# **MINUTES** HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 365

# May 25, 2017

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 365 (the "District") met in regular session, open to the public, on the 25th day of May, 2017, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2400, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

> Joe Myers Megan Bradley Alan Silverman

President Vice President

Jeff McClellan

Secretary

**Assistant Secretary** 

Paul Bland

Assistant Vice President

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

Also present at the meeting were Odette McMullen of Bob Leared Interests, Inc.; Allison Baker and Diane Bailey of McLennan & Associates; Brian Bare of Si Environmental, LLC ("SI"); Erik Miller of Sander Engineering Corp. ("SEC"); Sergeant Charles Nagel of the Harris County Sherriff's Department; and Katie Carner and Jane Miller of Allen Boone Humphries Robinson LLP ("ABHR").

#### CONSENT AGENDA

Director Myers offered Board members and consultants the opportunity to remove items from the consent agenda for individual discussion. Director Bland then moved to approve all items on the consent agenda. Director Bradley seconded the motion, which passed by unanimous vote. Copies of all documents approved as part of the consent agenda are attached.

#### PUBLIC COMMENT

Sergeant Nagel commented regarding District patrol.

#### ADDITIONAL BOOKKEEPING MATTERS

Ms. Bailey introduced Allison Baker presented additional, handwritten check no. 4489, payable to Kathy Richards as a deposit refund, check no. 4489, payable to the Texas State Comptroller for unclaimed property, and check no. 4491 as an advance to Director Silverman for Association of Water Board Directors summer conference expenses.

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The Board discussed the upcoming Association of Water Board Directors ("AWBD") summer conference. After discussion, Director Bradley moved to authorize reimbursement of costs for a maximum of 4 per diems, 3 hotel nights and 2 meals per day for all directors who attend the AWBD summer conference, noting that meal reimbursements must meet the requirements of the Travel Reimbursement Guidelines. The motion was seconded by Director Bland, and passed unanimously.

# ADDITIONAL TAX ASSESSMENT AND COLLECTION MATTERS

Ms. McMullen reviewed preliminary taxable values for 2017 from the Harris County Appraisal District and presented a delinquent tax report from Perdue, Brandon, Fielder, Collins & Mott, and LLP.

## ADDITIONAL OPERATING MATTERS

Mr. Bare provided a draft Consumer Confidence Report ("CCR") to the Board and said the CCR must be mailed to District customers by July 1.

Mr. Bare presented a request from District customer, Andrew Craig at 13103 Far Point Manor for a separate irrigation meter. Following discussion, the Board concurred to defer discussion and requested that Mr. Bare inform the customer the Board is reviewing the request and will follow up with him.

Ms. Holoubek presented and reviewed the District's Critical Load List and explained that the District is required to file the list annually with Harris County and state agencies. Ms. Holoubek said that the District engineer, operator and bookkeeper have reviewed the revised Critical Load List and verified that the information is accurate.

Following review and discussion, Director Silverman moved to (1) approve the Critical Load list and authorize ABHR to file same with appropriate local and State agencies; and (2) approve the CCR and authorize SI to mail it to District customers by July 1, 2017. The motion was seconded by Director Bland and passed unanimously.

# HEARING ON TERMINATION OF WATER SERVICE TO DELINQUENT CUSTOMERS AND AUTHORIZE TERMINATION OF SERVICE

The Board then conducted a hearing on the termination of utility service to delinquent accounts. Mr. Bare reported that the persons on the termination list were mailed written notice prior to this meeting in accordance with the Rate Order, notifying them of the opportunity to appear before the Board of Directors to explain, contest, or correct the utility service bill and to show reason why utility service should not be terminated for reason of nonpayment. Director Silverman moved that, since the customers on the termination list were neither present at the meeting nor had presented

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any statement on the matter, utility service should be terminated in accordance with procedures set forth in the District's Rate Order. Director Bland seconded the motion, which carried unanimously.

#### ADDITIONAL ENGINEERING MATTERS

Mr. Miller discussed the deadline to make application to the Texas Commission on Environmental Quality ("TCEQ") for renewal of the District's Water Quality Permit and said the District is requesting a minor amendment to the permit and will submit the renewal application to the TCEQ by the end of this month.

Mr. Miller next reported that the Cole's Crossing Broadstone (the "Broadstone") apartment complex will be expanding and is requesting additional capacity through the existing customer meter to serve the additional units. He said Sanders will issue a capacity availability letter to the Broadstone.

#### ATTORNEY REPORT

There was no additional discussion for this agenda item.

## <u>IUNE 2017 REGULAR AND SPECIAL AGENDAS</u>

The Board discussed meeting on the following dates in June, 2017: June 15, 2017, special meeting and June 13, 2017, regular meeting.

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

Ast. Secretary, Board of Directors

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# LIST OF ATTACHMENTS TO MINUTES

					Minutes Page
bookkeeper's report					
operator's report		•••••	 •••••	 	1
tax assessor/collector r	eport.		 	 ******************	1