

MINUTES
WEST HARRIS COUNTY REGIONAL WATER AUTHORITY

January 10, 2024

The Board of Directors (the "Board") of the West Harris County Regional Water Authority (the "Authority") met in regular session, open to the public, on the 10th day of January, 2024, at the Fry Road Municipal Utility District Administration Building, 20111 Saums Road, Katy, Texas 77449, inside the boundaries of the Authority, and the roll was called of the members of the Board:

Eric Hansen	President
Larry Weppler	Vice President
Douglas (Cam) Postle	Secretary
Gary Struzick	Assistant Vice President
Michael Thornhill	Assistant Secretary
Mark Janneck	Director
Karla Cannon	Director
Dennis Gorden	Director
John "Jay" Wheeler	Director

and all of the above were present except Directors Hansen and Janneck, thus constituting a quorum.

Also attending the meeting were Bryan Thomas of Inframark Water Infrastructure Operations; Wayne Ahrens, Melinda Silva, and Chase Juhl of DEC; Troy Anthony of Project Surveillance, Inc.; Frank Turner of EEPB; and Sanjay Bapat and Jennifer Ramirez of Allen Boone Humphries Robinson LLP ("ABHR"). Also present at the meeting were those persons included on the attached list.

PUBLIC COMMENT

Director Weppler offered any members of the public attending the meeting the opportunity to make public comment. There being no members of the public requesting to make public comment, Director Weppler moved to the next agenda item.

MINUTES OF PREVIOUS MEETINGS

The Board reviewed the minutes of the December 13, 2023, regular and the December 5, 2023, special Authority Board meetings. Following review and discussion, Director Struzick moved to approve the minutes of the December 13, 2023, regular and the December 5, 2023, special Authority Board meeting, as submitted. The motion was seconded by Director Postle, which passed unanimously.

CUSTOMER APPEALS

No customer appeals were presented.

TOWNHALL MEETINGS AND WORKSHOPS, WEBSITE, SOCIAL MEDIA, WATER CONSERVATION PROGRAM AND TRAILERS, ATTENDANCE AT CONFERENCES AND MEMBERSHIP IN ORGANIZATIONS, NEWSLETTERS AND MAILOUTS

Director Struzick provided an update from the Authority Communications Committee.

Director Weppler reported that the Authority will be presenting at the Association of Water Board Directors winter conference.

ENGINEERING MATTERS

Ms. Silva reviewed the engineer's report, a copy of which is attached.

Ms. Silva reported that for December, the Authority was 38.76% converted to surface water and for the 2023 calendar year, the Authority was 33.96% converted to surface water.

REQUESTS FOR SURFACE WATER CONVERSION

There was no discussion on this matter.

WATER TRUNKLINE FINANCING AGREEMENTS AND WATER SUPPLY COMMITMENT LETTER AGREEMENTS

There was no discussion on this matter.

JOINT WATER LINE PROJECTS

There was no discussion on this matter.

GROUNDWATER REDUCTION PLAN, SUBSIDENCE DISTRICT AND GROUNDWATER REDUCTION REGULATIONS, WELL PERMITS, PURCHASE AND SALE OF CONSERVATION/GROUNDWATER CREDITS, AUTHORITY REQUIREMENTS FOR CONVERSION TO SURFACE WATER AND CHLORAMINES DISINFECTION AND AGREEMENTS REGARDING CREDITS FOR ALTERNATIVE WATER SUPPLY USE

Ms. Silva reported that the annual well permit fee is being presented for Board approval later in the meeting and that the Harris-Galveston Subsidence District ("HGSD") will issue the new 2024 well permits after payment is received. She noted

following receipt, the Authority will post copies of the new 2024 well permits on its website.

Ms. Silva reported that Barker Cypress Municipal Utility District has a new well.

AUTHORITY CONSTRUCTION PROJECTS AND CONTRACTS, AWARD CONSTRUCTION CONTRACTS, AUTHORIZE NEGOTIATION OF CONSTRUCTION CONTRACTS, PRE-QUALIFICATION OF CONTRACTS, APPROVE CHANGE ORDERS AND PAY ESTIMATES, ACCEPT PROJECTS, AND AUTHORIZE ANY NECESSARY TERMINATION

Ms. Silva reported on the status of construction for Contract 50, Surface Water Supply Project ("SWSP") Segments B1 and B2, SWSP Segment B3, SWSP Segments C1 and C2, SWSP Segments 3-A1, 3-A2, and 3-A3, SWSP Segments A1/A2, and the SWSP Central Pump Station.

Ms. Silva recommended approval of: (1) Pay Estimate No. 11 in the amount of \$3,557,470.04 to Reytec Construction Resources, Inc. for the Central Pump Station; (2) Pay Estimate No. 18 in the amount of \$4,783,074.16 to Harper Brothers Construction, LLC for SWSP Segments B1 and B2; (3) Pay Estimate No. 19 in the amount of \$3,079,336.99 to Jay Dee Contractors, Inc. for SWSP Segment B3; (4) Pay Estimate No. 36 in the amount of \$1,130,974.83 to S.J. Louis Construction, Inc. for SWSP Segment C1; (5) Pay Estimate No. 36 in the amount of \$508,217.84 to Harper Brothers Construction, LLC for SWSP Segment C2; and (6) Pay Estimate No. 8 in the amount of \$5,444,487.08 to Harper Brothers Construction, LLC for SWSP Segment A1/A2. Following review and discussion, Director Struzick made a motion to approve the above-described pay estimates, as recommended. Director Cannon seconded the motion, which passed unanimously.

CITY OF HOUSTON WATER SUPPLY CONTRACT AND SUPPLEMENTS THERETO, INCLUDING AMENDMENTS THERETO, CHARGES FOR OPERATION AND MAINTENANCE EXPENSES, AND CASH CALLS, NORTHEAST WATER PURIFICATION PLANT ("NEWPP") EXPANSION, LUCE BAYOU, AND NORTHEAST TRANSMISSION LINE

Ms. Silva reported that the next Water Supply Contract Advisory Committee meeting is scheduled for March 1, 2024, and a ribbon cutting ceremony for the NEWPP was held on December 11, 2023.

CONTRACTS FOR SERVICES FOR ENGINEERING, ENGINEERING DESIGN, GEOTECHNICAL, ABSTRACTING, SURVEYING, LEGAL, RIGHT-OF-WAY ACQUISITION, COMMUNICATIONS, WEBSITE, ACCOUNTING/BOOKKEEPING AND SOFTWARE, RATE ANALYSIS, OPERATING SERVICES, AND APPRAISAL SERVICES, INCLUDING APPROVAL OF CONTRACTS FOR SERVICES, WORK AUTHORIZATIONS, CHANGE ORDERS, AMENDMENTS TO AND ASSIGNMENTS OF CONTRACTS, TERMINATIONS, AND LEGAL CONFLICTS WAIVER

Ms. Silva reported that opening of bids for the RePump Station is scheduled for January 18, 2024.

Ms. Silva then reported that the Authority is coordinating with the North Fort Bend Water Authority on the design plans for the Bellaire Pump Station Meter Station.

Ms. Silva also reported that 90% design plans for the I-10 Meter Station are being worked on.

Ms. Silva reported that 90% design plans for the Northeast Meter Station are also being worked on.

Ms. Silva reported that the CAD updates are being worked on for design plans for SWSP Kinder Morgan Segments 1, 2, 3, and 5.

Ms. Silva then reported that design plans for SWSP Kinder Morgan Segment 4 have been resubmitted to Harris County and work is being done on the Texas Department of Transportation permit.

Ms. Silva also reported that Black & Veatch Corporation, the design engineer for SWSP Kinder Morgan Segment 6, is obtaining utility signatures for the design plans and work is being done on the Texas Department of Transportation permit.

Ms. Silva reported that Huitt-Zollars, the design engineer for SWSP Segment 3-A5, is working on CAD updates and finalizing design work for the project.

Ms. Silva then reported that BGE, the design engineer for SWSP Segment 3-B1, is working on CAD updates and finalizing design work for the project.

Ms. Silva also reported that EHRA, the design engineer for the SWSP Kinder Morgan 7 sub-segment, is coordinating with the Kinder Morgan representative regarding extension of an easement to serve Harris County Municipal Utility District No. 5 and easement issues are being worked through.

Ms. Silva reported that Sander Engineering, the design engineer for Contract 51, is working on the 60% design plans.

Ms. Silva then reported that comments were returned on the 30% design plans for Contract 52.

Ms. Silva also reported that IDS Engineering Group, Inc., the design engineer for Contract 53, is working on 30% design plans.

Ms. Silva reported that the design proposal for Contract 54 from InduSri is under review.

Ms. Silva then reported regarding Contract 55 and stated that DEC is coordinating with the engineers for three municipal utility districts regarding the location of future water plant sites.

Ms. Silva also reported that Carollo Engineers, Inc., the design engineer for Contract 63, is working on obtaining final agency approvals of the design plans.

Ms. Silva reported that comments on the 90% design plans for Contract 64 were returned to LAN, the design engineer for Contract 64.

Ms. Silva then reported that 90% design plans for Contract 65 were submitted on December 6, 2023.

Ms. Silva also reported that Sander Engineering, the design engineer for Contract 25, is working on the 90% design plans.

Ms. Silva reported that Huitt-Zollars, the design engineer for Contract 26, is working on the 60% design plans.

Ms. Silva reported that Vogler & Spencer, the design engineer for Contract 27, is working on the 90% design plans.

Ms. Silva then reported that a kickoff meeting with 5 Engineering for Contract 28 will be scheduled for late-January, 2024.

Ms. Silva also reported that a proposal meeting with Kuo, the design engineer for Contract 29, was postponed to January, 2024.

Ms. Silva reviewed and recommended approval of the following work authorizations: (1) Supplement No. 5 to Work Authorization No. 69 to Rapid Research, Inc. to increase the maximum payable amount to \$23,160.00; and (2) Supplement No. 2 to Work Authorization No. 9 to Baseline Corporation, Inc. to increase the maximum payable amount to \$73,600.00. Following review and discussion, Director Struzick moved to approve the above-described supplements to work authorizations. Director Thornhill seconded the motion, which carried by a vote of six for the motion, with Director Postle abstaining.

ENVIRONMENTAL PERMITTING, COMPLIANCE, MITIGATION AND RELATED AGREEMENTS

There was no discussion on this matter.

REALTY INTEREST ACQUISITION AND CONVEYANCE, INCLUDING ACCEPT, CONVEY, AMEND, APPROVE OR RELEASE EASEMENTS, EASEMENT AGREEMENTS, ASSIGNMENTS OF EASEMENTS, DEEDS, PLATS, RIGHT OF ENTRY AGREEMENTS, RELOCATION AGREEMENTS, APPROVE PURCHASE AND SALE AGREEMENTS, AND APPROVE INTERLOCAL AGREEMENTS WITH HARRIS COUNTY AND HARRIS COUNTY FLOOD CONTROL DISTRICT

Ms. Silva noted that the Chief Administrative Official, Director Postle, has been designated to approve easements and the list of approved easements is reflected on the attached engineer's report.

ENCROACHMENTS OF EASEMENTS OR OTHER REALTY INTERESTS, INCLUDING ACCEPT, CONVEY, AMEND, OR RELEASE ENCROACHMENT AGREEMENTS

Ms. Silva stated that the Encroachment Review Committee has been authorized to approve and authorize execution of appropriate approval documents related to requests to encroach onto the Authority's property interests and the list of the approved documents is reflected on the attached engineer's report.

AUTHORIZE PREPARATION OF REPORT DUE TO HGSD UNDER SECTION 6.2(B) OF SUBSIDENCE DISTRICT RULES

The Board considered authorizing preparation of a report due to HGSD under Section 6.2(b) of Subsidence District Rules. Following discussion, Director Thornhill moved to authorize DEC to prepare the groundwater pumpage report due to HGSD under Section 6.2(b) of Subsidence District Rules. Director Wheeler seconded the motion, which carried unanimously.

CONSTRUCTION UPDATES

Mr. Juhl presented the attached SWSP Monthly Construction Status Report dated January 8, 2024.

FINANCIAL AND BOOKKEEPING MATTERS, INCLUDING PAYMENT OF BILLS, REVIEW OF INVESTMENTS, AND AUTHORITY FEES AND CHARGES

Mr. Turner reviewed the bookkeeper's report, a copy of which is attached, and the disbursements in the bookkeeper's report submitted for the Authority's review. Following review and discussion, Director Wheeler moved to approve the bookkeeper's

report and the disbursements reflected in the bookkeeper's report. Director Cannon seconded the motion, which carried by a vote of six for the motion, with Director Postle abstaining.

ANNUAL REPORT REGARDING POST-ISSUANCE COMPLIANCE POLICY

Mr. Bapat reported on the Authority's compliance activities during the prior calendar year related to bond financings. He stated that no corrective action is required at this time.

DELINQUENT AMOUNTS DUE THE AUTHORITY AND VIOLATIONS OF AUTHORITY RULES OR ORDERS; IMPOSE CIVIL PENALTIES AND APPROVE PAYMENT PLAN OR SETTLEMENT AGREEMENTS; CONDUCT HEARING REGARDING SAME

There was no discussion on this matter.

ADOPT RESOLUTION ADOPTING RULES FOR 2024 APPOINTMENT PROCESS FOR DIRECTORS

Mr. Bapat reported that terms for four directors of the Authority Board for Precincts 3, 6, 7, and 8 expire in May 2024, and he reviewed the terms of the Resolution Adopting Rules for 2024 Appointment Process for Directors (the "Resolution"). Following discussion, Director Thornhill moved to adopt the Resolution as presented. Director Wheeler seconded the motion, which carried unanimously.

OPERATION OF AUTHORITY FACILITIES, BILLINGS, AUTOMATIC METER READING, REQUESTS FOR REIMBURSEMENT, CREDITS, OR WAIVERS, REPAIRS, INSPECTIONS, MAINTENANCE, CATHODIC PROTECTION, RIGHT OF WAY MAINTENANCE, AND WATER SUPPLY ISSUES, APPROVAL OF CONTRACTS FOR RELATED WORK, CHANGE ORDERS, WORK AUTHORIZATIONS, AMENDMENTS TO AND ASSIGNMENTS OF CONTRACTS, TERMINATIONS, AND DROUGHT CONTINGENCY PLAN MATTERS

Mr. Thomas reviewed the operator's report, a copy of which is attached. He discussed preventative measures taken by the Authority in anticipation of the winter weather event.

CONVENE IN EXECUTIVE SESSION TO CONSULT WITH ATTORNEY PURSUANT TO SECTION 551.071 TEXAS GOVERNMENT CODE

The Board did not convene in executive session.

(SEAL)



/s/ Douglas C. Postle
Secretary, Board of Directors

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