

**MINUTES OF REGULAR MEETING
OF
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 43
OF HARRIS COUNTY, TEXAS**

January 9, 2024

The Board of Directors of Harris County Municipal Utility District No. 43 of Harris County, Texas, met in regular session open to the public, on January 9, 2024, at 7:00 P.M., at the Birnamwood Clubhouse, 23803 Birnamwood Boulevard, Spring, Texas, a regular meeting place of the District. The roll was taken of the duly constituted officers and members of the Board to wit:

Matt Fagerburg	President
Kathleen Harrison	Vice President / Investment Officer
Connie Magee	Secretary
Patti Yazell	Assistant Secretary
Bob Frost	Director

The meeting was brought to order at 7:06 p.m. by Director Harrison with all directors present except Director Fagerburg who joined the meeting later.

CALL THE MEETING TO ORDER

Also, present were Benjamin Mellado with EHRA, Steve Reifel with TNG Utility, Steve Haskins of Protocol Bookkeeping, Deputy Flores and Sergeant Esparza with the Precinct 4 Constables Office, Teresa Wilhite a resident at 4610 Quailgate Drive, and Dean Walker a resident at 4611 Quailgate Drive.

HEAR COMMENTS FROM DISTRICT RESIDENTS

Resident Teresa Wilhite of 4610 Quailgate addressed the board with concerns about particles floating in the water from her shower and a “sink hole” that is developing near the meter on her property. After discussion, it was determined that Mr. Reifel of TNG will go out and check the address.

Resident Dean Walker arrived late, but addressed the board at the end of the meeting wanting to confirm all residents are charged at the same tax rate, which the board confirmed.

HEAR CONSTABLE’S SECURITY REPORT

Sergeant Esparza reviewed the security report for December.

REVIEW REPORTS OF THE BOOKKEEPER, TAX ASSESSOR/COLLECTOR, AND DELINQUENT TAX ATTORNEY, AND AUTHORIZE ANY NECESSARY ACTION.

Mr. Haskin reviewed the financial report ending December 31, 2023, and presented bills for payment.

Director Yazell made a motion to approve the bookkeeper’s report and the payment of bills. Director Harrison seconded the motion which was approved unanimously.

OPERATOR'S REPORT

Mr. Reifel presented the operator's report for both the wells and wastewater treatment plant for December 2023. A new internal ladder is needed in the ground storage tank due to rust. Mr. Mellado will discuss the repairs further in his report.

Mr. Reifel advised the interconnect valve between MUD 43 and MUD 82 along Cypresswood Drive was found to be open. No one knows when it was opened or for how long it had been open. TNG will check the valve regularly.

The Board discussed the new home construction on Hershfield which will be added to the MUD 43 sewer system with water being supplied by MUD 136

Door hangers for past due bills will be hung on January 11th with cut-offs on January 21st.

Director Yazell made a motion to accept the Operator's Report. Director Harrison seconded the motion which was approved unanimously.

REVIEW ENGINEER'S REPORT AND TAKE ANY NECESSARY ACTION CONCERNING ON-GOING CONSTRUCTION WITHIN THE DISTRICT

Mr. Mellado reviewed the December 2023 engineer's report. Advertising for the construction of the Operator's Building will take place within a couple of weeks. There has been no change in the Storage Development annexation.

The interior of Water Tank No.1 ground storage tank will need to be recoated. The contractor is scheduled to powerwash/sandblast then recoat and install the new interior ladder.

EHRA continues to reach out to the Developer of Cypress Landing regarding the HOA paying for one of the Constables. They are still reviewing their budget.

Director Yazell made a motion to accept the Engineer's Report. Director Harrison seconded the motion which was approved unanimously.

HEAR REPORT FROM TRESCHWIG JOINT POWERS BOARD ("TJPB") REPRESENTATIVE AND REVIEW THE MEETING MINUTES OF SEPTEMBER 2023

Director Fagerburg provided the Treschwig Joint Powers report. The Engineer reported that bacteria reduction continues to remain steady. The TCEQ has not yet provided the permit, but they continue to check on the status. The board discussed the high I&I after rainfall and the impact it has on the WWTP I&I reports from each contributing district. Mr. Fagerburg reminded Mr. Reifel of TNG that the I&I Report for MUD 43 is due next week.

The Operator reviewed the list of repairs which is approximately $\frac{3}{4}$ complete. The concrete fence at the front has failed and they are continuing to get quotes for replacement as repairing it does not seem to be an option.

NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY (“NHCRWA”) REPRESENTATIVE REPORT

Director Harrison reported on the NHCRWA meeting advising it was another long meeting. The public comments from visitors were good and the Board was called out for not listening to the comments. A homeowner was present and wanted an explanation of why they were not notified about their land being taken for a water line. The Board again discussed a possible additional rate reduction. They also discussed an option of changing the public comments to 3 minutes at the beginning of the meeting and 1 minute at the end of the meeting, no change was approved at this meeting. The Board members are concerned that enough time is not given to prepare to decide on agenda items, therefore they approved a 21 day time frame to review and discuss items before a vote.

The next NHCRWA meeting is scheduled for February 5th in person and via Zoom.

HEAR REPORT FROM YELLOWSTONE REGARDING MAINTENANCE AND UPKEEP OF DRAINAGE FACILITIES AND AUTHORIZE ANY NECESSARY REPAIRS OR IMPROVEMENTS

No report.

DIRECTOR COMMENTS

Director Harrison discussed a home on Clustergate in which the HOA hired the district's trash company to clean up the property. The HOA will be billed for the work and pay for the service.

Director Harrison also provided a couple of addresses to TNG to report to the Health Department due to fires at the residents.

Director Harrison advised the New Years Eve event for first responders at the clubhouse was successful with a few constables coming by and enjoying the food and drinks.

There being no other business to come before the Board, the meeting was adjourned at 8:06 p.m.

Secretary, Board of Directors

(SEAL)