# MINUTES OF MEETING OF THE BOARD OF DIRECTORS

MAY 22, 2018

STATE OF TEXAS	§
	§
COUNTY OF HARRIS	§
	§
NORTHWEST HARRIS COUNTY	§
MUNICIPAL UTILITY DISTRICT NO. 28	§

The Board of Directors (the "Board") of Northwest Harris County Municipal Utility District No. 28 (the "District"), noticed a regular session, open to the public, to be held at 6:30 p.m., on Tuesday, May 22, 2018, at 20811 Normandy Forest Drive, Spring, Texas 77388, a designated meeting place located inside the boundaries of the District. Whereupon, at 6:30 p.m., the roll was called of the members of the Board, to-wit:

E. Dwight Osteen, II - President
Thomas Pratt - Vice President
Richard C. Doll - Secretary

Denean A. Bennett - Assistant Secretary
Troy Zuckero - Assistant Secretary

All members of the Board were present except Director Zuckero, thus constituting a quorum. Copies of the notices are attached hereto.

Also present at the meeting were Vicki Busboom, Bookkeeper for the District; Austen Beck of Bleyl & Associates ("Bleyl"), Engineers for the District; David Ferrier of Equi-Tax,Inc, ("Equi-Tax"), Tax Assessor for the District; Robb Clark of Hays Utility ("Hays"), Operators for the District; and Ryan E. LaRue of Sanford Kuhl Hagan Kugle Parker Kahn LLP ("SK Law"), Attorneys for the District.

## **HEAR FROM PUBLIC**

The Board noted that no public was present.

## **WEBSITE REPORT**

The Board recognized Director Osteen, who presented the Website Report for the period April 15 – May 14, 2018.

The Board noted that no action was necessary in connection with the Website Report. A copy of the Report is on file in the official records of the District.

#### CONSTABLE'S REPORT

No Report was offered.

#### **ENGINEER'S REPORT**

The Board recognized Mr. Beck, who presented to and reviewed with the Board the Engineer's Report, a copy of which is on file in the official records of the District.

Mr. Beck also discussed with the Board the \$66,900 payment made by Terpstra & Associates to the District, in December 2004, to purchase 30 water connections to serve 5.5610 acres of land on Spring Cypress road at Falvel Road. Mr. Beck also noted that construction on the Wall Project will begin July 1 2018.

Upon motion by Director Pratt, seconded by Director Doll, and after full discussion, the Board voted unanimously (1) to approve the Engineer's Report, as submitted, and (2) to authorize Application for Feasibility Study up to \$5,000, subject to finalization by the District's Attorneys.

## TAX ASSESSOR-COLLECTOR'S REPORT

The Board recognized Mr. Ferrier, who presented to and reviewed with the Board the Tax Assessor-Collector's Report for April 2018, a copy of which is on file in the official records of the District.

Upon motion by Director Bennett, seconded by Director Pratt, and after full discussion, the Board voted unanimously to approve the Tax Assessor-Collector's Report.

#### **BOOKKEEPER'S REPORT**

The Board recognized Ms. Busboom, who submitted to and reviewed with the Board the Bookkeeper's Report, invoices submitted for payment, and the Investment Report, copies of which are on file in the official records of the District.

Upon motion by Director Pratt, seconded by Director Bennett, and after full discussion, the Board voted unanimously to (1) approve the Bookkeeper's Report; (2) approve payment of invoices; and (3) approve the Investment Report.

#### **OPERATOR'S REPORT**

The Board recognized Mr. Clark, who submitted to and reviewed with the Board the Operator's Report, a copy of which is on file in the official records of the District.

Upon motion by Director Doll, seconded by Director Pratt, and after full discussion, the Board voted unanimously to approve the Operator's Report.

# **CONSUMER CONFIDENCE REPORT**

The Board recognized Mr. Clark, who submitted to and reviewed with the board the Annual Consumer Confidence Report, noting that the District had no violations.

Upon motion by Director Pratt, seconded by Director Doll, and after full discussion, the Board voted unanimously to approve the Annual Consumer Confidence Report.

#### SECURITY COMMITTEE'S REPORT

No report was provided.

#### CAPITAL IMPROVEMENT COMMITTEE'S REPORT

The Board recognized Directors Osteen and Doll, who presented updated the Board on the status of the Capital Improvement Committee's actions.

The Board noted that no further action was necessary in connection with the Committee's Report.

#### APPROVAL OF MINUTES

The proposed Minutes of the meeting of the Board held April 24,2018, previously distributed to the Board, were presented for consideration and approval.

Upon motion by Director Pratt, seconded by Director Doll, and after full discussion, Directors Osteen, Pratt, and Doll voted to approve the Minutes of the meeting of the Board held April 24, 2018; Director Bennett abstained. The Minutes were approved, as submitted.

## NORMANDY FORREST CLUBHOUSE FEE

The Board recognized Director Osteen, who noted that Normandy Forest HOA had withdrawn its request for the District to pay a clubhouse usage fee.

The Board noted that no action was necessary.

## **ATTORNEY'S REPORT**

#### **District Insurance**

The Board recognized Mr. LaRue, who presented to and reviewed with the Board the proposed renewal of the District's insurance, noting that the current policies expire on June 1, 2018. Mr. LaRue also noted that that the annual premium for the proposed renewal decreased \$94 from the 2017 premium.

Upon motion by Director Pratt, seconded by Director Doll, and after full discussion, the Board voted unanimously to approve the renewal of the District's insurance, as presented.

#### **Emergency Preparedness Plan**

The Board recognized Mr. LaRue, who noted that the District is required to review and update the Emergency Preparedness Plan (EPP) on an annual basis.

Upon motion by Director Doll seconded by Director Pratt and after full discussion, the Board unanimously voted to approve the Order Evidencing Annual Review of the Emergency Preparedness Plan.

# Resolution Providing for Annual Review of Identity Theft Prevention Program

Mr. LaRue next presented to the Board for approval a Resolution (the "ID Theft Resolution") Providing for Annual Review of Identity Theft Prevention Program (the "Program"). In connection therewith, Mr. Clark noted that Hays had reviewed the Program, and indicated that, over the previous year, no significant red flag events had occurred. Moreover, Mr. Clark advised that he recommends no changes to the Program at this time. Mr. LaRue informed the Board that Mr. Clark has provided a certificate to that effect.

Upon motion by Director Pratt, seconded by Director Bennett, and after full discussion, the Board voted unanimously to approve the ID Theft Resolution.

# **Unclaimed Property Report**

This item was deferred.

# **ADJOURNMENT**

There being no further business to come before the Board, upon motion made, seconded, and approved unanimously, the meeting was adjourned.

PASSED, APPROVED, AND ADOPTED, this 26th day of June, 2018.

(SEAL

Secretary, Board of Directors

# AGENDA NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 28

Notice is hereby given that, pursuant to V.T.C.A. Government Code, Chapter 551, the Board of Directors of Northwest Harris County Municipal Utility District No. 28 will meet in regular session, open to the public, at 6:30 p.m., on Tuesday, May 22, 2018, at Normandy Forest Clubhouse, 20811 Normandy Forest Drive, Spring, Harris County, Texas 77388, at which meeting the following items will be considered and acted on:

- 1. Hear from Public (each speaker limited to 3 minutes);
- Hear Website Report and take any action thereon, including: (5 minutes)
  - (a) discuss and take action on "Contact Us" questions/comments/concerns;
- 3. Hear Constable's Report and take any action thereon, including: (10 minutes)
- 4. Hear Engineer's Report and take any action thereon: (20 minutes)
- 5. Hear Tax Assessor/Collector's Report, and take any action thereon, including: (10 minutes)
  - (a) consider approving payment of tax bills;
  - (b) consider candidates for write-off from delinquent tax roll;
- 6. Hear Bookkeeper's Report and take any action thereon, including: (10 minutes)
  - (a) consider approving payment of bills;
  - (b) consider approving Investment Report;
  - (c) review Klein ISD balances for repair escrow and water/sewer usage; and
- Hear Operator's Report, and take any action thereon, including: (10 minutes)
  - (a) consider authorizing repairs to District facilities;
  - (b) consider authorizing maintenance to District facilities;
  - (c) consider approving termination of service to delinquent accounts;
- 8. Consider approving Annual Consumer Confidence Report;
- 9. Hear Security Committee's Report and take any action thereon; (10 minutes)
- 10. Hear Capital Improvement Committee's Report and take any action thereon; (10 minutes)
- 11. Consider approving Minutes of meeting held April 24, 2018;
- 12. Consider authorizing payment of cleaning fee for Normandy Forest Clubhouse;
- 13. Hear Attorney's Report and take any action thereon; including:
  - (a) consider renewal of District insurance;
  - (b) consider Resolution Evidencing Annual Review of Emergency Preparedness Plan;
  - (c) consider Resolution Evidencing Annual Review of Identity Theft Prevention Policy; and
  - (d) consider Unclaimed Property Report.

Pursuant to V.T.C.A. Government Code §551, the Board of Directors may convene in closed session in relation to any agenda item included in this Notice with such closed session to be held at the date, hour, and place given in this Notice concerning any and all subjects for any and all purposes permitted by V.T.C.A Government Code Chapter 551, including but not limited to, private consultation with the District's Attorneys on any or all matters or subjects authorized by law, pending or contemplated litigation, personnel matters, real estate transactions, security devices, economic development negotiations and/or gifts and donations.

EXECUTED the 22nd day of May, 2018.

NORTHWEST HARRIS COUNTY MUNICIPAL

UTILITY DISTRICT NO. 28

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Ryan LaRue

Sanford Kuhl Hagan Kugle Parker Kahn, LLP

Attorneys for the District





# AGENDA

1313225 PERSONAL 05/17/2018 \$9,00 MPR - NOTICE MTG

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  - discuss and take action on "Contact Us" questions/comments/concerns;
- Hear Constable's Report and take any action thereon, including: (10 minutes) 3.
- Hear Engineer's Report and take any action thereon: (20 minutes) 4.
- Hear Tax Assessor/Collector's Report, and take any action thereon, including: (10 minutes) 5.
  - consider approving payment of tax bills; (a)
  - consider candidates for write-off from delinquent tax roll; (b)
- 6. Hear Bookkeeper's Report and take any action thereon, including: (10 minutes)
  - (a) consider approving payment of bills;
  - (b) consider approving Investment Report;
  - review Klein ISD balances for repair escrow and water/sewer usage; and (c)
- Hear Operator's Report, and take any action thereon, including: (10 minutes) 7.
  - consider authorizing repairs to District facilities; (a)
  - (b) consider authorizing maintenance to District facilities;
  - consider approving termination of service to delinquent accounts; (c)
- Consider approving Annual Consumer Confidence Report; 8.
- Hear Security Committee's Report and take any action thereon; (10 minutes) 9.
- Hear Capital Improvement Committee's Report and take any action thereon; (10 minutes) 10.
- 11. Consider approving Minutes of meeting held April 24, 2018;
- Consider authorizing payment of cleaning fee for Normandy Forest Clubhouse; 12.
- Hear Attorney's Report and take any action thereon; including: 13.
  - consider renewal of District insurance; (a)
  - consider Resolution Evidencing Annual Review of Emergency Preparedness Plan; (b)
  - consider Resolution Evidencing Annual Review of Identity Theft Prevention Policy; and (c)
  - (d) consider Unclaimed Property Report.

Pursuant to V.T.C.A. Government Code §551, the Board of Directors may convene in closed session in relation to any agenda item included in this Notice with such closed session to be held at the date, hour, and place given in this Notice concerning any and all subjects for any and all purposes permitted by V.T.C.A Government Code Chapter 551, including but not limited to, private consultation with the District's Attorneys on any or all matters or subjects authorized by law, pending or contemplated litigation, personnel matters, real estate transactions, security devices, economic development negotiations and/or gifts and donations.

EXECUTED the 22nd day of May, 2018.

NORTHWEST HARRIS COUNTY MUNICIPAL

UTILITY DISTRICT NO.

Man LaRue

Sanford Kuhl Hagan Kugle Parker Kahr, LL

Attorneys for the District

# CERTIFICATE OF POSTING OF NOTICE OF MEETING

THE STATE OF TEXAS	§
HARRIS COUNTY	§
NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 28	§
1. Paxton Plante, the undersigned, hereby state that I posted the Notice of Meeting of the Board of Directors of Northwest Harris County Municipal Utility District at	location day of
V	

# CERTIFICATE OF POSTING OF NOTICE OF MEETING

THE STATE OF TEXAS	§
COUNTY OF HARRIS	§
NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 28	§
I, <u>July Marcantel</u> , the undersigned, hereby state that I post attached Notice of Meeting of the Board of Directors of Northwest Harris County Mu	
Utility District No. 28 in the administrative office at Sanford Kuhl Hagan Kugle Parker	Kahn,
LLP., 1980 Post Oak Boulevard, Suite 1380, Houston, Texas 77056 at 1537	m., on
Which time is more than 72 hours before the meet	ing.
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