

MINUTES
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 285

November 27, 2023

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 285 (the "District") met in regular session, open to the public, on the 27th day of November, 2023, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

Walter A. Knowles, Jr.	President/Investment Officer
Jerry L. Allen	Vice President
Rosario Garza	Secretary
Trina Francis	Assistant Vice President
John Jones	Assistant Secretary

and all of the above were present, thus constituting a quorum.

Also present at the meeting were: Kermit Fisher, President of the Board of Directors of Harris County Municipal Utility District No. 49; Darce' Ahlschlager of Wheeler & Associates, Inc.; Jackie Noyola of Myrtle Cruz, Inc.; Mark Swanson and Travis Veillon of LJA Engineering, Inc. ("LJA"); Arthur K. Marshall of the North Channel Water Authority ("NCWA"); Scott Gray of Champions Hydro-Lawn, Inc. ("Champions"); Calvin Browne of Municipal District Services L.L.C. ("MDS"); Bear Oakley of Acclaim Energy, Ltd. ("Acclaim"); and Aaron Carpenter and Cheryl Panozzo of Allen Boone Humphries Robinson LLP ("ABHR").

STATEMENTS AND QUESTIONS FROM THE PUBLIC

There were no statements or questions received from the public.

MINUTES

The Board considered approving the minutes of the October 16, 2023 regular meeting. After review and discussion, Director Allen moved to approve the minutes of the October 16, 2023 regular meeting, as submitted. Director Francis seconded the motion, which passed unanimously.

AGREEMENT WITH ACCLAIM FOR ENERGY CONSULTING SERVICES

Mr. Oakley reviewed a Management Agreement between Acclaim and the District (the "Agreement"). Following review and discussion, Director Allen moved to approve

the Agreement and direct that it be filed appropriately and retained in the District's official records. Director Jones seconded the motion, which passed unanimously.

FINANCIAL AND BOOKKEEPING MATTERS

Ms. Noyola reviewed the bookkeeper's report, budget comparison, schedule of investments, and the District's bills for payment. A copy of the bookkeeper's report is attached. After review and discussion, Director Garza moved to approve the bookkeeper's report, the investment report, and payment of the bills. Director Jones seconded the motion, which passed unanimously.

TAX ASSESSMENT AND COLLECTION MATTERS

Ms. Ahlschlager reviewed the tax report for the month of October, a copy of which is attached. After review and discussion, Director Allen moved to approve the tax report and payment of the tax bills. Director Francis seconded the motion, which passed unanimously.

RESOLUTION CASTING BALLOT FOR THE ELECTION OF A PERSON TO THE BOARD OF DIRECTORS OF THE HARRIS COUNTY APPRAISAL DISTRICT

Mr. Carpenter reviewed a Resolution Casting Ballot for the Election of a Person to the Board of Directors of the Harris County Appraisal District. After review and discussion, Director Allen moved to cast the District's vote for Johnathan Cowen and adopt the Resolution Casting Ballot for the Election of a Person to the Board of Directors of the Harris County Appraisal District and direct that the Resolution be filed appropriately and retained in the District's official records. Director Francis seconded the motion, which passed unanimously.

WEBSITE MATTERS, INCLUDING EMERGENCY ALERT/MESSAGING SERVICES

There was no discussion on this matter.

SECURITY SERVICES REPORT

The Board reviewed the security report from the Harris County Sheriff's Office, a copy of which is attached.

DEVELOPMENT IN THE DISTRICT

Mr. Carpenter reported that Uvalde Realty Partners, LLC ("Uvalde") has requested that the District consent to Uvalde's assignment of its rights to reimbursement for the Carpenter's Landing East facilities under the Annexation, Facilities Financing, and Reimbursement Agreement with the District dated November 13, 2001, to ZB, N.A. dba Amegy Bank. After review and discussion, Director Knowles moved to approve and

ratify execution of the consent to the assignment. Director Francis seconded the motion, which passed unanimously.

NCWA REPORT, INCLUDING ADOPT RESOLUTION APPOINTING DESIGNATED BOARD MEMBER TO NCWA

Mr. Marshall reviewed a report on NCWA matters, a copy of which is attached.

The Board reviewed a Resolution Appointing Designated Board Member to NCWA. After review and discussion, Director Knowles moved to adopt the Resolution Appointing Designated Board Member to NCWA reflecting the District's appointment of Arthur K. Marshall and direct that the Resolution be filed appropriately and retained in the District's official records. Director Francis seconded the motion, which passed by unanimous vote.

TAX ASSESSMENT AND COLLECTION MATTERS (Continued)

The Board reviewed the delinquent tax report prepared by Perdue, Brandon, Fielder, Collins & Mott, LLP, a copy of which is attached. After review and discussion, Director Knowles moved to approve the delinquent tax report. Director Jones seconded the motion, which passed unanimously.

DETENTION FACILITIES REPORT

Mr. Gray reviewed the Detention and Drainage Facilities Report from Champions, a copy of which is attached.

GARBAGE COLLECTION AND RECYCLING SERVICES MATTERS

There was no discussion on this matter.

ENGINEER'S REPORT

Mr. Swanson reviewed the engineer's report, a copy of which is attached, including the projects specifically addressed as follows:

WATER PLANT NO. 1 DRAINAGE IMPROVEMENTS

Mr. Swanson gave an update on design of the Water Plant No. 1 drainage improvements. He stated that LJA will update design plans for the project for resubmittal to Harris County for approval.

WATER PLANT NO. 1, PHASE 3

Mr. Swanson gave an update on construction of the Water Plant No. 1, Phase 3 project and recommended approval of Change Order No. 1, resulting in a

increase in the amount of \$26,934.00 to the contract price, which was submitted by Gemini Contracting Services, Inc. for additional fittings and pipe for re-routing of pipe due to an unanticipated conflict with the original proposed route. After discussion, and based on the engineer's recommendation, the Board determined that Change Order No. 1 is beneficial to the District.

WASTEWATER TREATMENT PLANT DISCHARGE PERMIT RENEWALS

Mr. Swanson gave an update on the applications for renewal of the Wastewater Discharge Permits (the "Permits") for Wastewater Treatment Plant Nos. 1 and 2 and reported that the Permits have been received.

REPORT ON ELECTRICITY CONSUMPTION AND ENERGY EFFICIENCY

Mr. Swanson gave an update on preparation of the report on the District's electricity consumption and energy efficiency measures.

DEVELOPMENT OF GEOGRAPHIC INFORMATION SYSTEM ("GIS")

Mr. Swanson reported that LJA will present a proposal for development of GIS for the District after the scope of service has been confirmed with MDS.

Following review and discussion, Director Knowles moved to (1) approve the engineer's report and (2) approve Change Order No. 1, resulting in an increase in the amount of \$26,934.00 to the contract price with Gemini Contracting Services, Inc., based on engineer's recommendation and the Board's finding that the change order is beneficial to the District. Director Jones seconded the motion, which passed by unanimous vote.

HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 51 WATER PLANT REHABILITATION AND UPGRADE PROJECT

There was no discussion on this matter.

OPERATIONS REPORT

Mr. Browne reviewed the monthly operations report, a copy of which is attached, and reviewed the maintenance and repair items included in the report.

Mr. Browne discussed the request from New Forest Homeowners Association, Inc. regarding maintenance of a reserve (the "Reserve") owned by Ley Wilson Development, LLC located between the New Forest Homeowners Association, Inc. pool and the NRG property. Following discussion, Mr. Browne reported the developer stated that clean-up of the Reserve as discussed will be initiated within the next 30 days.

After review and discussion, Director Allen moved to approve the operations report. Director Francis seconded the motion, which passed unanimously.

HEARING REGARDING TERMINATION OF SERVICE

Mr. Browne presented a list of delinquent customers and reported the customers on the termination list were delinquent in payment of their water and sewer bills and were given written notification, in accordance with the District’s Rate Order, prior to the meeting of the opportunity to appear before the Board of Directors to explain, contest, or correct their bills and to show why utility services should not be terminated for reason of non-payment. Following review and discussion, Director Allen moved to authorize termination of delinquent accounts in accordance with the District’s Rate Order and direct that the delinquent customer list be filed appropriately and retained in the District’s official records. The motion was seconded by Director Francis and passed by unanimous vote.

THIRD AMENDED AND RESTATED STRATEGIC PARTNERSHIP AGREEMENT PUBLIC HEARING

The Board conducted a public hearing to discuss the proposed Third Amendment and Restated Strategic Partnership Agreement between the District and the City of Houston, Texas. The Board noted that no members of the public were present to discuss or comment on the Third Amendment and Restated Strategic Partnership Agreement. The Board then considered approving the Third Amendment and Restated Strategic Partnership Agreement. Upon a motion made by Director Allen and seconded by Director Knowles, the Board voted unanimously to approve the Third Amendment and Restated Strategic Partnership Agreement, subject to final review, and direct that it be filed appropriately and retained in the District’s official records.

DISTRICT MEETING SCHEDULE

Following discussion, the Board concurred to hold its next regular meeting on Monday, December 18, 2023 at 6:30 p.m. at ABHR’s offices.

Due to the Martin Luther King Day holiday, the Board concurred to hold its regular meeting in January on Monday, January 22, 2023 at 6:30 p.m. at ABHR’s offices.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE

The Board convened in executive session at 7:59 p.m., pursuant to Section 551.071 of the Texas Government Code, to seek the advice of its attorney regarding pending or contemplated litigation or to seek and receive legal advice by the District’s attorney. Mr. Browne, Mr. Carpenter, and Ms. Panozzo were also present in executive session.

RECONVENE IN OPEN SESSION AND AUTHORIZE APPROPRIATE ACTION REGARDING MATTERS DISCUSSED IN EXECUTIVE SESSION

The Board reconvened in regular session at 8:18 p.m. Director Knowles moved to authorize ABHR and MDS to take action as needed to request the District’s exclusion from the class action settlements by DuPont and 3M Company regarding Per- and Polyfluoroalkyl Substances (“PFAS”) in drinking water. Director Francis seconded the motion, which passed unanimously.

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

(SEAL)




Secretary, Board of Directors

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