

MINUTES
WEST HARRIS COUNTY REGIONAL WATER AUTHORITY

October 9, 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 9th day of October, 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 Director Postle, thus constituting a quorum.

Also attending the meeting were Bryan Thomas of Inframark Water Infrastructure Operations; Wayne Ahrens, Melinda Silva, and Chase Juhl of Gannett Fleming; Troy Anthony of Project Surveillance, Inc.; Frank Turner of EEPB; and Sandra Staine and Cheryl Panozzo of Allen Boone Humphries Robinson LLP. 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.

Mr. Bob Blumrick stated he is a director of Harris County Municipal Utility District No. 163 and provided comments regarding a recent cybersecurity attack on American Water, a New Jersey-based company.

There being no additional 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 September 11, 2024, regular Authority Board meeting. Following review and discussion, Director Struzick moved to approve

the minutes of the September 11, 2024, regular Authority Board meeting, as submitted. The motion was seconded by Director Janneck, 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 and discussed a "show and tell" style event (the "Event") to be held at the end of the November 13, 2024 Authority Board meeting. He reviewed a "save the date" for the Event and invited all directors present to attend and requested that they share the save the date with other municipal utility district directors.

ENGINEERING MATTERS

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

Ms. Silva reported that for September, the Authority was 32.60% converted to surface water and for the 2024 calendar year, the Authority was 34.64% 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 Harris County Municipal Utility District No. 158 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 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, the SWSP Central Pump Station, the SWSP RePump Station, SWSP Kinder Morgan Segment 4, Contract 63, and the Northeast Meter Station.

Ms. Silva recommended approval of: (1) Pay Estimate No. 20 in the amount of \$4,161,584.88 to Reytec Construction Resources, Inc. ("Reytec") for the Central Pump Station; (2) Pay Estimate No. 27 in the amount of \$2,480,976.98 to Harper Brothers Construction, LLC for SWSP Segments B1 and B2; (3) Pay Estimate No. 28 in the amount of \$941,525.60 to Jay Dee Contractors, Inc. for SWSP Segment B3; (4) Pay Estimate No. 45 in the amount of \$186,959.88 to S.J. Louis Construction, Inc. for SWSP Segment C1; (5) Pay Estimate No. 17 in the amount of \$3,995,199.17 to Harper Brothers Construction, LLC for SWSP Segment A1/A2; and (6) Pay Estimate No. 3 in the amount of \$1,066,729.44 to PLW Waterworks, LLC for the SWSP RePump Station. Following review and discussion, Director Weppler made a motion to approve the above-described pay estimates, as recommended. Director Wheeler seconded the motion, which passed unanimously.

Ms. Silva reported that the contract for construction of SWSP Kinder Morgan Segment 4 was awarded to the low-bidder, Reytec, in the amount of \$14,621,030.00.

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 October 11, 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

Ms. Silva reported that hydraulic modeling to size control valves for the Bellaire Meter Station is being performed.

Ms. Silva then reported that sealed design plans for the I-10 Meter Station were resubmitted for approval to Harris County on September 30, 2024, and the project manual is being worked on.

Ms. Silva also reported that design plans for SWSP Kinder Morgan Segment 1 were submitted to agencies for final approval.

Ms. Silva reported that advertisement for bids for SWSP Kinder Morgan Segment 2 has commenced and a pre-bid conference for the project is scheduled for October 15, 2024.

Ms. Silva also reported that comments were returned on the design plans for SWSP Kinder Morgan Segment 3 and resubmittal of the 95% design plans was requested.

Ms. Silva then reported that final design plans for SWSP Kinder Morgan Segment 5 have been submitted to agencies for review.

Regarding Segment 3-A5, Ms. Silva reported that CenterPoint is installing additional infrastructure in the corridor and Gannett Fleming is coordinating with CenterPoint to understand the impacts, if any, on Segment 3-A5 design.

Ms. Silva then reported that comments on the design plans for SWSP Segment 3-B1 will be finalized after the Geotech report is complete.

Ms. Silva also reported that 95% design plans for the SWSP Kinder Morgan 7 sub-segment received from EHRA, the design engineer for the project, are under review.

Ms. Silva reported that Sander Engineering, the design engineer for Contract 51, is working on 90% design plans.

Ms. Silva then reported that Arcadis, the design engineer for Contract 52, is working towards submittal of 90% design plans.

Ms. Silva also reported that a meeting with IDS Engineering Group, Inc. to review comments on the design plans for Contract 53 has been scheduled for October 21, 2024.

Ms. Silva reported that the design proposal for Contract 54 from InduSri is being postponed.

Regarding Contract 55, Ms. Silva reported that DEC received future water plant site locations from the engineers for three municipal utility districts and the project alignment needs to be assessed.

Ms. Silva then reported that Gannett Fleming is waiting on Harris County Flood Control District regarding obtaining approval of the final design plans for Contract 64.

Ms. Silva also reported that advertisement for bids for Contract 65 will commence on October 11, 2024.

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

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

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

Ms. Silva reported that 5Engineering, the design engineer for Contract 28, submitted 30% design plans.

Ms. Silva then reported that a proposal meeting with Kuo, the design engineer for Contract 29, was postponed.

Ms. Silva reviewed and recommended approval of Addendum No. 1 to the Agreement for Professional Engineering Services with IDS Engineering Services in the amount of \$2,860.00 for additional geotech services for Contract 53. Following review

and discussion, Director Struzick moved to approve the above-described addendum. Director Thornhill seconded the motion, which passed unanimously.

Ms. Silva then reviewed and recommended approval of the following: (1) Work Authorization No. 116 to Title Houston Holdings, Ltd., dba Abstract Services of Houston in the amount of \$8,800.00; (2) Work Authorization No. 117 to Title Houston Holdings, Ltd., dba Abstract Services of Houston in the amount of \$6,600.00; (3) Supplement No. 1 to Work Authorization No. 28 to Quiddity Engineering, LLC to increase the maximum amount payable to \$36,755.00; and (4) Work Authorization No. 10 to Baseline Corporation, Inc. in the amount of \$97,500.00. Following review and discussion, Director Wheeler moved to approve the above-described work authorizations and supplement to work authorization. Director Gorden seconded the motion, which carried by a vote of seven for the motion, with Director Weppler 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

There was no discussion on this matter.

CONSTRUCTION UPDATES

Mr. Anthony presented the attached SWSP Monthly Construction Status Report dated October 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 Thornhill seconded the motion, which carried by a vote of seven for the motion, with Director Wepler abstaining.

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 Harris County Municipal Utility District No. 81, Harris County Improvement District No. 13, and Mayde Creek Municipal Utility District each requested a one-time waiver of late fees in the amounts of \$4,986.84, \$2,183.17, and \$4,600.96, respectively, due to payments being received after the due date. Following discussion, Director Struzick made a motion to: (1) approve a one-time waiver of late fees for Harris County Municipal Utility District No. 81 in the amount of \$4,986.84; (2) approve a one-time waiver of late fees for Harris County Improvement District No. 13 in the amount of \$2,183.17; and (3) approve a one-time waiver of late fees for Mayde Creek Municipal Utility District in the amount of \$4,600.96. Director Wheeler seconded the motion, which passed unanimously.

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)



LIST OF ATTACHMENTS TO MINUTES

	Minutes
	<u>Page</u>
List of persons present at the meeting	1
Engineer's report.....	2
SWSP Monthly Construction Status Report.....	6
Bookkeeper's report.....	7
Operator's report.....	7