

MINUTES OF MEETING OF BOARD OF DIRECTORS
May 19, 2021

THE STATE OF TEXAS
COUNTY OF HARRIS
HARRIS COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 89

The Board of Directors (the “Board”) of Harris County Water Control & Improvement District No. 89 (the “District”) convened in regular session on May 19, 2021, at 11:30 a.m. via teleconference pursuant to Section 551.125, Texas Gov’t Code as modified by the temporary suspension of certain provisions thereof pursuant to guidelines issued by the Texas Attorney General and approved by the Governor for use during the COVID-19 statewide disaster. A roll call was taken of the persons present:

Sharyn Smalls, President
Paige Smith, Vice President
Arthur Washington, Secretary
AK Babers, Assistant Secretary
Byron Keith Watson, Sr., Investment Officer

All members of the Board were present. Also attending all or parts of the meeting were Mr. Matthew Kelley of MK Engineering (“MK”), engineer for the District; Mr. Laney Brown of Si Environmental, LLC (“Si”), operator of the District’s facilities; and Mr. Reginald Wilson and Ms. Meghan Koett of Norton Rose Fulbright US LLP (“NRF”), attorneys for the District;

Pursuant to Section 551.054, Texas Gov’t Code, as modified by the temporary suspension of certain provisions thereof, notice of the meeting was posted on the District’s website within the time limits prescribed by law. A certificate of such posting is attached hereto as Exhibit A. The agenda packet was posted on the website as items became available in compliance with the guidelines issued by the Texas Attorney General.

Call to Order. Mr. Wilson called the meeting to order. He noted that the meeting was being held by teleconference in accordance with federal, state and county directives to slow the spread of COVID-19 by avoiding meetings that bring people together. He said the notice of the meeting included a toll-free dial-in number for members of the public to call so they can hear the meeting and address the Board. He noted that the meeting was being recorded and a recording would be available upon public request. Mr. Wilson then set out guidelines for the conduct of the meeting. He asked each speaker to identify themselves before speaking. He then turned the meeting over to the President.

- 1. Opening Prayer.** Director Watson opened the meeting with a prayer.
- 2. Public Comments.** There were no public comments.
- 3. Report by Harris County Constable, Precinct No. 7.** President Smalls stated that the Sergeants were not able to make this meeting and will present the report next month.
- 4. Review Operator’s Report and authorize necessary repairs.** Mr. Brown reported that all facilities are operating with no issues. He stated that in the future the Board will need to look in to replacing the fencing around the lift station.

President Smalls stated the job posting information has been included on the water bill.

5. Review Engineer's Report and take any necessary actions. Mr. Kelley presented and reviewed the engineer's report, a copy of which is attached hereto as *Exhibit B*.

Mr. Kelley reported on Morningside Place storm sewer improvements. He stated a community meeting will be scheduled to address beginning of construction process and any concerns regarding the project. He said there is no specific date set as of yet. Mr. Kelley reminded the Board a meeting is scheduled with Harris County Flood Control District on May 26, 2021 at 10:00 a.m. to discuss the project status.

Mr. Kelley reviewed rehabilitation options for the Morningside Place section one pond. He stated he is still working on gathering comparison information of the different options.

Mr. Kelley stated he revised the Old Dominion Freight Line feasibility study to include the statement that the Board requires everyone within the District to receive both water and sanitary sewer. He stated he is currently awaiting their response.

Mr. Kelley reviewed service requests, see *Exhibit B*. Mr. Kelley stated he is currently reviewing plans for Stonefield Liquor.

Mr. Kelley reported on the NPH Phase II Detention Pond one year warranty review stating they are in the process of completing repairs.

Mr. Kelley provided updates on the District Meeting Building, see *Exhibit B*. Mr. Kelley discussed the perimeter fence and use of mechanical fasteners. Discussion ensued.

Mr. Kelley stated he is finalizing the lift station evaluations and will discuss at the second June meeting.

Upon motion by Director Washington, seconded by Director Watson, after full discussion and having had the question put to the Board, the Board voted unanimously to not move forward with using mechanical fasteners regarding the perimeter fence at the District Meeting Building.

Director Washington inquired about the sedimentation pond. Discussion ensued.

Upon motion by Director Washington, seconded by Director Watson, after full discussion and having had the question put to the Board, the Board voted unanimously to accept the engineer's report.

6. Review Supplemental Bookkeeper's Report and take any necessary action. The Board reviewed a copy of the supplemental bookkeeper's report, a copy of which is attached hereto as *Exhibit C*.

Upon motion by Director Watson, seconded by Director Washington, after full discussion and having had the question put to the Board, the Board voted unanimously to approve the supplemental bookkeeper's report.

7. Discuss General Manger Report and take any necessary action.

President Smalls reported on various matters regarding the District Building, see *Exhibit D*.

President Smalls stated the job descriptions have been posted to the website and the water bill. Director Smith will coordinate posting the job descriptions to the Nextdoor App. President Smalls stated she will submit resumes of candidates to the Board when received for review and approval.

President Smalls reported on EMS Coordination with Precinct 1. She stated this is an open project and will continue to work with Commissioner Ellis.

Discussion ensued regarding the business cards.

President Smalls stated the dumpster service for the administration building is operating with no issues.

Director Babers inquired about Best Trash submitting late invoices. President Smalls stated she will confirm the District is not receiving a late fee.

Upon motion by Director Washington, seconded by Director Watson, after full discussion and having had the question put to the Board, the Board voted 4-0, to approve the General Manager's report. President Smalls abstained.

8. Committee Progress Reports. Director Watson informed the Board about an upcoming Professional Finance Meeting.

9. Review Consultant Contracts and take any necessary action. There were no contracts to review at this time. This agenda item was tabled.

10. Adjournment/Future Agenda Items. It was discussed that June meeting dates will be June 2nd and June 16th at 11:30 a.m.

President inquired about the Director's attendance for the AWBD conference. Discussion ensued.

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 May 5, 2021.

Shayn Frolle

President, Board of Directors

ATTEST:

Keith Shashin

Secretary, Board of Directors

