

**MINUTES OF MEETING  
OF THE  
BOARD OF DIRECTORS**

THE STATE OF TEXAS §

COUNTY OF HARRIS §

HARRIS COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 89 §

The Board of Directors of Harris County Water Control & Improvement District No. 89 met in regular session, open to the public, at its meeting place outside the boundaries of the District on March 17, 2020, whereupon, the roll of the members of the Board of Directors was called, to-wit:

Sharyn Smalls	President
Michael Smith	Vice President
Annie Jenkins	Secretary
Arthur Washington	Assistant Secretary
Byron K. Watson, Sr.	Investment Officer

All members of the Board were present.

Also present were Chris Richardson, attorney, Stephanie Nagel, Legal Assistant of Strawn & Richardson, P.C.; Laney Brown of SiEnviro; Ed Shackelford of AEI Engineering; Matthew Kelley of MK Engineering & Consulting.

WHEREUPON, the meeting was called to order by the President, and evidence was presented that public notice of the meeting had been given in compliance with the law.

1. **OPENING PRAYER.** Director Washington led those assembled in prayer.
2. **PUBLIC COMMENTS.** There were no public comments.
3. **SECURITY REPORT.** Sgt. Meek was not in attendance. The Board reviewed the security report.
4. **DETENTION FACILITIES REPORT.** There was no written report from Environmental Allies.
5. **DISTRICT FACILITY SECURITY.** There was no report from BGT.

6. **OPERATOR'S REPORT.** Laney Brown presented no written report. He stated one of the operators had walked the detention pond, looking for access to the non-functioning aerator. Director Washington stated the aerator adjacent to the community pool in Morningside Place is working.

7. **AEI ENGINEER'S REPORT.** Ed Shackelford presented the engineer's report for AEI, attached hereto as Exhibit "A". Mr. Shackelford discussed the Capital Projects Plan. He discussed the NPH Southpoint Phase I and Phase II Projects. He noted AEI is completing its review of the plans for Phase II. He noted Harris County will not authorize electrical service until the as-built certificates for Brunswick Meadows Section 12, 15, 16 and 17 are submitted. He informed the Board that IDS/Pate Engineers (as engineers for the developer of those sections) stated they would complete and file the as-built certificates.

Mr. Shackelford discussed the development of the Popeye's Restaurant and the request for plan approval. He stated Anchor Development had received the letter for the fines and fees, due to starting construction prior to receipt of plan approval from the Board of Directors. He stated the owner of the strip center had also received the letter outlining the fines and fees to be paid by Anchor, on March 12<sup>th</sup>. President Smalls stated the Board would wait to hear from the construction company and the owner, until the Board's next meeting. The Board directed the operator to notify all the tenants in the strip center of impending termination of water service, due to non-payment of the fines and fees by the developer and owner, by door hanger with a copy of the letter attached.

Mr. Shackelford discussed the ARIA proposed development, as well as other potential development both within and outside of the District.

Mr. Shackelford discussed the District Building and stated no bids had been received for the mitigation project; he stated either Frost Construction can do the project as a Change Order to the District Building project, or he could solicit bids again. The Board opted for another round of bid solicitation. Mr. Shackelford stated Pay Request #3 from Frost Construction is under review

and will be presented at the next meeting. He stated the contract for the monument sign will be presented at the next meeting.

Mr. Shackelford discussed the Water Quality Testing and stated results will be presented at the next meeting; preliminary information regarding the Plant Coating Assessment will also be presented at the next meeting.

Following discussion, it was moved by Director Watson and seconded by Director Washington to approve the Engineer's Report, along with items discussed, which motion passed 5-0.

**8. MK ENGINEER'S REPORT.** Matthew Kelly presented the engineer's report for MK, attached hereto as Exhibit "B". He discussed the Storm Sewer Improvements project in Morningside Place, and stated he is awaiting a draft of an Interlocal Agreement with HCFCD. He discussed the Morningside Place Section 1 Pond Rehabilitation options.

Mr. Kelley presented and reviewed Water Plant Evaluations. He stated he would present a list of items in need of repairs, as well as cost estimates, at the District's next meeting.

Following discussion, it was moved by Director Washington and seconded by Director Smith to approve the Engineer's Report from MK Engineering, along with items discussed, which motion passed 5-0.

**9. SUPPLEMENTAL BOOKKEEPING REPORT.** The Board considered the supplemental bookkeeping report, attached hereto as Exhibit "C", and the checks for approval.

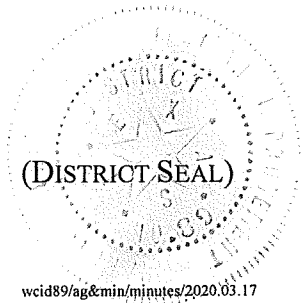
A motion was made by Director Watson, and seconded by Director Washington, to approve the Supplemental Bookkeeping report, along with the items discussed, which motion carried unanimously, 5-0.

**10. MINUTES.** The Board considered the minutes of the meeting of February 18, 2020. Following a discussion, it was moved by Director Watson and seconded by Director Washington that the meeting minutes be approved, which motion carried unanimously, 5-0.

The Board considered the minutes of the meeting of March 3, 2020. Following a discussion, it was moved by Director Watson and seconded by Director Washington that the meeting minutes be approved, which motion carried unanimously, 5-0.

11. **ADJOURNMENT/ FUTURE AGENDA ITEMS.** There being no further business to come before the Board, it was moved and seconded that the meeting be adjourned, which motion carried unanimously.

PASSED, ADOPTED and APPROVED this 07 day of April, 2020.



Arthur Washington  
Secretary