

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 61
Minutes of Meeting of Board of Directors
November 19, 2024

The Board of Directors of Harris County Municipal Utility District No. 61 met at 1825 N. Mason Road, Katy, Harris County, Texas 77449 on November 19, 2024, in accordance with the duly posted notice of meeting, and the roll was called of the duly constituted officers and members of said Board of Directors, as follows:

Wheeler BeMent, President
Billy Lowery, Vice-President
W.R. Lusby, Secretary
Floyd J. Ball, Assistant Secretary
William Evans, Director

And all of said persons were present, except Director BeMent, thus constituting a quorum.

Also present were Jonathan Liu and Anna Hunter of A&S Engineers, Inc. (“A&S”); Lonnie Wright of Municipal Operations & Consulting, Inc. (“MOC”); Vanessa Hernandez of Myrtle Cruz, Inc.; Stephanie Dorough of Wheeler & Associates, Inc.; Richard Martin of First Environment Erosion Controls (“FEEC”); and Jacquelyn Goodwin of Marks Richardson PC (“MRPC”).

The Vice President called the meeting to order.

As the first order of business, the Board considered comments from members of the public. No one present signed up to address the Board.

The Board next considered approval of the minutes of the Board of Directors meeting held on October 22, 2024. After discussion, Director Ball made a motion to approve the minutes of the meeting held on October 22, 2024, as presented. Director Evans seconded the motion, which carried unanimously.

The Board next considered a report relative to security patrol services provided by the Harris County Sheriff’s Office (“HCSO”). Director Lowery reported on activity in the District for the month of October. He stated that the day shift deputy has taken a leave of absence, and it has been difficult to ensure proper coverage of the District. Director Lowery stated that he has requested an audit from the HCSO for more information on the patrolling of the officers in the District. Director Lowery stated that he was advised that everything has been quiet and that there has been no felonious activity to report.

The Board next considered a report from FEEC relative to mowing and detention pond maintenance within the District. Mr. Martin presented the attached report and reviewed same with the Board.

The Board next discussed the District’s parks. Director Ball stated that the District is still waiting on the trash can but it is scheduled to be delivered this week. He stated that mulch and flowers have been installed for the seasonal coverage.

The Board next considered the status of surface water issues and the West Harris County Regional Water Authority (“WHCRWA”). Director Evans stated that the annual Open House was held last week.

The Board next considered the financial and investment reports and invoices presented for payment. Ms. Hernandez reviewed the attached bookkeeping reports, investment inventory reports and bills for payment with the Board. After review and discussion, Director Ball made a motion to approve the reports and authorize the disbursements identified therein. Director Evans seconded the motion, which unanimously carried.

The Board next considered the annual review of the District’s Order Establishing Policy for Investment of District Funds and Appointing Investment Officer (“Order”) and the adoption of a Resolution relative thereto. Ms. Goodwin advised that she has no changes to propose at this time and recommended that the current Order remain in effect. After discussion, Director Lowery made a motion to adopt the attached Resolution Regarding Review of Order Establishing Policy for Investment of District Funds and Appointing Investment Officer, and to authorize the Vice President to sign and the Secretary to attest the Resolution on behalf of the Board and District. Director Evans seconded the motion, which carried unanimously.

The Board next considered the status of collection of taxes. Ms. Dorrrough reviewed the attached tax assessor’s report and the delinquent tax roll for the month of October. She noted that 0.00% of the District’s 2024 taxes had been collected through October 31, 2024. After review and discussion of the reports, Director Lowery made a motion to approve the reports and authorize the disbursements identified therein. Director Ball seconded the motion, which unanimously carried.

There was next a discussion regarding the status of the District’s delinquent tax accounts. The Board reviewed the attached Delinquent Collections Listing as of October 31, 2024. The Board next reviewed the attached report dated November 19, 2024, which had been prepared by the District’s delinquent tax attorney, Perdue, Brandon, Fielder, Collins & Mott, L.L.P. (“Perdue”). Director Lowery requested a status update and more information about the accounts where a suit has been filed.

The Board next considered authorizing the design, advertisement for bids and/or award of construction contracts, status of construction contracts previously awarded and acceptance of sites and easements.

The Board next considered authorizing the preparation of plans for construction of Water Plant No. 2. Mr. Liu stated that the property is under contract and A&S began preparation of geotechnical and environmental engineering services.

The Board next deferred the status of construction contracts as the District does not have any current construction projects.

The Board next considered the acceptance of site and/or easement conveyances for facilities constructed or to be constructed for the District. No one present had anything new to report.

The Board next considered the status of storm water quality permits. Mr. Liu stated that all of the storm water quality permits are up to date.

The Board next discussed the WHCRWA water line easement acquisition. Mr. Liu reported that A&S is coordinating with the WHCRWA on the surface water line.

The Board next considered the status of the proposed Dhanani/Burger Bodega tract. Mr. Liu stated that A&S awaits plans for review.

Mr. Liu reported on the status of the request for expansion from Skybox. He stated that A&S investigated water and wastewater capacity for the expansion due to requesting additional capacity. Mr. Liu reviewed a Memorandum regarding the Skybox Data Center Expansion for Downunder Geosolutions and stated that water and sanitary sewer capacity is sufficient, therefore no upgrades are needed.

Mr. Liu reported that A&S received a request for water service at 22302 Franz Road for a single-family home and has not yet received a response to its request for additional information. The Board requested that the item be removed from the agenda hereafter.

The Board next considered the issuance of utility commitments, including the request for utilities to serve the Golbow tract. Mr. Liu stated that he had nothing new to report.

The Board next considered the status of the Colonial Park pond fountains. Mr. Liu stated that Lake Management Services ("LMS") completed scheduled maintenance on November 11, 2024, and inspected fountains, lights and timers. He stated that the west fountain was found not to be working due to the fishing line wrapped around the motor shaft. Mr. Liu stated that the motor was pulled for inspection and found the damage to be irreparable and requiring replacement power unit. He then presented a quote in the amount of \$5,705.08 for a new power unit with a 2-year warranty and noted that LMS will also be installing a finer screen around the west fountain after the repair is complete. After discussion, Director Ball made a motion to approve the quote from LMS in the amount of \$5,705.08 for a new power unit. Director Evans seconded the motion, which unanimously carried.

The Board next deferred review and approval of a Service Maintenance Agreement with Lake Management Services, L.P. until next month's meeting.

The Board next considered a report on the District's water, sanitary sewer, and storm sewer systems for the month of October. Mr. Wright reported that the District accounted for 93% of the water pumped during the month of October and that MOC operated the District's facilities in compliance with their respective permits.

Mr. Wright presented operation jobs completed over the past month and reviewed same with the Board.

Mr. Wright next requested that the Board authorize MOC to turn over one (1) delinquent account in the total amount of \$24.01 to Collections Unlimited ("CU"). After discussion, Director Lusby moved to authorize MOC to turn over the one (1) subject account to CU, as set out above. Director Evans seconded the motion, which unanimously carried.

The Board next requested that MOC delay water terminations until after the holidays but continue hanging door hangers.

Mr. Wright next presented the attached Water Well No. 1 performance testing report and stated that it was found that the static well levels and pumping levels have dropped. He stated that MOC is monitoring the issue.

The Board next considered the report on the regional sewage treatment plant, including compliance with the wastewater discharge permit. Mr. Wright stated that MOC operated the facilities in compliance with the plant permit, and the plant operated at 53% of capacity for the month of October.

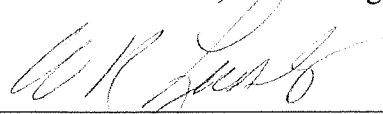
The Board next considered review and adoption of a Covered Applications and Prohibited Technology Policy. Ms. Goodwin advised the Board that in 2022, the Texas Legislature passed a law banning TikTok and other prohibited applications designated by the Governor from being downloaded, used or accessed on any publicly owned devices and networks over concerns of the Chinese Communist Party's ability to use these applications for surveilling Texans. She stated that the bill also requires that all governmental entities adopt a policy for the prohibition of covered applications and certain technologies. After discussion, Director Ball made a motion to adopt the Covered Applications and Prohibited Technology Policy, and to authorize the Vice President and Secretary to execute same on behalf of the Board and the District. Director Lowery seconded said motion, which unanimously carried.

The Board next deferred entering into Executive Session to discuss real property matters pursuant to §551.072, Texas Government Code.

The Board next deferred taking action regarding matters related to real property matters pursuant to §551.072, Texas Government Code or pending or contemplated litigation or a settlement offer pursuant to §551.071, Texas Government Code.

The Board next considered matters for possible placement on future agendas.

There being no further business to come before the Board, the meeting was adjourned.



Secretary, Board of Directors

ATTACHMENTS TO MINUTES OF BOARD OF DIRECTORS
November 19, 2024

1. FEEC Report
2. Bookkeeper's Report
3. Resolution Regarding Review of Investment Policy
4. Tax Assessor-Collector's Report
5. Delinquent Tax Report
6. Engineer's Report with related correspondence
7. Operations Report and related correspondence
8. Covered Applications and Prohibited Technology Policy