

MINUTES  
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 71

May 31, 2016

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 71 (the "District") met in special session, open to the public, on the 31<sup>st</sup> day of May, 2016, at the District Administration Building, 21437 Clay Road, Katy, Texas, inside the boundaries of the District, and the roll was called of the members of the Board:

Katrina Thornhill	President
Pam Kerr	Vice President
Mary DuBois	Secretary
Jennifer Elms	Assistant Secretary
Phillip Smith, Jr.	Assistant Vice President

and all of the above were present.

Also present were Steve Woodring, Ginny Woodring and Scott Barr of Regional Water Corporation ("RWC"); Nick Cooke of Mike Stone Associates, Inc. ("MSA"); Rodney Heisch of Brown & Gay Engineers, Inc. ("B&G"); Matthew May of Best Trash, LLC; and Katie Carner and Jane Miller of Allen Boone Humphries Robinson LLP ("ABHR").

Director Thornhill called the meeting to order at 6:00 p.m.

EXECUTIVE SESSION PURSUANT TO SECTION 551.076, TEXAS GOVERNMENT CODE, TO DELIBERATE THE DEPLOYMENT, OR SPECIFIC OCCASIONS FOR IMPLEMENTATION OF SECURITY PERSONNEL OR DEVICES

The Board did not convene in executive session.

MINUTES

The Board considered approving the minutes of the April 25 and May 16, 2016 special meetings. Following review and discussion, Director Smith moved to approve the minutes. Director DuBois seconded the motion, which passed by a vote of 4 to 0, with Director Elms abstaining from voting.

REPORT ON PARK, LANDSCAPE AND LAKE MAINTENANCE AND REPAIR AND DEVELOPMENT OF DISTRICT LAKES, PARKS AND RECREATIONAL FACILITIES

Mr. Cooke reviewed a Park and Landscape Management Report, a copy of which is attached to these minutes, and reported on maintenance completed, including

landscape maintenance and irrigation inspection, emergency items repaired at Bundy Lake Park under \$500, and pending and scheduled repair and maintenance items at Director's Park, Bundy Lake, District detention ponds, District common areas and the administration building. Mr. Cooke also discussed resident calls received regarding splash pad hours of operation.

Mr. Cooke first discussed routine maintenance and updated the Board regarding previously approved repairs at Directors Park, and presented Proposal No. DP- 2016-12 in the amount of \$794.77 to trim all reforested trees.

Mr. Cooke next discussed routine maintenance and previously approved repairs at Bundy Lake Park, and presented Proposal No. BL-2016-09 for creation and upload of 5 seasonal light shows on a Secure Digital ("SD") card in the amount of \$517.50 and additional shows, if requested, at \$18.50 per show. Discussion ensued regarding resident response to previously installed lighting in the Bundy Lake Park parking lot. Following review and discussion, Director Kerr moved to approve Proposal No. DP-2016-12 and Proposal No. BL-2016-09. The motion was seconded by Director Thornhill and passed unanimously.

The Board next discussed the status of trails under construction at Lone Star Lake, including completion of installation of site furnishings. The Board also discussed maintenance detail for the Lone Star Lake landscaped area, including pond and trail areas, and Mr. Cooke presented a proposal from Native Land Design for complete service including mowing, trimming, edging, disease control for turf and trees, mulching, fire ant control and irrigation inspection at a cost of \$344.50 per visit or \$14,469 annually. Discussion ensued regarding ownership of parcels to be maintained and areas previously included in the District's Master Services Agreement with Storm Water Solutions, LLP. Following review and discussion, Director Smith moved to approve one service visit at \$344.50 through Native Land Design. Director Thornhill seconded the motion, which passed unanimously.

Mr. Cooke also discussed Proposal No. LS-2016-01 to remove a tree growing into a fence at Lone Star Lake, to remove a diseased tree growing into the trail area and to trim 2 trees to form in the amount of \$549.70. The Board requested MSA notify affected residents before the work commences. Upon a motion by Director Smith and a second by Director DuBois, the Board voted unanimously to approve Proposal No. LS-2016-01.

Director Smith commented that the lighting at Mirror Lake was still red and that the back fountain light is out completely. Mr. Cooke stated he would coordinate with Lake Management to have the lights replaced.

## OPERATION OF DISTRICT FACILITIES

Mr. Woodring reported that the Spring 2016 Fire Hydrant Survey is complete and said all hydrants were functional and that minor repairs totaling \$1,550 have been completed.

Mr. Woodring next discussed a call received from a District resident with a lot backing up to Bundy Lake requesting that a corroded wrought iron lot line fence be repaired/replaced. Discussion ensued regarding cost estimates for fence repair/replacement and repair history for fencing of lots that back up to Bundy Lake. Following discussion, Director Smith moved to proceed with repair of the homeowner's fence, as requested. Director Thornhill seconded the motion. Additional discussion ensued regarding repair/replacement options for the customer fence segment and the entire length of the boundary fencing. Following additional discussion, Director Smith withdrew his motion and the Board concurred to defer further discussion pending receipt of additional record information from ABHR and Brown & Gay.

The Board next considered a proposed operating contract amendment. Following review and discussion, Director Kerr moved to approve the operating contract amendment with RWC. Director Elms seconded the motion, which passed unanimously.

Mr. May and Ms. Carner discussed phone calls and emails with District resident, Sam Harrison, regarding damage to personal property, namely a lawn mower, during a recent garbage pick-up cycle and Mr. Harrison's pending request for replacement of the lawn mower. After considering the information provided by ABHR, Mr. May and Mr. Harrison, including Mr. May's offer for Best Trash to pay Mr. Harrison \$200 towards the purchase of a replacement lawn mower, Director Kerr moved to approve Mr. May's offer for Best Trash to pay Mr. Harrison \$200 towards the purchase of a replacement lawn mower. Director DuBois seconded the motion, which passed unanimously. The Board requested ABHR to notify Mr. Harrison of the decision.

## CONSUMER CONFIDENCE REPORT

Mr. Woodring requested the Board defer approval of the Consumer Confidence Report ("CCR") until the June 13, 2016 regular meeting.

## ENGINEERING MATTERS

Mr. Heisch next discussed the status of plan approval and review for the Mason Road Sanitary Sewer Extension Phase 2 project and discussed requirements for crossing a pipeline owned by Transcontinental Gas Pipeline Company, LLC ("Transco"). Ms. Carner reviewed with the Board a Consent to Use Easement Area required by Transco before construction can begin and project-specific coverage required as described in paragraph 9 of the proposed consent agreement during construction. Discussion ensued regarding requiring the developer to pay any additional premiums for additional insurance required and requiring the construction contract to include a pass through liability provision to the contractor. Following review and discussion, Director Elms moved to authorize execution of the Consent to Use Easement Area and to approve the additional insurance coverage required with an effective date of August 1, 2016. Director Thornhill seconded the motion, which passed unanimously.

Mr. Heisch reported on the status of improvements at water plant nos. 1 and 2 and a revised contractor schedule for contract completion.

## SUMMER SPLASH AND WATER SMART EVENT

The Board discussed events, vendors, exhibitors and promotional flyers for a summer community event on July 30 from 10:30 a.m. to 1:00 p.m. Following review and discussion, Director Kerr moved to set a budget of \$3,000 for the event. The motion was seconded by Director Elms and passed unanimously.

## ACTION LIST

The Board reviewed and discussed items removed and added to the Action List.

## AGENDA FOR JUNE 2016 REGULAR MEETING

The Board confirmed its regular meeting on June 13, 2016 and discussed agenda items. The Board also confirmed special meetings on June 28 and July 25, 2016.

## DIRECTORS AND DISTRICT CONSULTANT'S REPORTS ABOUT DISTRICT OPERATIONS

Ms. Carner reported that Acclaim Energy Advisors is still working with outside counsel and ABHR regarding the District's demand response program in light of a recent court ruling.

There being no additional business to consider, Director Thornhill moved to adjourn the meeting at 7:42 p.m. Director Smith seconded the motion, which passed unanimously.

  
Asst. Secretary, Board of Directors

