

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

May 13, 2025

The Board of Directors of Harris County Municipal Utility District No. 43 of Harris County, Texas, met for a regular session open to the public on May 13, 2025, at 7:00 P.M., at 23803 Birnam Wood Blvd., Spring, TX 77373. 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

Also present were Michael Baker with EHRA Engineering, Chip Callegari and Daniel Minchew with TNG Utility (“TNG”), Steve Haskins with Protocol Bookkeeping, Jamey Sanders with Yellowstone Landscaping, Sgt. Crowley, Lt. Massey, and Deputy Landeros of the Precinct 4 Constables Office, and resident Vicky Gutierrez of 4530 Cannon Gate.

CALL TO ORDER.

The meeting was brought to order at 7:01 P.M. by Director Fagerburg with all Board members present to establish a quorum.

HEAR COMMENTS FROM DISTRICT RESIDENTS.

Ms. Gutierrez of 4530 Cannon Gate addressed the Board requesting a payment plan for her water bill due to a water leak. The Board agreed to waive all fees and penalties and set Ms. Guterrez on a payment plan for water usage.

HEAR CONSTABLE’S SECURITY REPORT.

Sgt Crowley reviewed the security report.

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

Mr. Haskins reviewed the bookkeeper’s report. He said he will not be in attendance at the May 22nd meeting at HAK offices. Director Magee questioned the \$37,000 water tap expense on the year-to-date report. Mr. Haskins and Mr. Callegari will research the expense, since all water taps have been installed for several months.

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

OPERATOR'S REPORT.

Mr. Minchew of TNG reviewed the operator's report for both water wells and the wastewater treatment plant dated May 13, 2025. The wastewater treatment plant is running at 50% of capacity with no excursions. Door hangers for delinquent bills will be placed May 21st with cutoffs scheduled for May 27th, 2025.

Mr. Minchew and Mr. Callegari provided the Board with a copy of the 2024 Annual Drinking Water Quality Report which is a required publication. Some questions were raised by the Board regarding the dates outlined in the report. Mr. Callegari will research and respond to the questions. The Board will review the report with their attorney at the next Board meeting.

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

DISCUSS DROUGHT CONTINGENCY PLAN.

Director Harrison asked for this item to be added to the agenda to ensure that the district's drought contingency plan was current. Mr. Callegari of TNG will supply the Board with a copy of the plan.

REVIEW EMERGENCY PREPAREDNESS PLAN.

The Board discussed the historical Emergency Preparedness Plan, which included having fuel and/or a backup generator on-site during hurricane season, then selling back the unused fuel afterward. Mr. Callegari will obtain quotes for the fuel and research the current system in place and the anticipated "run time".

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

Mr. Baker of EHRA reviewed the May 2025 Engineer's Report. An on-site meeting with the consultants and construction company for the operator's building will take place on May 20th.

EHRA added the catwalk around the clarifier to the Capital Outlay (CIP). The timing will be determined after the sanitary sewer system infiltration issue is resolved.

Regarding the sanitary sewer infiltration report and plan, EHRA has been in contact with the Joint Powers engineer and is working together to identify the potential areas of immediate concern. EHRA has started designing a televising plan for the sanitary sewer.

Director Yazell made a motion to approve the Engineer's Report. Director Magee seconded the motion, which was approved unanimously.

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

Director Fagerburg reviewed the minutes from the recent Board meeting. Regarding the Inflow and Infiltration Study (I&I), the Board has set a deadline for all districts to submit a five (5) year action plan within 90 days to address and correct their district's problem areas.

The insurance for the plant was renewed with an increase in insurable value. A new weir was installed in Clarifier No. 1, but it appears to be installed too high and will need to be inspected to determine its accuracy.

The average flows at the plant during the month were at 52% of capacity, and there were no 2-hour peak flow excursions.

A 14" abandoned line has been identified near a sinkhole between the office and the lift station. This line appears to be from the original plant, and the operator will monitor the line to see if there is a breach.

The next meeting will be on June 4th.

NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY ("NHCRWA") REPRESENTATIVE REPORT

Director Magee reported on the NHCRWA meeting. Mr. Holman's district is in the conversion process, and he had good things to say about the project manager and contractors.

The financial audit was completed, and all looked good.

There was a discussion about a contractor whose agreement stated all invoices will be submitted within a certain time frame and he submitted two invoices more than 60 days late. The Board discussed the matter and held a vote to determine if the invoices should be paid. The Board agreed to pay the invoices for the work done with a vote of 4 – 1.

The next meeting is scheduled for June 2nd, 2025.

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

Ms. Sanders from Yellowstone advised the Board that they are now in the contract every week. Weed killer is being put down on the walkways and regular maintenance of all areas is done weekly.

Director Magee asked her to check on the Clipper Hill Park drainage and see if there are any alternatives available to keep the dirt and rock from flowing onto the sidewalk and street.

DISCUSS AND CONSIDER TAKING ACTION RELATED TO THE INSTALLATION OF "NO TRUCK PARKING" SIGNS, "NO OVERNIGHT PARKING OF COMMERCIAL VEHICLES" SIGNS, AND SIMILAR SIGNS IN THE DISTRICT.

Director Magee suggested the Board ask our attorney to reach out to the Cypresswood Landing Board and get their agreement to the survey. Ask Director Harrison to get the Birnam Wood III CIA to also agree to the survey, and then have Touchstone send text messages to residents asking them to sign the petition for the signs.

DIRECTOR COMMENTS

Director Harrison advised she had Touchstone update the district website with the new TNG contact information.

Director Harrison advised there is a resident on the Next Door app complaining about a high-water bill and not getting on a payment plan. She suggests he attend the downtown meeting next week.

Director Magee advised the Water Smart sign on the back of the stop sign at Birnamwood Blvd and Chester Gate needs replacement due to fading.

Director Fagerburg said that he would be attending the AWBD conference.

With no other business to come before the Board, the meeting was adjourned at 8:39 p.m.

Secretary, Board of Directors

(SEAL)