

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 36,  
OF HARRIS COUNTY, TEXAS

Minutes of Meeting of Board of Directors  
July 8, 2021

The Board of Directors ("Board") of Harris County Municipal Utility District No. 36, of Harris County, Texas ("District"), met in regular session on July 8, 2021, in accordance with the duly posted notice of meeting. The meeting was held via telephone conference call pursuant to Texas Government Code, Section 551.125, as amended, and as modified by the temporary suspension of various provisions thereof effective March 16, 2020, by the Governor of Texas in accordance with the Texas Disaster Act of 1975, all as related to the Governor's proclamation on March 13, 2020, certifying that the COVID-19 pandemic poses an imminent threat of disaster and declaring a state of disaster for all counties in Texas. The roll was called of the duly constituted officers and members of the Board, as follows:

Chris Mayeu	President
Gina Angulo	Vice President
George Peckham	Secretary/Treasurer
Rose Mary Bundscho	Assistant Secretary

and all of said persons were present, thus constituting a quorum.

Also attending the meeting via telephone conference call were Keith Arrant of Municipal Operations & Consulting, Inc. ("Municipal Operations"); Arturo Cornejo of Municipal Accounts & Consulting, L.P. ("MA&C"); Eric Johnson of IDS Engineering Group ("IDS"); Tim Spencer of Ad Valorem Appraisals, Inc. ("Ad Valorem"); and Daniel Ringold and Peyton Ellis of Schwartz, Page & Harding, L.L.P. ("SPH").

**EXPLANATION OF TELEPHONE CONFERENCE MEETING PROCEDURES**

Mr. Ringold explained to all in attendance the requirements of the Texas Open Meetings Act, as modified by the Governor's Disaster Proclamation, relative to the conduct of meetings by telephone. In connection therewith, he informed the participants that the meeting would be recorded, and requested that each participant clearly state his or her name before speaking, including when making or seconding a motion. Mr. Ringold further explained that a roll call vote will be taken for all motions and requested that Board members vote with a verbal indication of being in favor of, opposed to, or abstaining from voting on the motion when his or her name is called. Similarly, Mr. Ringold stated that a full roll call of all participants would be conducted at the start of the meeting for attendance purposes. Mr. Ringold proceeded to perform a roll call to establish attendance of Board members, consultants, development representatives, and members of the public, if any.

Following such roll call, the President called the meeting to order and declared it open for such business as might regularly come before the Board.

## **PUBLIC COMMENTS**

There being no members of the public present on the call, the Board continued to the next item of business.

## **MINUTES OF MEETING**

The Board considered approval of the minutes of its meeting held on June 10, 2021. After discussion, Director Angulo moved that the minutes of the meeting held on June 10, 2021, be approved as presented. Director Peckham seconded said motion, which unanimously carried.

## **BOOKKEEPER'S REPORT**

Mr. Cornejo presented to and reviewed with the Board a Bookkeeper's Report dated July 8, 2021, including a listing of the checks presented for payment. A copy of such Bookkeeper's Report is attached hereto as **Exhibit A**. Mr. Cornejo advised the Board that WCA Waste Corporation ("WCA"), the District's garbage collection services provider, has undergone a name change and is now known as GFL Environmental. He further advised that the District's check to pay WCA's July invoice that was made payable to WCA is being reissued to reflect GFL Environmental as the payee. Following discussion, it was moved by Director Angulo that said report be approved, and that the disbursements identified therein be approved for payment. Director Peckham seconded the motion, which unanimously carried.

## **DEPOSITORY BANK**

Mr. Cornejo advised the Board that BBVA USA has been purchased by PNC Bank, and PNC Bank will be eliminating its local public funds support department for municipal banking accounts as of October 8, 2021. As such, Mr. Cornejo advised that MA&C is recommending that, after extensive research and review of qualifications of other banks that handle public funds, the District move its depository accounts to Central Bank. Mr. Cornejo reviewed a memorandum with the Board regarding same, a copy of which is attached hereto as **Exhibit B**. It appeared that said bank was well qualified to act as a depository for the District. After further discussion of the matter, it was moved by Director Angulo, seconded by Director Peckham, and unanimously carried that there be passed and adopted the Order attached hereto as **Exhibit C** selecting and naming Central Bank as a depository for the District.

## **TAX ASSESSOR-COLLECTOR'S REPORT**

Mr. Spencer presented to and reviewed with the Board a written Tax Collector's Report regarding tax collections within the District for the month ended June 30, 2021, including a list of bills and charges to be paid out of the District's Tax Account, a copy of which is attached hereto as **Exhibit D**. Following discussion, Director Angulo moved that the Tax Collector's Report and the disbursements reflected therein be approved. The motion was seconded by Director Peckham and unanimously carried.

## **DELINQUENT TAX COLLECTIONS REPORT**

Mr. Ringold advised that a Delinquent Tax report was not received this month from the District's delinquent tax attorney, Perdue, Brandon, Fielder, Collins, & Mott, L.L.P. ("Perdue").

## **OPERATIONS REPORT**

Mr. Arrant presented to and reviewed with the Board a written Operations Report for the month of May 2021, a copy of which is attached hereto as **Exhibit E**.

Mr. Arrant requested that Municipal Operations be given authorization to write off three (3) accounts totaling \$196.63 as uncollectible. After discussion on the matter, Director Angulo moved that Municipal Operations be authorized to write off the accounts totaling \$196.63, as described on the uncollectible account list attached to the Operations Report. Director Peckham seconded said motion, which unanimously carried.

Mr. Arrant advised the Board that the PowerSecure monitoring team noticed an issue with the District's voltage regulator located on the District's generator and dispatched a service crew to investigate same. Upon investigation, the PowerSecure service crew determined that the voltage regulator requires replacement and provided Municipal Operations with a quote for said replacement in the amount of roughly \$3,700.00. Mr. Arrant advised that Municipal Operations proceeded with authorizing PowerSecure to replace the voltage regulator due to the critical nature of the repair, as hurricane season is approaching. He further advised that PowerSecure provided Municipal Operations with a repair date of July 14, 2021. No action was required of the Board in connection with this matter.

## **DISCUSSION REGARDING GENERATOR PERFORMANCE DURING WINTER STORM URI**

In connection with the performance of the District's generator at its Water Plant during Winter Storm Uri (the "Storm"), Mr. Ringold reminded the Board that Mr. Gaspard and Mr. Elder of Acclaim Energy Advisors previously advised the Board that the District should expect to receive the revenue owed to it within approximately forty-five (45) days following the District's June 10, 2021 Board meeting. Mr. Ringold advised that he has not received an update from Acclaim relative to same, as the forty-five (45) day period has not yet expired. He requested that the Board defer discussion of the performance of the District's generator until the Board's next meeting.

## **ENGINEER'S REPORT**

Mr. Johnson presented to and reviewed with the Board a written Engineer's Report dated July 8, 2021, concerning engineering projects within the District, a copy of which is attached hereto as **Exhibit F**.

In connection with utility commitment requests and site plan reviews, Mr. Johnson advised the Board that IDS completed the review of construction plans for the Mama Lycha

Foods distribution facility expansion and issued a no objection letter relative to same. He further advised that final plan approval from Harris County for the expansion is still pending.

**DEVELOPER REPORT**

The Board deferred discussion of the Developer Report, as no developer was present at the meeting.

**ATTORNEY'S REPORT**

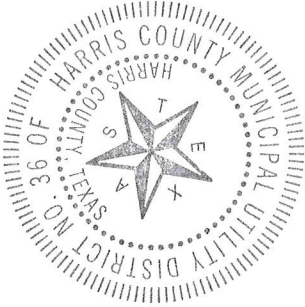
The Board considered the attorney's report. In connection therewith, Mr. Ringold presented to and reviewed with the Board SPH's Legislative Summary of the 87<sup>th</sup> Regular Session of the Texas Legislature, a copy of which is attached hereto as **Exhibit G**.

**FUTURE AGENDA ITEMS**

The Board did not request any items be placed on future agendas other than regular and on-going items.

**ADJOURNMENT**

There being no further business to come before the Board, upon motion made by Director Angulo, seconded by Director Peckham and unanimously carried, the meeting adjourned.



  
Secretary, Board of Directors

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 36,  
OF HARRIS COUNTY, TEXAS

LIST OF ATTACHMENTS TO MINUTES

- Exhibit A - Bookkeeper's Report
- Exhibit B - Memorandum regarding Change in Depository to Central Bank
- Exhibit C - Order Selecting Depository
- Exhibit D - Tax Assessor-Collector's Report
- Exhibit E - Operations Report
- Exhibit F - Engineer's Report
- Exhibit G - Legislative Summary of the 87<sup>th</sup> Regular Session of the Texas Legislature

595844.1