

MINUTES OF MEETING OF BOARD OF DIRECTORS  
MARCH 7, 2023

THE STATE OF TEXAS  
COUNTY OF HARRIS  
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 50

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The Board of Directors (the "*Board*") of Harris County Municipal Utility District No. 50 (the "*District*") met in regular session, open to the public, at 12900 Crosby Lynchburg Road, Crosby, Texas, on March 7, 2023, at 6:00 p.m.; whereupon the roll was called of the Board, to-wit:

Andrew Sonnier, President  
Martin Lemond, Vice President  
Alice Dangerfield, Secretary  
Daryl Johnson, Investment  
Officer/Treasurer  
Vacant, Assistant Secretary

All members of the Board were present, except Director Johnson, thus constituting a quorum. Also attending all or parts of the meeting were Mr. John Howell of the GMS Group, L.L.C., financial advisor for the District; Mr. John Hall, District Advisor; Ms. Jaleesa Auzenne, Strategic Consultant for the District; Ms. Maria Acuna, District Office Supervisor; Mr. Charles Graham and Ms. Jane Maher of Norton Rose Fulbright US LLP ("NRF"), attorneys for the District; Ms. Amber Hurd of Cobb Fendley & Associates, Inc. ("Cobb Fendley"), engineers for the District; and Mr. John Montgomery of Municipal Operations & Consulting ("MOC"), operator for the District.

**Call to Order.** Mr. Graham called the meeting to order in accordance with notice posted pursuant to law, copies of certificates of posting of which are attached hereto as *Exhibit A*, and the following business was transacted:

1. **Public comments.** There were no public comments.
2. **Approve Minutes from February 7, 2023.** The Board reviewed the minutes of the meeting held on February 7, 2023, copies of which were previously distributed to the Board.

Upon motion by Director Sonnier, seconded by Director Lemond, after full discussion and the question being put to the Board, the Board voted unanimously to approve the minutes of February 7, 2023, as presented.

The Board reviewed the minutes of the meeting held on February 17, 2023, copies of which were previously distributed to the Board.

Upon motion by Director Sonnier, seconded by Director Lemond, after full discussion and the question being put to the Board, the Board voted unanimously to approve the minutes of February 17, 2023, as presented.

3. **Review and approve Engineer's Report and take such other action that may be necessary for District projects.** Mr. Graham recognized Mr. Howell, who presented to and reviewed with the Board a summary of options for the surface water plant, a copy of which is attached hereto as *Exhibit B*. He stated that the Continuous Ultra Filtration Plant ("CUF Plant") is the most cost-effective surface water alternative if the District is going to grow up to 3,195 ESFCs. Discussion ensued regarding funding. Mr. Howell stated that the District has time to look at loan

forgiveness before starting. He suggested that the Board hold off on implementing the surcharge fee, as he would like more time to look into different funding options. Mr. Hall stated that he has a meeting with an EPA contractor on March 22, who might be interested in providing grants for the District. He suggested that the Board provide a list of projects with estimated costs.

Upon motion by Director Lemond, seconded by Director Sonnier, after full discussion and the question being put to the Board, the Board voted unanimously to authorize Mr. Howell to continue discussions with the City of Houston and the Texas Water Development Board regarding funding options for the surface water plant.

Upon motion by Director Sonnier, seconded by Director Lemond, after full discussion and the question being put to the Board, the Board voted unanimously to rescind the motion amending the District's Rate Order to include a \$4.00 per 1,000 gallons infrastructure fee to be effective June 1, 2023.

Mr. Howell presented to and reviewed with the Board the Municipal Securities Rulemaking Board ("MSRB") Rule G-23 letter, a copy of which is attached hereto as *Exhibit C*. He noted that the letter needs to be signed by the President.

Mr. Graham recognized Ms. Hurd, who presented to and reviewed with the Board for approval of the Engineer's Report, a copy of which is attached hereto as *Exhibit D*.

**Applications for service:**

**Barrett Station** – Ms. Hurd stated that Cobb Fendley reviewed tap requests for 12207 Lloyd, 135 E. Melville, 351 E. Melville, and 402 Blinkin.

**Kodiak Crossing Section 4** – Ms. Hurd stated that the Texas Commission on Environmental Quality ("TCEQ") issued a Draft Order and Consent Letter, which Cobb Fendley is reviewing.

**Highway 90 Apartments** – There was no report.

**Arredondo Addition (830 FM 1942)** – There was no report.

**Finnels Estate 832 FM 1942/12921 Eagleton Lane** – There was no report.

**12416 Alma (154 Felton)** – There was no report.

**Bradley RV Park 244 FM 1942** – Ms. Hurd stated that the tap quotes have been requested.

**2100 Hwy 90** – There was no report.

**210 FM 1942** – Ms. Hurd reviewed a draft utility commitment letter, a copy of which is attached hereto as *Exhibit E*. She noted that the request came in after the report was generated. She noted that the prior commitment letter expired and the request is to renew with the same number of connections. She reported that Mr. Nizamani will need to pay a plat renewal fee.

Upon motion by Director Sonnier, seconded by Director Lemond, after full discussion and the question being put to the Board, the Board voted unanimously to approve the commitment letter.

**Riley Chambers Park Head Start** – There was no report.

**Saltibus Place** – There was no report.

**624 E. St. Charles and 0 Zinn** – Ms. Hurd stated that a utility commitment letter was issued for five ESFCs.

**303 Gulf Pump** – Ms. Hurd reviewed a draft utility commitment letter related to a replat of one lot into two lots, a copy of which is attached hereto as *Exhibit F*. Upon motion by Director Sonnier, seconded by Director Lemond, after full discussion and the question being put to the Board, the Board voted unanimously to approve the commitment letter.

#### **Design Projects:**

**Drinking Water State Revolving Fund (DWSRF) 2016 Water Plant 3** – Ms. Hurd reviewed an alternative cost estimate which would rehab the plant within the property the District currently owns, a copy of which is attached hereto as *Exhibit G*. Discussion ensued.

**Barrett Station Drainage Improvements** – Ms. Hurd stated that Harris County provided a revised Interlocal Agreement to NRF. Mr. Graham presented to and reviewed with the Board the Reimbursement Agreement, a copy of which is attached hereto as *Exhibit H*. Mr. Howell stated that a resolution declaring intent to reimburse expenditures can be presented at a future meeting.

Upon motion by Director Sonnier, seconded by Director Dangerfield, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Reimbursement Agreement.

**FM 1942 and Eagleton Lane Forcemain Extension** – Ms. Hurd stated that plans have been resubmitted to Texas Department of Transportation (“TxDOT”) and Harris County for review. She noted that Cobb Fendley is waiting for approval or comments.

**WWTP No. 1 Improvements** – Ms. Hurd stated that construction plans are in production.

**Penn Street Utility Extension** – Ms. Hurd stated that the plans have been resubmitted to Harris County for approval. She reviewed three quotes for construction, copies of which are attached hereto as *Exhibit I*. She stated that the low bidder is MOC in the amount of \$65,450.

Upon motion by Director Sonnier, seconded by Director Dangerfield, after full discussion and the question being put to the Board, the Board voted unanimously to authorize the Penn Street Utility Extension and approve the bid from MOC in the amount of \$65,450.

**Water Plant No. 1 Boundary Survey** – Ms. Hurd reviewed a proposal for a boundary survey and staking of the plant property related to the fence replacement, a copy of which is attached hereto as *Exhibit J*. She noted that the proposed fee is \$10,895.

Upon motion by Director Sonnier, seconded by Director Lemond, after full discussion and the question being put to the Board, the Board voted unanimously to approve the proposal for a boundary survey and staking of the plant property in the amount of \$10,895.

**Construction Projects** – None.

#### **General District Engineering:**

**HGSD Grant Shower Head Replacement** – There was no report.

**Capital Improvement Plan** – Ms. Hurd stated that the plan revisions are on ongoing.

**Dreamland Drainage Improvements** – There was no report.

**Water Conservation Plan** – Ms. Hurd reviewed the draft annual update report for approval, a copy of which is attached hereto as *Exhibit K*. Upon motion by Director Sonnier, seconded by Director Lemond, after full discussion and the question being put to the Board, the Board voted unanimously to approve the annual update report.

**Groundwater Reduction Plan** – Ms. Hurd reviewed a draft Ground water Reduction Plan for review, a copy of which is attached hereto as *Exhibit L*.

**Water/Sewer Capacity Status** – Ms. Hurd reviewed a list of current utility commitments with the Board, a copy of which is attached hereto as *Exhibit M*.

**TPDES Permit Renewal** – Ms. Hurd stated that the TCEQ issued draft permits for review and Notice of Application and Preliminary Decision.

Upon motion by Director Sonnier, seconded by Director Dangerfield, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Engineer's Report.

4. **Review Operations Report, authorize repairs, and consider fuel surcharge agreement.** Mr. Graham recognized Mr. Montgomery, who presented to and reviewed with the Board the Operation's Report, a copy which is attached hereto as *Exhibit N*. Mr. Montgomery reported that the District's water accountability with leaks and flushing were at 77%. He stated that he will coordinate with Ms. Acuna on the inactive meter count.

Mr. Graham provided an update on the generator building. He noted that the old building is knocked down and the fiberglass control building is installed. He stated that the motorized gate at the sewer plant is in operation.

Mr. Montgomery reported on various maintenance items.

Upon motion by Director Sonnier, seconded by Director Dangerfield, after full discussion and the question being put to the Board, the Board voted unanimously to approve to the Operation's Report.

5. **Discuss District matters and take necessary action.** Mr. Graham recognized Ms. Acuna, who stated that she does not have a report.

6. **Strategic Consultant Report.** Mr. Graham recognized Ms. Auzenne, who discussed the capital improvement plan. She stated that another quarterly update for the HGSD Grant Shower Head Replacement would be received in a couple weeks. She discussed the possibility of switching showerheads. She reported that a certified letter was sent to the RV Park, but hasn't heard a response.

Upon motion by Director Sonnier, seconded by Director Lemond, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Strategic Consultant Report.

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

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The above and foregoing minutes were passed and approved by the Board of Directors on April 4, 2023.

  
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President, Board of Directors

ATTEST:

  
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Secretary, Board of Directors