

**MINUTES OF REGULAR MEETING
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 23
APRIL 13, 2023**

**STATE OF TEXAS §
 §
COUNTY OF HARRIS §**

The Board of Directors of Harris County Municipal Utility District No. 23 of Harris County, Texas, met in regular session, open to the public, beginning at 6:30 P.M. at a regular meeting place inside the District on the 13th day of April, 2023, and the roll was called of the duly constituted officers and members of the Board, to-wit:

Christy Shepard	President
William E. Ross	Vice President
Oscar Dominguez	Secretary
Jeff Blackwell	Treasurer
Jim Haney	Assistant Secretary/Treasurer

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

Persons also present included:

Sean Humble of Sherrington-Humble, LLC;
Debbie Bessire of ETI Bookkeeping and Equi-Tax Inc.;
Claudine Pacioni of TNG Utility Corp;
Daniel Hayden, Engineer for District 220 and Pete Pederson, Director of District 220;
Wally Byers and Jeanelle Walker of Courtyard Glen;
Earnesto Quintanila;
David Selesky of GFL Environmental Inc., and
Michael A. Cole of Michael A. Cole, P.C.

COMMENTS

None.

SECURITY REPORT

None.

GARBAGE SERVICES

David Selesky introduced himself to the Board and made a very brief presentation concerning his firm's tenure with the District and why his increase to \$16.59 per connection, which is more than the increase of the consumer price index, was in fact very reasonable given that he is charging even

more than that in other Districts. He explained the problems associated with servicing Districts. Director Dominguez explained that the fee increase seemed reasonable given the increases he experiences around Houston and in his own District where he resides. Director Haney explained why the District needs to have better notice about problems occurring so that he can get the word out when an anticipated change or challenge is occurring like with collections, tree limbs etc. David said he could certainly work to make for better communications. **Director Dominguez then moved that the contract be renewed at the rate of \$16.59 per connection, provided that there would be no CPI increase for at least a year and that the new rate would apply from April forward. The motion was seconded by Director Ross and carried unanimously.** Mr. Selesky then excused himself from the meeting.

SERVICE REQUEST

Ernesto Quintanila approached the Board and said that he represents a site which was formerly the site proposed for a subsidized housing or apartment site near the intersection of Warren Road and Fairbanks-North Houston Road, and that the site will need water and sewer service for the site beginning in February 2024. It was further explained that the architect, Ernesto, is working with the Engineer, Sarand, starting on the plans, and planning on a smaller lift station and would be interested in seeing if the owner who is just south of Warren Road might be amenable to having its lift station used for this project. It was explained that ideally a small lift station could be constructed for the development to be located near the intersection of Warren and Fairbanks North-Houston and inside Warren Road where it is presently serving the Race car team. **Director Ross moved that the District authorize its Engineer to work with the foregoing on this project, which motion was seconded by Director Dominguez and carried unanimously.**

Jeanelle Walker said she would present a request to raise the amount provided to the HOA at the next monthly meeting and that the Volunteer Fire Department is still not done with its firehouse.

MINUTES

Directors Dominguez and Ross moved and seconded, respectively, the approval of the March minutes which motion carried unanimously.

CONSENT AGENDA

BOOKKEEPER, INVESTMENT OFFICER, AND TAX-ASSESSOR COLLECTOR REPORTS

The reports were presented. The Attorney explained that the District's Bonds which were sold years ago at a low interest rate were now producing significant arbitrage which the federal government did not appreciate since it does not benefit the Government because these are tax exempt bonds. He further explained since the District does not have any unexpended proceeds this should not create a big problem, but that the District needs to be aware of this. He also explained that the Temporary Period actually ended a year before this past November which would require a change in the report being completed for arbitrage compliance. He said he would send out the revisions prior

to the May meeting. The bookkeeper indicated she would have a budget for the Board's consideration at the next meeting, and that it needs to be adopted at the May meeting after any required changes are made. Directors and consultants were advised to review the budget and make any suggested changes to it by the next meeting. Director Blackwell noted that there were 10 light poles reported and that each has a particular address. Collected taxes were shown to be 94.8 % complete and the out-of-District taxes are 100% complete. There being no other need for her services she was excused.

ENGINEER'S REPORT

The Engineer submitted his written report to the Board. It was noted that James Ainsworth of Dan Sherwood's Company had recently died. It was also explained that the City of Houston was not able to fulfill its obligations to the District for changing the amount of surface water it was to supply the District, even though its refusal to do so placed it in violation of its agreement with the District. It was explained that this is not altogether bad since it may provide some leverage to the District for getting the City of Houston to be a little more reasonable in accommodating the District. He stated that the 4-inch line repair had been completed and that a good job had been done even though the \$62,000 price tag is substantial. It was also mentioned that the District had reported to the TCEQ it was no longer using fluorides.

SECURITY REPORT

The Sheriff's Department reported there to have been no burglaries for the prior month, and overall the District is in good shape regarding its crime rates. Director Haney explained the killing of the 16 year old from Jersey Village High School earlier in the year.

UTILITY OPERATOR

Ms. Pacioni submitted her report which among other items showed that there were 1207 active connections reported for the District; that 239.425 million gallons of water was used for the prior period; and that total water usage was 9.445 million gallons. It was agreed that Water Plant No. 1 needs to be used and that Sean will work on doing this, and that 2025 is the date for the next switch to increased surface water usage. Daniel and Pete then excused themselves from the meeting.

ATTORNEY REPORT

The Attorney's report was presented.

BUILDING COORDINATOR REPORT

Director Ross submitted his report. Director Blackwell indicated his happiness with what Director Ross had done for the District and moved that he be designated as the voting member of the Board to attend the AWBD summer conference in which all the other Directors agreed.

CONSENT AGENDA

The Consent Agenda was approved on the motion and second of Directors Haney and Dominguez, respectively, and the unanimous vote of the Board.

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

(SEAL)

Secretary, Board of Directors

**COMMITMENTS FOR ACTION
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 23
MEETING OF APRIL 13, 2023**

BOOKKEEPER. No new commitments.

OPERATOR No new commitments.

ATTORNEY Revise Arbitrage Compliance Report.

ENGINEER work on details of new agreement with City of Houston.

BUILDING COORDINATOR get painting of District building done.

TAX ASSESSOR COLLECTOR no commitments