

HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 99

MINUTES OF MEETING OF BOARD OF DIRECTORS

NOVEMBER 19, 2024

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 6:30 p.m. at 19423 Lockridge Drive, Spring, Texas 77373, on Tuesday, November 19, 2024, 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:

Billy Ray Fritsche	President
Thomas Riddle	Vice President
George Galindo	Secretary
Rick Ghinelli	Director
Terry Wright	Director

All members of the Board were present, with the exception of Director Galindo, thus constituting a quorum. Also attending all or portions of the meeting were: Cathi Wilbanks of ETI Bookkeeping Services, bookkeeper for the District ("ETI"); Debbie Bessire of Equi-Tax, Inc. ("Tax Assessor/Collector"); Zachary A. Petrov, Attorney and Marisa Roberts, Paralegal of Johnson Petrov LLP ("Johnson Petrov" and/or "Attorney"); Doug Jacobson of Eagle Water Management, Inc., operator for the District ("Operator" and/or "Eagle Water"); Sergio Van Dusen, Engineer of Vogt Engineering, L.P., engineer for the District ("Engineer" and/or "Vogt"); Deputy K. Walker of the Harris County Constable's Office ("HCCO"); Michelle Kincer with Storm Water Solutions and several residents (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. Public Comment. Members of the public were given an opportunity to speak at this time.
2. Minutes. The Board reviewed the minutes of the regular meeting of October 15, 2024, a copy of which was previously distributed to the Board.

Upon motion by Director Ghinelli, seconded by Director Wright, after full discussion and with all Directors present voting aye, the Board approved the minutes the regular meeting of October 15, 2024.

3. Constable's Report. Deputy Walker reviewed the Constable's Report with the Board. Deputy Walker responded to questions from the Board.

Upon motion by Director Ghinelli, seconded by Director Wright, after full discussion and with all Directors present voting aye, the Board approved the Constable's Report.

4. Tax Assessor-Collector Report. Ms. Bessire reviewed the Tax Assessor-Collector Report with the Board, a copy of which is attached hereto as Exhibit "A".

Ms. Bessire reported that 1.1% of the 2024 taxes and 96.2% of the 2023 taxes have been collected as of October 31, 2024.

Upon motion by Director Wright, seconded by Director Riddle, after full discussion and with all Directors present voting aye, the Board approved the Tax Assessor-Collector Report, including payment of check nos. 2533 thru 2534.

5. Bookkeeper's Report/Investment Report/Energy Usage Report. Ms. Wilbanks 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 "B."

Ms. Wilbanks reported that TexPool interest rate has increased and is paying 4.9130% interest and the net asset value is 1.00013%.

Upon motion by Director Wright, seconded by Director Ghinelli, after full discussion and with all Directors present voting aye, the Board: 1) approved the Bookkeeper's Report, with certain revisions, Investment Report, and Energy Usage Report; and 2) authorized the payment of checks numbered 13987 through 14018 from the Operating Account.

6. Operation's Report. Mr. Plunkett presented the Operations Report, a copy of which is attached hereto as Exhibit "C."

a. Mr. Jacobson then reported the total monthly pumpage for the month of October was 8,920,000 gallons and the average daily flow at the sewer plant during the previous month was 127,000 GPD, which is 44% of current capacity. Mr. Jacobson also reported the pumped to billed ratio was 83.55% at the water plant. There were no solids hauled. There were no excursions for the prior month.

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

Mr. Jacobson presented and reviewed the disconnection list of fifteen (15) accounts.

Upon motion by Director Riddle, seconded by Director Ghinelli, after full discussion and with all Directors present voting aye, the Board, 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 remain unpaid.

Mr. Jacobson discussed the clean-up of the graffiti on the sound wall.

He also reported that the North Harris County Regional Water Authority would be installing new meters.

Upon motion by Director Ghinelli, seconded by Director Wright, after full discussion and with all Directors present voting aye, Board approved the Operations Report.

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

Mr. Van Dusen reviewed the Report with the Board and responded to questions.

Next, Ms. Kincer presented and reviewed Storm Water Management Program, including a proposal to serve the Cypresswood Detention Pond pipe erosion repair, a copy of which is attached hereto as Exhibit "F." Ms. Kincer stated that the erosion appeared to be caused by runoff from the Apartment property. The board postponed this item to the December Board of Director's meeting.

Upon motion by Director Riddle, seconded by Director Ghinelli, after full discussion and with all Directors present voting aye, the Board approved the Engineer's Report.

8. New Business.

a. Arbitrage Compliance Specialists ("ACS") Report. Mr. Petrov reviewed the ACS Report, noting the liability is negative \$10,485.46 and that nothing is due to the IRS at this time.

b. Consideration and possible action to Amend the District's Rate Order, rules and regulations. This item was postponed until the December Board of Director's meeting.

c. Consideration and possible action regarding service to office condos property on Cypresswood. This was discussed under the Engineer's Report.

9. Old Business.

a. Repair of service driveway at Water Plant. This was discussed under the Engineer's Report.

b. Cypresswood Apartments and Houston Housing Authority.

Mr. Petrov stated that he received a response letter and that the matter will be discussed later in Executive Session.

c. Conversion of the District to powers of a MUD, including discussion regarding deed restrictions. Director Ghinelli stated that he met with members of the Civic Club regarding enforcement of deed restrictions. Director Riddle stated that he has been working with a member of the civic club and that approximately thirty-two (32) letters were recently mailed out.

Mr. Petrov spoke regarding the powers of a MUD and he reminded the Board of the multitude of steps and the timeline to convert to a MUD.

No action was taken at this time.

d. Audit Committee. Director Fritsche requested an item to amend the ETI Bookkeeping Services be placed on the December agenda.

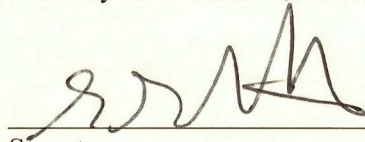
10. Executive Session. As of 8:06 p.m., Director Riddle made a motion that the Board called for an Executive Session, closed to the public, pursuant to Section 551 of the Texas Government Code - Consultation with Attorney. The motion was seconded by Director Wright, after full discussion and with all Directors present voting aye, the Board called for an Executive Session. There were no members of the public present at this time. All Board Members present along

with Zachary Petrov, Marisa Roberts, Sergio Van Dusen and Doug Jacobson were present for Executive Session.

As of 8:29 p.m., Director Riddle made a motion that the Board close the Executive Session and resume open session, seconded by Director Ghinelli, after full discussion and with all Directors present voting aye, the Board closed Executive Session and resumed open session. No action was taken in Executive Session. There were no members of the public present.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,
the meeting was adjourned at 8:32 p.m.

PASSED AND APPROVED on the 17th day of December, 2024.



Secretary
Board of Directors

EXHIBITS:

- A - Tax Assessor Collector Report
- B - Bookkeeper's Report, Investment Report, Energy Report
- C - Operations Report
- D - Engineer's Report
- E - Storm Water Solutions Report/Proposal

**Minutes recorded by Marisa Roberts
Johnson Petrov LLP
Regular Session November 19, 2024**

[DISTRICT SEAL]

