

**HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 110
MINUTES OF MEETING OF BOARD OF DIRECTORS**

MARCH 6, 2023

THE STATE OF TEXAS	§
COUNTY OF HARRIS	§
HARRIS COUNTY WATER CONTROL AND	§
IMPROVEMENT DISTRICT NO. 110	§

The Board of Directors (the “Board”) of Harris County Water Control and Improvement District No. 110 (the “District”) met in **emergency session**, open to the public, at the designated meeting place of the Board in the District on **March 6, 2023, at 9:00 a.m.**; whereupon, the roll was called of the duly constituted officers and members of the Board, to-wit:

James N. Williams	-	President
Jeannie Perkins	-	First Vice President/Asst. Secretary
Jerry A. Strickland	-	Second Vice President
Vanessa Sommer	-	Secretary
Tom Dowdy	-	Treasurer/Investment Officer

All members of the Board were present, thus constituting a quorum.

Also present at the meeting were Brian Mills, District Manager; John Davis, Keith Peters, and Norman Gutierrez of Langford Engineering, Inc. (“LEP”), Engineers for the District; Chris Zilko of EDP/Inframark, Operators for the District; and Maria Parker, Joshua J. Kahn, and Deidra Daniels (paralegal) of Sanford Kuhl Hagan Kugle Parker Kahn LLP (“SK Law”), Attorneys for the District.

The meeting was called to order and the following business was conducted.

HEAR FROM THE PUBLIC

The Board noted that no public wished to address the Board.

WASTEWATER TREATMENT PLANT

The Board recognized Mr. Davis, who provided an update on the cleanup and repairs at the Wastewater Treatment Plant (“WWTP”), noting that things are improving, but samples will not yet meet the permit requirements, and there is still much work to be done. Mr. Davis noted that there are a number of items that are still inoperable and need to be repaired/replaced. Mr. Davis estimated that it will take at least another week to get the plant operational and in a condition that meets the permit requirements. Mr. Peters outlined repairs that are in progress.

The Board discussed probable violations, and the number of violations the District may receive.

Mr. Peters noted that EDP/Inframark personnel are not assisting with cleaning/repairs; and that he and Mr. Davis removed the rags from the clarifier and repaired the blower. Mr. Davis noted that Mr. Peters is a Class B Operator, who formally worked at the District’s WWTP.

Ms. Parker inquired about labor and cost to have WWTP brought into compliance and engaging someone to oversee EDP/Inframark’s work.

Mr. Zilko pledged that EDP/Inframark will work with LEI and others to get the WWTP operational.

Director Strickland requested that EDP/Inframark provide an organizational/supervisory chart so that the District will know who is working on the WWTP issues. Mr. Zilko advised that the EDP person who operated the WWTP retired in December and that new personnel may have contributed to WWTP problems.

Ms. Parker inquired about next steps and an estimated cost to make the WWTP operational and permit compliant.

Upon motion by Director Dowdy, seconded by Director Strickland, and after full discussion, the Board voted unanimously to authorize John Davis and LEI, in coordination with EDP/Inframark, to ensure that all necessary repairs are made to get the plant fully operational and compliant, including, but not limited to, authorizing Elite Pumps and NTS to make necessary repairs and authorizing Mr. Peters' presence at the plant on a daily basis to oversee the repairs.

Mr. Davis noted that all repairs need to be documented and recommended that a log be kept of everyone who enters/leaves the plant and the purpose of their presence at the WWTP. Mr. Davis advised that some repairs could be completed this week, and some will take several weeks to complete.

Director Williams asked Mr. Zilko if the EDP/Inframark personnel assigned to operate the plant knew that the issues needed to be reported and addressed. Ms. Parker noted that the District had paid for semi-annual maintenance in February. Mr. Zilko stated that semi-annual maintenance only included lubrication, oil changes, etc. and that the current issues would not be a part of the semi-annual maintenance. The Directors noted that the EDP/Inframark personnel were not properly operating the plant.

Director Sommer inquired about the process going forward and what is going to be done to ensure that these issues do not reoccur, and who is accountable for the WWTP compliance. Director Strickland suggested that the District consider a quality control inspection by a third party on a regular basis, with a report to the District's Engineer, Attorney, and Operator. Director Dowdy inquired if it would create any issues with EDP/Inframark. Mr. Zilko thought it would be appropriate, given the current issues, to have a third-party inspector. Mr. Zilko would like to receive the Report so that he can ensure repairs are completed.

After motion by Director Perkins, seconded by Director Sommer, and after full discussion, the Board voted unanimously to authorize a third-party inspection of District facilities (WWTP, Water Plants, Lift Stations, etc.) on a daily basis, for three weeks, and thereafter bi-weekly, with the reports being provided to the District's Engineer, Operator, and Attorney, with the District's Attorney provided copies to the Board.

[SIGNATURE PAGE FOLLOWS]

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, the meeting was adjourned.

APPROVED THIS _____.

Secretary, Board of Directors