

MINUTES OF MEETING OF BOARD OF DIRECTORS  
May 14, 2024

THE STATE OF TEXAS  
COUNTY OF HARRIS  
NORTH GREEN MUNICIPAL UTILITY DISTRICT

The Board of Directors (the “Board”) of North Green Municipal Utility District (the “District”) convened in regular session on May 14, 2024 at 11:30 a.m. at the offices of Arete Real Estate & Development Company, 340 N Sam Houston Parkway E, Suite 140, Houston, Texas 77060, pursuant to Section 551.127, Texas Gov’t Code. A roll call was taken of the persons present:

Joe Fogarty, President  
James Shipman, Vice President  
Howard C. Chapman, Secretary  
John Cole, Assistant Secretary  
Frank Tanner, Assistant Secretary

**Persons Attending.** All members of the Board were present, except Directors Cole, thus constituting a quorum. Also attending all or parts of the meeting were Ms. Madeline Lopez of Norton Rose Fulbright US LLP (“NRF”), Paralegal for the District; Mr. Josh Rowe of Water District Management Company, Inc. (“WDMC”), Operator for the District; Mr. Jimmy Thornton of Storm Maintenance and Monitoring, Inc., Maintenance for the District; Ms. Cathi of Equi-Tax, Inc., Tax Assessor and Collector for the District; Ms. Lynda Fuqua of FdR Consulting, LLC (“FdR”), Engineer for the District; and Mr. Ryan Fortner of Revenue Management Services (“RMS”).

Pursuant to Section 551.054, Texas Gov’t Code, notice of the meeting was posted as required by law. A certificate of such posting is attached hereto as *Exhibit A*.

**Call to Order.** The President called the meeting to order. He then proceeded with the meeting business.

- 1. Public Comments.** There were no public comments.
- 2. Approve Minutes.** Consideration was given to the approval of the minutes of the regular meeting of March 12, 2024, a copy of which was previously distributed to the Board. Upon motion by Director Fogarty, seconded by Director Tanner, after full discussion and the question being put to the Board, the Board voted unanimously to approve the minutes of the regular meeting of March 12, 2024, as presented.
- 3. Security Report.** The Board reviewed the Security Report for March 2024, a copy of which is attached hereto as *Exhibit B*. Discussion ensued regarding increase for 2024-2025 law enforcement contract.

Director Chapman discussed residents’ ability to make tele-reports.

Discussion ensued regarding security camera systems.

**4. Tax Assessor and Collector's Report.** The President recognized Ms. Wilbanks, who presented to and reviewed with the Board the Tax Assessor and Collector's Report for the month of April 2024, a copy of which is attached hereto as *Exhibit C*.

Ms. Wilbanks presented one check for the Board's review and approval.

Discussion ensued regarding sales tax revenue.

Upon motion by Director Chapman, seconded by Director Shipman, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Tax Assessor and Collector's Report, and approve payment of the checks in the amounts, for the purposes, and to the persons listed therein.

**5. Revenue Management Services Report.** Mr. Fortner presented to and reviewed with the Board the Revenue Management Services ("RMS") Report, a copy of which is attached hereto as *Exhibit D*.

He reported the District has received, thus far for 2024, \$12,159.12 in sales tax revenue. He noted there is an average of 11 businesses filing each month.

Mr. Fortner reviewed a copy of the sales tax boundary map.

Discussion ensued regarding SPA and sales tax receipts. Mr. Fortner further reviewed the SPA map with the Board and City of Houston annexing vacant lands.

Upon motion by Director Chapman, seconded by Director Tanner, after full discussion and the question being put to the Board, the Board voted unanimously to approve the RMS Report.

Mr. Fortner left the meeting at this time.

**6. Approve Quarterly Investment Report, Bookkeeper's Report, and Payment of Bills.** Ms. Wilbanks presented to and reviewed with the Board the Bookkeeper's Report and the Quarterly Investment Report, the Profit & Loss Budget vs. Actual, and the 2023 Energy Usage Report, copies of which are attached hereto as *Exhibit E*.

Ms. Wilbanks presented 35 checks for Board approval. She also presented 15 future checks.

Ms. Wilbanks then reviewed with the Board the Investment Report and the budget for fiscal year ending 2024.

Director Fogarty requested to discuss possibly adjusting water and sewer rates at the next Board meeting.

Discussion ensued regarding anticipated maintenance and repair items. Director Tanner discussed possibly amending budget to consider the anticipated maintenance and repair items.

Ms. Wilbanks reported on the 2024 Fiscal Year Groundwater Pumpage Usage Report and Energy Usage Report. Discussion ensued regarding Energy Usage Report.

Upon motion by Director Chapman, seconded by Director Tanner, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Bookkeeper's Report and Investment Report, and authorize payment of the checks listed in the Bookkeeper's Report, each in the amounts, to the persons, and for the purposes described therein.

Ms. Wilbanks noted Ms. Jennifer Landreville will now be the Investment Officer for the District.

**7. Mowing Report.** The President recognized Mr. Thornton, who presented to and reviewed with the Board the Mowing Report, a copy of which is attached hereto as *Exhibit F*. Mr. Thornton reviewed the maintenance items for the period.

Director Fogarty requested is Mr. Thornton look into adding herbicide to the maintenance at the District facilities. Mr. Thornton proposed adding \$150 to the Storm Maintenance and Monitoring invoice, so his team can apply herbicide at the District's facilities. Upon motion by Director Tanner, seconded by Director Fogarty, after full discussion and the question being put to the Board, the Board voted unanimously to approve the \$150 increase for Storm Maintenance and Monitoring's services to include herbicide at all District facilities.

**8. Engineer's Report and take any necessary action.** The President recognized Ms. Fuqua, who presented to and reviewed with the Board the Engineer's Report, a copy of which is attached hereto as *Exhibit G*.

Ms. Fuqua reported the interconnect application with City of Houston was submitted to TCEQ on May 9, 2024.

Ms. Fuqua reported on the proposed Harvest Time Commercial Building and discussed taps and connection. Ms. Fuqua stated she will look into size of waterline.

Ms. Fuqua reported that FdR is also reviewing the draft Water Supply Contract with Harris County Utility District No. 16 ("UD 16").

Ms. Fuqua reported that well testing was completed to document the current performance of the equipment. She noted the well testing reports were included with the interconnect application.

Upon motion by Director Tanner, seconded by Director Shipman, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Engineer's Report.

Director Fogarty inquired if UD 16 will be paying for the engineer's fees to review plans for the interconnect. Ms. Fuqua stated she will make this comment in the draft agreement. Discussion ensued regarding also including payment of the operator's fees.

Upon motion by Director Chapman, seconded by Director Shipman, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Emergency Water Supply Contract, subject to the engineer's review and amendments.

**9. Discuss Harris County Utility District 16 Emergency Water Supply Contract and take any necessary action.** This item was discussed during the Engineer's Report.

**10. Operations Report.** Mr. Rowe presented to and reviewed with the Board the Operations Report dated May 14, 2024, a copy of which is attached hereto as *Exhibit H*. Mr. Rowe stated the District's water usage accountability was 92.34% for the month of April 2024. He also stated that all bacteriological samples came back negative. Mr. Rowe reported that the District was cited during the TCEQ inspection of service pumps 1 and 2 for leaks. He noted pump 1 was pulled and he reviewed the NTS quote for \$33,680, plus freight. Mr. Rowe stated WDM is shipping the pump to a repair center in Dallas for a second opinion. Mr. Rowe also reported on the Water Pant No. 2 power pole, stating that it needs to be replaced. He reviewed the three quotes to repair or replace the power pole. Discussion ensued. Mr. Thornton stated he will look into pricing for repair of power pole.

Mr. Rowe reviewed activity related to the District's wastewater treatment plant. He reported on the non-potable system, stating WDM needs to run pipe from system to CL2 building. He further discussed the wall issue that occurred when the CL2 chamber was pulled down, and he noted the repairs were done. Discussion ensued regarding possibly taking down plant and recoating.

Director Fogarty discussed water usage and rainfall charts.

Mr. Rowe reported on the Distribution System, stating WDM pulled new water samples and sent to the engineer for review.

He reported two accounts were on the cut-off list for the Board's consideration.

Mr. Rowe discussed Smith International's interconnect with the District, and they inquired if the District would take over their water and sewer. Discussion ensued. Director Fogarty stated he will look into this matter.

Upon motion by Director Chapman, seconded by Director Shipman, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Operations Report and terminate the delinquent account in accordance with the District's rate order.

**11. Approve Consumer Confidence Report.** Mr. Rowe presented to and reviewed with the Board the 2023 Consumer Confidence Report, a copy of which is attached hereto as *Exhibit I*. He stated that this drinking quality report is prepared annually and made available to the public. He reported that there were no issues to report.

Upon motion by Director Tanner, seconded by Director Chapman, after full discussion and the question being put to the Board, the Board voted unanimously to approve the 2023 Consumer Confidence Report.

**12. Presentation of Certificates of Election.** Ms. Lopez presented the Certificates of Election for Director Tanner and Director Cole.

**13. Qualify Directors Elected for term beginning May 2024.** Upon motion by Director Chapman, seconded by Director Shipman, after full discussion and the question being put to the Board, the Board voted unanimously to qualify Director Tanner and Director Cole for their term beginning May 2024.

**14. Election of Officers.** The Board agreed to keep the same slate of officers.

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

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The above and foregoing minutes were passed and approved by the Board of Directors on July 9, 2024.

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President, Board of Directors

ATTEST:

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Secretary, Board of Directors