

MINUTES OF MEETING OF BOARD OF DIRECTORS  
May 26, 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 special session on May 26, 2021, at 10:00 a.m. via teleconference and videoconference 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. Reginald Wilson and Ms. Meghan Koett of Norton Rose Fulbright US LLP (“NRF”), attorneys for the District; Mr. Thomas Liebert, Mr. Jonathan St. Romain, Mr. Myron Jones, Mr. Rashaun Jones, Mr. Herman Sanders, and Ms. Sarah Wolfe of Harris County Flood Control District; and Ms. Victoria Lastee, resident of Morningside Place, subdivision within 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. Jones 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.

- 1. Public Comments.** There were no public comments.
- 2. Discuss the project status, schedule for construction, lowering the water level, the partnership agreement, traffic and storm sewer access easement access and communications with the residences regarding the Morningside Place Storm Sewer Drainage.** Mr. Jones stated the purpose of the meeting was to meet prior to the community engagement meeting to review a timeline of the project.

Mr. Liebert stated the project began last year and the engineering stage should be finished within the next few months. Mr. Liebert provided an update on the engineering effort towards the project.

Mr. Romain provided a status update on the interlocal agreement.

Mr. Romain discussed the communication effort for the community engagement meeting being held on June 10<sup>th</sup>. He also discussed how an engagement meeting is usually run. Ms. Wolfe addressed how the meeting notice is presented. She stated the notice will be found on social media, door hangers, yard signs, and email blasts.

Mr. Leibert reported that 90% of the final design is finished. He stated there will be a need to complete surveys, encroachment during construction activity and will need to remove fences and storage facilities. Mr. Leibert stated he anticipates construction to begin in September or October. Mr. Romain stated that should there be trouble completing surveys on specific lots, the District may need to assist with getting in contact with the lot owners.

Discussion ensued regarding communication and preparedness of construction for the residents. Mr. Romain stated a door hanger that provides more information regarding construction of the project will be given to the residents. President Smalls emphasized the importance of SWP compliance and street cleaning during the construction stage due to the presence of a number of elderly residents. Director Washington inquired about payment for damaged property. Mr. Jones indicated that they would include street cleaning in the budget for the project.

Mr. Jones stated that the community engagement meeting will be held virtually and last for one hour. He stated information regarding the meeting will be included in the public notice.

**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 June 2, 2021.

*Shayn Small*

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President, Board of Directors

ATTEST:

*Kathy Sheehy*

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Secretary, Board of Directors

