

MINUTES
WEST HARRIS COUNTY REGIONAL WATER AUTHORITY

June 12, 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 12th day of June, 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 Postle, Thornhill, and Cannon, thus constituting a quorum.

Also attending the meeting were Bryan Thomas and Michael Massey of Inframark Water Infrastructure Operations; Wayne Ahrens of DEC; Troy Anthony of Project Surveillance, Inc.; Frank Turner of EEPB; Barbara Payne of Payne Communications & Associates; and Teshia Judkins and Cheryl Panozzo of Allen Boone Humphries Robinson LLP ("ABHR"). Also present at the meeting were those persons included on the attached list.

PUBLIC COMMENT

Director Hansen 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 Hansen moved to the next agenda item.

MINUTES OF PREVIOUS MEETINGS

The Board reviewed the minutes of the May 8, 2024, regular Authority Board meeting. Following review and discussion, Director Struzick moved to approve the minutes of the May 8, 2024, regular Authority Board meeting, as submitted. The motion was seconded by Director Weppler, 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 Hansen reported that the Authority obtained an exhibit booth at the 2024 Association of Water Board Directors summer conference.

Ms. Payne provided an update from the Authority Communications Committee.

Ms. Payne reported that the animated series of water conservation messaging featuring Irry Gator has earned two international awards.

Mr. Thomas reported that the Water is Life Trailer mobile teaching lab recently participated in a Harris County Municipal Utility District No. 71 event. Ms. Payne noted that two mobile teaching labs are available for use by municipal utility districts at no charge, and a mobile teaching lab request form can be found on the Authority's website.

ENGINEERING MATTERS

Mr. Ahrens reviewed the engineer's report, a copy of which is attached.

Mr. Ahrens reported that for May, the Authority was 37.08% converted to surface water and for the 2024 calendar year, the Authority was 36.49% 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

Mr. Ahrens reported that certain Authority Over-Conversion Credit certificates that contained errors have been re-issued by the Harris-Galveston Subsidence District.

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

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

Mr. Ahrens recommended approval of: (1) Pay Estimate No. 16 in the amount of \$2,265,146.86 to Reytec Construction Resources, Inc. ("Reytec") for the Central Pump Station; (2) Pay Estimate No. 23 in the amount of \$5,617,130.49 to Harper Brothers Construction, LLC for SWSP Segments B1 and B2; (3) Pay Estimate No. 24 in the amount of \$2,033,619.47 to Jay Dee Contractors, Inc. for SWSP Segment B3; (4) Pay Estimate No. 41 in the amount of \$94,686.69 to S.J. Louis Construction, Inc. for SWSP Segment C1; and (5) Pay Estimate No. 13 in the amount of \$1,719,759.27 to Harper Brothers Construction, LLC for SWSP Segment A1/A2. Following review and discussion, Director Wepler made a motion to approve the above-described pay estimates, as recommended. Director Struzick seconded the motion, which passed unanimously.

Mr. Ahrens reported that Reytec reached 50% completion of the SWSP Central Pump Station and, due to Reytec's project performance, DEC recommends payment in full of future pay applications for the SWSP Central Pump Station. Following review and discussion, Director Wheeler moved to authorize reducing retainage from 10% to 5% for the SWSP Central Pump Station contract, with payments being made in full for all progress payments after Reytec has crossed 50% completion (resulting in 5% retainage over the full contract). Director Struzick 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

Mr. Ahrens reported that a meeting of the Water Supply Contract Advisory Committee was held on June 7, 2024.

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

Mr. Ahrens reported on coordination with the North Fort Bend Water Authority on review of the design plans for the Bellaire Meter Station.

Mr. Ahrens then reported that sealed design plans for the I-10 Meter Station were submitted for approval to utility companies, Harris County, and Harris County Flood Control District on May 31, 2024.

Mr. Ahrens also reported that bids for the Northeast Meter Station are scheduled to be opened on July 2, 2024.

Mr. Ahrens reported that final updates and resubmittals of the design plans for SWSP Kinder Morgan Segments 1, 2, 3, and 5 are being worked on.

Mr. Ahrens then reported that the Texas Department of Transportation permit is needed to complete the design plans for SWSP Kinder Morgan Segment 4.

Mr. Ahrens also reported that bids for SWSP Kinder Morgan Segment 6 are scheduled to be opened on July 3, 2024.

Mr. Ahrens reported that 95% design plans submitted by Huitt-Zollars, the design engineer for SWSP Segment 3-A5, are under review.

Mr. Ahrens then reported that BGE, the design engineer for SWSP Segment 3-B1, is finalizing design work for the project.

Mr. Ahrens also reported that submittal of 95% design plans for the SWSP Kinder Morgan 7 sub-segment are due.

Mr. Ahrens reported that 60% design plans submitted by Sander Engineering, the design engineer for Contract 51, are under review.

Mr. Ahrens then reported that 60% design plans for Contract 52 were resubmitted by Arcadis on April 23, 2024, and are under review.

Mr. Ahrens also reported that comments on the 30% design plans submitted by IDS Engineering Group, Inc. for Contract 53 were returned on April 10, 2024.

Mr. Ahrens reported that the design proposal for Contract 54 from InduSri is being finalized.

Regarding Contract 55, Mr. Ahrens reported that DEC received future water plant site locations from the engineers for three municipal utility districts.

Mr. Ahrens then reported that the revised project manual for Contract 63 was received on June 7, 2024, and a package was submitted to the Texas Water Development Board requesting permission to advertise for bids for the project. He noted that Contract 63 design plans have been posted to the Civcast website for information only, while regulatory approvals are being obtained for the project.

Mr. Ahrens also reported that agency approvals of the final design plans for Contract 64 are being obtained.

Mr. Ahrens reported that additional comments on the project manual and bid forms for Contract 65 were returned to Kimley-Horn, the design engineer for Contract 65, and Kimley-Horn is preparing final design plans for utility signatures.

Mr. Ahrens then reported that Sander Engineering, the design engineer for Contract 25, is working on the 90% design plans.

Mr. Ahrens also reported that Huitt-Zollars, the design engineer for Contract 26, is working on the 60% design plans.

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

Mr. Ahrens then reported that 5Engineering, the design engineer for Contract 28, is working on the 30% design plans.

Mr. Ahrens also reported that a proposal meeting with Kuo, the design engineer for Contract 29, was postponed.

ENVIRONMENTAL PERMITTING, COMPLIANCE, MITIGATION AND RELATED AGREEMENTS

There was no discussion on this matter.

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

Director Hansen reported that Phase 1 of the NEWPP Expansion Project is online and has been operating for approximately six weeks as designed and intended.

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

Mr. Ahrens 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

There was no discussion on this matter.

CONSTRUCTION UPDATES

Mr. Anthony presented the attached SWSP Monthly Construction Status Report dated June 7, 2024. He reported that the active project costs for SWSP to date is approximately \$380,640,000.

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. He noted the Authority received Cash Call No. 13 for the NEWPP Expansion Project in the amount of \$20,743,685.54 and that payment is included in the bookkeeper's report and being presented for approval. Following review and discussion, Director Wheeler moved to approve the bookkeeper's report and the disbursements reflected in the

bookkeeper's report, including payment of Cash Call No. 13 for the NEWPP Expansion Project in the amount of \$20,743,685.54. Director Gorden seconded the motion, which passed unanimously.

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.

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.

Mr. Thomas reported that the Authority received requests for one-time waivers of late fees from Harris County Municipal Utility District No. 167 in the amount of \$7,213.59 and from Saltzgitter MST in the amount of \$78.28. Following discussion, Director Wheeler moved to approve the one-time waivers of late fees for Harris County Municipal Utility District No. 167 in the amount of \$7,213.59 and for Saltzgitter MST in the amount of \$78.28. Director Janneck seconded the motion, which passed unanimously.

APPROVE ANNUAL REPORT IN ACCORDANCE WITH CONTINUING DISCLOSURE OF INFORMATION AGREEMENT

Ms. Judkins discussed the annual report to be filed in accordance with the Authority's continuing disclosure of information agreement pursuant to Rule 15c2-12 of the United States Securities and Exchange Commission. After review and discussion, Director Wepler moved to approve the annual report and authorize filing of same, subject to final review. Director Struzick seconded the motion, which passed unanimously.

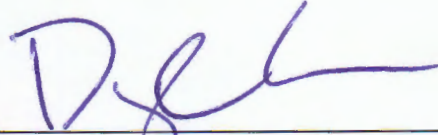
ANNUAL REVIEW OF PROCEDURES FOR CONTINUING DISCLOSURE COMPLIANCE

Ms. Judkins discussed the Authority's procedures for continuing disclosure compliance. The Board concurred to make no changes to the procedures.

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

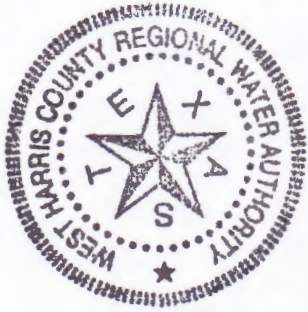
The Board did not convene in executive session.

There being no further matters to come before the Authority, the meeting was adjourned.



Secretary, Board of Directors

(SEAL)



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