

**MINUTES OF SPECIAL MEETING  
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 23  
DECEMBER 19, 2019**

STATE OF TEXAS           §  
  §  
COUNTY OF HARRIS       §

The Board of Directors of Harris County Municipal Utility District No. 23 of Harris County, Texas, met in special session, open to the public, beginning at 2:00 P.M. at the regular meeting place inside the District on the 19<sup>th</sup> day of December, 2019, and the roll was called of the duly constituted officers and members of the Board, to-wit:

Oscar Dominguez	President
Jeffrey Blackwell	Vice President
Jim Haney	Secretary
Christy Shepard	Treasurer
Will Ross	Assistant Secretary/Treasurer

and all of said directors were present, excepting Director Blackwell, thus constituting a quorum. Arriving after the start of the meeting was Director Blackwell.

Persons also present included:

Doug Jeffrey, Jimmy Beauche and Katy Hargrove of TNG Utility Corp;  
John Sherrington, P.E. of Sherrington-Humble, LLC; and  
Michael A. Cole of Michael A. Cole, P.C.

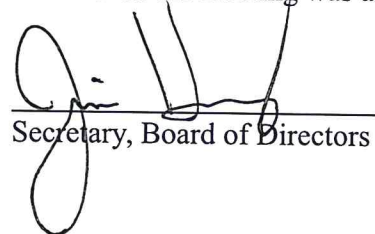
**PROPOSED AGREED ORDER AND SUPPLEMENTAL ENVIRONMENTAL PROJECT**

Those present discussed how best to proceed on the subject Proposed Agreed Order from the TCEQ. It was noted that the violations experienced by the operator and District were occasioned by insufficient time for the new package plant to grow or increase the healthy “bug levels” and as a consequence there was an insufficiency of detention times, aeration functionality and “healthy bug levels”, which in turn led to violations for the quality of effluent being produced by the plant. The Engineer stated that he was not fully happy with the package plant operations though he thought it had adequate capacity. He concluded it did not provide enough time to “balance the plant” and grow an adequacy of healthy bugs. At the conclusion of lengthy discussions the Board agreed that the District should apply for a supplemental environmental project, namely the plant rehabilitation as the project that would address the very causes for the violations, and for the application to be completed by Ms. Hargrove working with Mr. Sherrington and to submit same to the TCEQ with a request for a revised Order incorporating the SEP, which project would be paid for by the District in lieu of or as the penalty which would otherwise have been separately charged to the District. The Board also agreed that District 220 would not bear any of this added expense since it was not a part of the operational decision making process and that any of these additional charges be omitted from any billings to that District. The intention being not to bill District 220 for anything related to administrative proceedings for plant discharge violations associated with or incident to the

rehabilitation of the plant, unless they were a part of the rehabilitation project. It was also agreed that the attorney should write a letter to Ms. Hobson conveying to her exactly what it is that the District is doing and to do so well within the 30 day response period allowed. The Attorney indicated he would complete the letter probably before the week was out. **A motion to this effect was made by Director Shepard, seconded by Director Blackwell and carried unanimously.** It was further explained that the SEP process would be included in the Order which will have a time line of about 130 days from when the application is received back by the TCEQ which should be about April of 2020, and the SEP will need to be completed within 4 months from the date for which the revised order is received. It having been established that Ms. Hargrove had previously been a person responsible for processing SEPs at the TCEQ, the Board particularly thanked Ms. Hargrove for her input.

There being no other business to come before the Board the meeting was adjourned.

(SEAL)



Secretary, Board of Directors