

MINUTES OF MEETING  
OF THE  
BOARD OF DIRECTORS

JUNE 26, 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, June 26, 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; Sgt. Hodges and Deputy McCutcheon with Harris County Precinct 4; Ryan E. LaRue of Sanford Kuhl Hagan Kugle Parker Kahn LLP ("SK Law"), Attorneys for the District; Michael Baldwin of Provident Engineers, Inc., Engineer for Zac Development; Daniel Akeroyd with the office of State Representative Valoree Swanson; Renesia Fontenot, and Allen Fontenot.

## **HEAR FROM PUBLIC**

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

## **WEBSITE REPORT**

The Board recognized Director Bennett, who presented the Website Report for the period May 15 – June 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**

The Board recognized Deputy McCutcheon, who updated the Board on calls/complaints originating in the District. Director Doll expressed concern that the Constables at Precinct 4 were not adhering to the contract with the District. Director Doll requested an explanation of patrols from 6 a.m. to 2 p.m. on Saturday and Sunday, and from 2 p.m. to 10 p.m. on Monday, Tuesday, and Wednesday.

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

## **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 updated the Board on the status of the wall construction project and requested ratification of the Wall Committee's approval of Change Order No. 1, which eliminated the anti-graffiti staining requirement, and reduced the contract amount by \$136,920.00. Mr. Beck also discussed utility availability for the 5.56 acres tract (the "Tract") of land on Spring-Cypress at Falvel. Mr. Baldwin addressed the Board regarding the Tract's development.

Upon motion by Director Bennett, seconded by Director Doll, and after full discussion, the Board voted unanimously (1) to approve the Engineer's Report, as submitted, and (2) to ratify the Wall Committee's approval of Change Order No. 1, which eliminated the anti-graffiti staining requirement, and reduced the contract amount by \$136,920.00.

### **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 May 2018, a copy of which is 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 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 Bennett, seconded by Director Pratt, 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 Pratt, seconded by Director Bennett, and after full discussion, the Board voted unanimously to approve the Operator's Report.

### **SECURITY COMMITTEE'S REPORT**

The Board recognized Director Pratt, who advised that the final two (2) systems are configured and ready to be installed. Discussion was had regarding the delay in completing the project.

Upon motion by Director Doll, seconded by Director Bennett, and after full discussion, the Board voted unanimously to terminate the contract for the security cameras if the installation is not complete by the July 2018 Board meeting.

### **CAPITAL IMPROVEMENT COMMITTEE'S REPORT**

The Board recognized Director Doll, who presented updated the Board on the status of the Capital Improvement Committee's actions. Director Doll provided a status on the wall construction project, noting that construction will begin July 2, 2018. Director Doll advised that he had solicited three (3) proposals for tree trimming required to be done in connection with construction of the perimeter wall. Director Doll recommended that the Board award the tree trimming contract, in the amount of \$2,500, to V. Ortiz Tree Trimming Service. Director Doll also updated the Board on the status of the Klein ISD contract amendment.

Upon motion by Director Pratt, seconded by Director Bennett, and after full discussion, the Board voted unanimously to award the tree trimming contract, in the amount of \$2,500, to V. Ortiz Tree Service, subject to receipt from Ortiz of a Form 1295, insurance, bonds, and verification regarding the prohibition against the boycott of Israel.

#### **APPROVAL OF MINUTES**

The proposed Minutes of the meeting of the Board held May 22, 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, the Board voted unanimously to approve the Minutes of the meeting of the Board held May 22, 2018 as submitted.

#### **ATTORNEY'S REPORT**

##### **Resignation of Director Zuckero**

The Board recognized Mr. LaRue, who advised that Director Zuckero had submitted his resignation, as he will no longer own property in the District.

Upon motion by Director Pratt, seconded by Director Bennett, the Board voted unanimously to accept the resignation of Director Zuckero.

**Unclaimed Property Report**

The Board then considered approving the District's Unclaimed Property Report, presented with the Bookkeeper's Report and the Tax Assessor's Report. The Board noted that the Tax Assessor reported no unclaimed property, and the Bookkeeper reported unclaimed property in the amount of \$867.89.

Upon motion made by Director Pratt, seconded by Director Bennett, and after full discussion, the Board voted unanimously to approve the Unclaimed Property Report.

**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 24th day of July, 2018.

  
Secretary, Board of Directors

