for the month of September.

Mr. Plunkett next presented the Monthly Light Fixture Review, a copy of which is attached to the Operator's Report.

Mr. Plunkett presented and reviewed the disconnection list and stated that out of the twelve (12) accounts listed, six (6) remain unpaid and one (1) is on a payment plan. Mr. Plunkett requested the Board authorization termination of the six (6) accounts for non-payment.

Mr. Plunkett then reviewed with the Board two (2) customer letters, one for 19007 Casper Drive and another for 202 E. North Hill Drive.

Upon motion by Director Fritsche, seconded by Director Jensen, after full discussion and with all Directors present voting aye, the Board tabled the customer letters regarding 19007 Casper Drive and another for 202 E. North Hill Drive; 2) requested Eagle Water continue service to 19007 Casper Drive, 3) requested Eagle Water to send a letter to both customers acknowledging receipt by the Board and pending a decision. Mr. Plunkett offered to set a time for the Board to review the correspondence further.

Upon motion by Director Jensen, seconded by Director Evans, after full discussion and with all Directors present voting aye, the Board, 1) approved the Operator's Report; and 2) after confirming with the Operator that notice had been delivered by the Operator to each person on the list notifying them that they could appear before the Board to discuss termination of services and that services could be terminated at any time after this meeting, and determining that no one appeared at the meeting for such purpose, the Board approved the termination list and authorized the Operator to terminate service as required by the Rate Order to all customers who appear on the list.

6. 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. He responded to questions from the Board.

Waterline Extension Along Cypresswood. Mr. Van Dusen stated that Harris County has approved the Cypresswood waterline extension plans, and that the plans have been revised per the City's comments and have been resubmitted to the City. He anticipates final approval from the City sometime in November.

New Wastewater Treatment Plant. The structure plans are complete. The hydraulic models of the Cypress Creek Floodplain are pending.

HCFCF Casper Drive Road Repair. Mr. Van Dusen updated the Board regarding his discussions with HCFCF representatives regarding the repairs to Casper Drive. He stated that HCFCF has completed the Casper Drive geotechnical field work and that the road has been leveled with a temporary fill. The Geotechnical engineer will provide a road analysis to determine the portion of the road damage and offer a remedy proposal in the form of two (2) options. Option 1 being a check written to the District and Option 2 HCFCF would make the repairs. Mr. Van Dusen recommended a check.

Mr. Jack Jones, a member of the public had inquired about the status of the road repairs on Casper Drive. Mr. Van Dusen responded accordingly.

Sanitary Sewer Crossing Lemm Gully. Mr. Van Dusen stated reported that the banks of Lemm Gully have experienced moderate changes due to erosion. He stated that Vogt Engineering noted errors on survey which are being remedied by the surveyor.

Lynwood Estates Subdivision Drainage Assessment and Michael Baker Report on Cypress Creek. See Engineer's Report.

Spring ISD ("SISD") Annexation. Mr. Van Dusen reported that SISD requested additional connections be added to the SISD reserved capacity to service McNabb Elementary and the Hardy Road Transportation Facility. Mr. Van Dusen reported that the reserved capacity will increase from 33% to 35%.

Sanitary Control Easement. Mr. Van Dusen stated that TCEQ approval is still pending. See Engineer's Report.

Existing Water Treatment Plant (WTP). Mr. Van Dusen stated that since the District is not currently using Chloramines for disinfection, the lead and cooper testing is not needed and has updated the TCEQ regarding same.

b. Status of Bond Application. Mr. Van Dusen stated that approval is pending, but that has been in contact with a representative of the TCEQ.

Lastly, Mr. Van Dusen reviewed the letter to Matt Zeve with the Harris County Flood Control in support of the Michael Baker International Cypress Creek Watershed Major Tributaries' Regional Drainage Plan Update Bond Project CI-20, CI-30, Alternative IV of the HCFCF Project ID: K100-00-00-P005, a copy of which is attached to the Engineer's Report.

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.

7. New Business.

a. Election Agenda. Ms. Roberts suggested Tuesday, November 17, 2020 as the canvassing date. The President requested that the November Board meeting be an in person meeting so that new members could be sworn in. Mr. Johnson reminded the Board of social distancing and public safety.

8. New Business.

a. Supplement to Order Annexing Land and Redefining Boundaries of the District. Mr. Johnson stated the Board has already approved this at a previous meeting.

b. Annual Review of Investment Policy. Mr. Johnson stated that reviewing the Investment Policy was an annual requirement of the Texas Public Funds Investment Act, but that no changes were being proposed at this time. Upon motion by Director Cooper, seconded by Director Fritsche, after full discussion and with all Directors present voting aye, the Board approved the Order Reviewing Investment Policy with no proposed changes.

9. Old Business.

a. Annexation Request by Spring ISD (the "School District"). Discussed under the Engineer's Report (see above).

b. Update on DreamLab Development LLC. Nothing new to report at this time.

c. Communications to Residents. Director Fritsche stated that he requested Eagle Water to place a memo in the customer billing to remind residents to vote.

10. Public Comment.

Members of the Board and the public were given an opportunity to speak under Public Comment.

**THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,**  
the meeting was adjourned at 7:59 P.M.



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

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

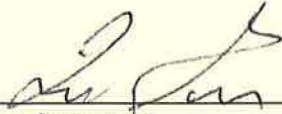
**Harris County WCID #99 GOF**

**Checks Presented**

October 20, 2020

Num	Name	Description	Amount
12453	Billy R Fritsche	Director Fee	-138.53
12454	Charles L Richardson	Director Fee	-300.23
12455	Monte L Cooper	Director Fee	-138.53
12456	Timothy P. Evans	Director Fee	-138.52
12457	Timothy P. Evans	Director Fee	-138.53
12458	Accurate Meter & Backflow, LLC	Maintenance & Repair	-4,125.00
12459	Center Point Energy 4810016-0	Utilities	-30.97
12460	CFI Services Inc	STP Maintenance	-1,116.37
12461	Direct Waste Solutions	Garbage Collection	-9,102.00
12462	DXI Industries, Inc.	Chemicals	-646.60
12463	Eagle Water Management, Inc.	Operator Fee	-13,773.70
12464	Elite Pumps & Mechanical Services	Maintenance & Repair	-4,950.00
12465	Equi-Tax Inc	Tax Assessor Fee	-1,000.00
12466	ETI Bookkeeping Services	Bookkeeping Fee	-700.00
12467	Harris County Treasurer	Security	-6,046.00
12468	Hudson Energy 300046453	Utilities	-1,624.67
12469	Hudson energy 300046454	Utilities	-31.74
12470	Hudson Energy 300046455	Utilities	-2,574.52
12471	Lawns & More	Mowing	-720.00
12472	North Harris County Regional Water Author	NHCRWA	-32,699.50
12473	Source Point Solutions, Inc.	Maintenance & Repair	-1,616.00
12474	Verizon	Telephone	-64.80
12475	Vogt Engineering	Engineering Fee	-27,592.75
12476	Waste Connections of Texas	STP Dumpster	-251.66
12477	Brookstone Construction	Customer Deposit Refund	-250.00
12478	Darrin Stephen Winner	Customer Deposit Refund	-158.82
12479	Elliana M. Lopez	Customer Deposit Refund	-152.14
12480	Gerald Thomas Wickenhelser	Customer Deposit Refund	-91.21
<b>Total</b>			<b>-110,170.79</b>

**PASSED AND APPROVED** on the 17th day of November, 2020.

  
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Assistant Secretary  
Board of Directors

**EXHIBITS:**

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

**Minutes recorded by Marisa L. Roberts  
Johnson Petrov LLP  
Regular Session October 20, 2020**

