

MINUTES OF MEETING OF BOARD OF DIRECTORS
NOVEMBER 9, 2021

THE STATE OF TEXAS
COUNTY OF HARRIS
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 151

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The Board of Directors (the "Board") of Harris County Municipal Utility District No. 151 (the "District") met in regular session, open to the public, at Atascocita Waste Water Treatment Plant, 5003 Atascocita Road, Humble, TX 77346, at 10:00 a.m. on November 9, 2021, whereupon the roll was called of the members of the Board, to-wit:

Kent F. Spitzmiller, President
Jerry Berry, Vice President
Steve Robb, Secretary
Dan Czyz, Assistant Secretary
Ken Ebeling, Assistant Secretary

Persons Attending. All members of the Board were present, except Director Spitzmiller and Director Robb, thus constituting a quorum. Also attending were Ms. Kelly Wilkinson of IDS Engineering Group ("IDS"), engineer for the District; Mr. Allen Jenkins of Inframark, operators for the District ("Inframark"); Mr. Jorge Diaz of McLennan and Associates ("McLennan"), bookkeeper for the District; Ms. Yvonne Luevano of Wheeler & Associates ("Wheeler"), tax assessor and collector for the District; Mr. Dimitri Millas and Ms. Jane Maher, of Norton Rose Fulbright US LLP ("NRF"), attorneys for the District.

Call to Order. The meeting was called to order and, in accordance with notice posted pursuant to law. The following business was transacted:

1. **Public Comments.** There were no comments.
2. **Minutes.** Proposed minutes of the regular meeting of October 12, 2021, previously distributed to the Board, were presented for approval. Upon motion by Director Ebeling, seconded by Director Czyz, after full discussion and the question being put to the Board, the Board voted unanimously to approve the minutes of the regular meeting of October 12, 2021, as presented.
3. **Engage auditor to prepare developer reimbursement audit.** Mr. Millas stated that the District currently has an evergreen engagement in place with the District's auditor, McCall Gibson Swedlund Barfoot PLLC ("McCall"), and that a motion is needed to authorize McCall to prepare the developer reimbursement in accordance with the Agreement to Reimbursement for Engineering Studies (the "Agreement") dated May 12, 2015. He noted that per the Agreement, the District agreed to reimburse the Developer for the cost of the study in the amount of \$66,280.23.

Upon motion by Director Czyz, seconded by Director Ebeling, after full discussion and the question being put to the Board, the Board voted unanimously to authorize McCall to prepare the developer reimbursement audit.

4. **Tax Collector's Report.** Vice President Berry recognized Ms. Luevano, who presented to and reviewed with the Board the Tax Collector's Report and the Delinquent Collections Listing as of October 31, 2021. She stated that the District had collected 99.69% of its 2020 taxes as of October 31, 2021. She noted that the District's total expenses were \$9,707.91

and that the cash balance as of October 31, 2021 was \$44,378.82. She presented three checks totaling \$6,231.22 for the Board's approval.

Upon motion by Director Czyz, seconded by Director Ebeling, after full discussion and the question being put to the Board, the Board voted unanimously to accept the Tax Collector's Report, and to authorize payment of check numbers 5001 through 5003 from the Tax Account in the amounts, to the persons and for the purposes listed in such Report.

5. **Bookkeeper's Report.** Vice President Berry recognized Mr. Diaz, who presented to and reviewed with the Board the Bookkeeper's Report for the period from October 13, 2021 to November 9, 2021, certain statements for payment, and the investment report for the period ending October 31, 2021. He stated that the current balance in the general fund is \$5,207,021.16 and that the balance in the debt service fund is \$242,770.48.

Mr. Diaz presented check numbers 1000 through 1037 for utilities and other costs for the District for approval and payment upon receipt of invoices expected prior to the District's next meeting. He noted that the general fund disbursements for the month were \$269,377.34 and that there were no debt service disbursements for the month.

Mr. Diaz reviewed the schedule of investments. He stated that the total investments of all the District's funds are \$4,568,954.76.

Mr. Diaz reviewed the District's annual energy billings.

Mr. Diaz reviewed the Profit & Loss Budget Performance for the general fund. He also reviewed the operating budget.

Upon motion by Director Czyz, seconded by Director Ebeling, after full discussion and the question being put to the Board, the Board voted unanimously to accept the Bookkeeper's Report, to approve the Investment Report, and to authorize payment of check numbers 1000 through 1037, from the General Fund in the amounts, to the persons, and for the purposes listed in such Report as requested herein.

6. **Engineer's Report.** Vice President Berry recognized Ms. Wilkinson, who presented to and reviewed with the Board the Engineer's Report.

Ms. Wilkinson reported on the Ground Storage Tank No. 3 ("GST No. 3") replacement at the Water Plant. She stated that the contractor, CFG Industries, completed the demolition of the tank in mid-October, and all that remains is the demolition of the existing concrete ring wall. She noted that the Contractor is working on their submittals for the shell and floor plates of the tank, as well as the aluminum dome roof and that they anticipate returning to the site for the ring wall demolition in the next couple of weeks. She presented Pay Estimate No. 1 in the amount of \$67,500.00 for the Board's approval.

Ms. Wilkinson reported on the Sanitary Sewer Manhole Rehabilitation and stated that the four rehabilitated sanitary manholes were inspected on October 21, 2021, and that all four manholes are in good condition and show no visible signs of infiltration.

Ms. Wilkinson reported on the water and wastewater capacity requests. She stated that on October 25, 2021, IDS received site civil development plans for a multi-family development called High Street Residential located on W. Lake Houston Parkway and Upper Lake Dr. She stated that she informed the developer's engineer that a \$3,000.00 plan review deposit would be

required and that IDS and Inframark would review the plans once the deposit was made with McLennan.

Ms. Wilkinson reported on the Texas Department of Transportation (“TxDOT”) FM 1960 Road Widening project. She stated Harris County Municipal Utility District No. 132’s (“No. 132”) will be seeking reimbursement later this year for the jointly owned sanitary sewer force main relocation that is necessary to facilitate the widening of FM 1960. She noted that the District’s pro rata share is \$28,855.00.

Upon motion by Director Ebeling, seconded by Director Czyz, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Engineer’s Report and Pay Estimate No. 1 for the GST No. 3 replacement in the amount of \$67,500.00.

7. **Authorize certification to EPA of completion of Emergency Response Plan.** Ms. Wilkinson reviewed the Emergency Response Plan (“ERP”) for compliance with the America’s Water Infrastructure Act of 2018. She stated that IDS is required to certify to the Environmental Protection Agency (“EPA”) that the ERP has been completed by December 31, 2021. Discussion ensued. Upon motion by Director Czyz, seconded by Director Ebeling, after full discussion and the question being put to the Board, the Board voted unanimously to authorize certification to the EPA of the completion of the ERP.

8. **Operations Report.** Vice President Berry recognized Mr. Jenkins, who presented to and reviewed with the Board the Operations Report for October 2021.

Mr. Jenkins stated that 103.03% of the water pumped was billed for the period from September 23, 2021 to October 22, 2021.

Mr. Jenkins reviewed the Major Maintenance Summary for October 2021. He reported that Inframark repaired two water leaks in the District and that Inframark performed the six month check valve preventative maintenance at Lift Station No. 1, cleaned Lift Station no. 1 per the preventative maintenance schedule and rewired the generator transfer switch at Lift Station No. 2.

Mr. Jenkins reviewed the billing summary, water production and quality report, water accountability report and customer call log.

Mr. Jenkins stated that he is coordinating with President Spitzmiller regarding the termination process. He requested the Board’s authorization to send two accounts totaling \$119.59 to Collections Unlimited of Texas.

Upon motion by Director Ebeling, seconded by Director Czyz, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Operations Report and to send two accounts totaling \$119.59 to Collections Unlimited of Texas.

9. **Developer’s Report.** There was no report.

10. **Status report on District website** The Board discussed the December meeting. It was the consensus of the Board to meet at the Atascocita Water Treatment Plant.

11. **Matters pertaining to 2022 Directors Election, including Appointment of Agent, Notice of Deadline to File Application, and election procedures and such other matters as may properly come before it.** The Board reviewed the Appointment of Agent for the 2022 Directors Election and the Notice of Deadline to File Applications for Place on the Ballot. Mr.

Millas reported that the Appointment of Agent form designates Jane Maher as the Secretary's agent to perform ministerial duties as specified in the Election Code for the 2022 Directors Election. Upon motion by Czyz, seconded by Director Ebeling, after full discussion and the question being put to the Board, the Board voted unanimously to appoint Jane Maher as Election Agent.

There were no further reports.

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

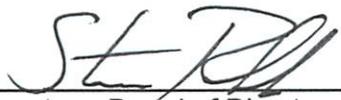
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The foregoing minutes were passed and approved by the Board of Directors on
December 14, 2021.



President, Board of Directors

ATTEST:



Secretary, Board of Directors

(DISTRICT SEAL)

