

MINUTES OF MEETING
OF THE
BOARD OF DIRECTORS
February 5, 2024

THE STATE OF TEXAS

COUNTY OF HARRIS

HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT No. 92

The Board of Directors (the "Board") of Harris County Water Control and Improvement District No. 92 ("the District") met in regular session at 1911 Bellchase, Spring, Tx., its' regular meeting place inside the boundaries of the District, on February 5, 2024, at 2:00 p.m.; whereupon the roll was called by the members of the Board of Directors. To-wit:

Don H. Roberts	President
Charles R. Hart	Vice President
Sandy Summers	Secretary
Mark Krause	Investment Officer/Assistant Secretary
Richard Zagrzecki	Treasurer/Assistant Secretary

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

Also present was Mr. Robert Cowart, General Manager of the District; Mr. Jose Alamder, Foreman of the District; Mr. Jim Ferguson of Water District Management, Operator for the District; Ms. Debra Loggins of L&S District Services, LLC, Bookkeeper for the District; Sergeant Esparza of Harris County Precinct 4; Lieutenant Juan Flores of Harris County Precinct 4; Deputy Price of Harris County Precinct 4; Ms. Barbara K Rivera of 25207 Tuckahoe Ln., resident (LWT); Ms. Chris Moscalu & Mihai Moscalu of 25139 Pepper Ridge, resident; Ms. Wanda Wilcox of 25206 Firewood Ln., resident; Ms. Sharon Peterson of 25222 Firewood Ln., resident; Mr. Stephen Miller of 25114 Lynbriar Lane, resident; Mr. Carl Guevara of 25126 Tuckahoe Ln., resident; Ms. Kameron Bushue of 25518 Foxbriar, resident; and Ms. Sandra Schmidt-Toney, Recording Secretary for the District.

President Don H. Roberts called the meeting to order at 2:03 p.m.

President Roberts thanked everyone for coming and noted that this is the biggest attendance in years. President Roberts then addressed Ms. Barbara Rivera and asked her if she brought the camera footage, she said that she had of him coming into her yard. He said that the footage did not exist and that he was not there and said that the footage was a fabricated idea on her part. President Roberts said he was not there. President Roberts wanted the minutes noted that: "Ms. Rivera said she will bring the footage to the March meeting even if President Roberts is not attending the meeting. "

HEAR FROM PUBLIC

A copy of the Speaker sign-up sheet dated, February 5, 2024, is attached as Exhibit "A." Director Zagrzecki kept track of the time, 3 minutes per person. The first person called upon by President Roberts was Ms. Wanda Wilcox and she said that she would defer her time to Ms. Barbara Rivera. The Speaker was informed that she cannot defer time to anyone, and Ms. Wilcox did not want to speak.

The second Speaker called was Ms. Sharon Peterson and she did not want to speak.

The third Speaker, Mr. Steven Miller, said that he was going to defer, however, since he cannot, he wanted to say that he is here to nurture and support the pools and have a safe environment for our children. It is good to have two pools open.

The fourth Speaker was Ms. Barbara Rivera, who addressed item number six on the agenda. It is her belief that the maximum delinquent penalty is 12% not 20% on delinquent taxes. President Roberts said he would have the attorneys investigate this concern.

The fifth Speaker called upon was Mr. Carl Guevarra who agreed with what Ms. Rivera just said and thinks people should be able to give Ms. Rivera their time to speak on their behalf. President Roberts assured customer that he will have the attorney's look into this matter.

The sixth Speaker was Mr. Mihai Moscalu told the board that "they Suck," and they are being "Rude." Mr. Moscalu wanted to know why the meeting times changed. Director Zagrzecki explained that the Board thinks it is better to conduct business during regular business hours. A second warning was given to one of the attendees. Mr. Moscalu stated that everybody here (in attendance), is here to support Ms. Rivera. President Roberts said it is the responsibility of the Board to set the time and the meeting, which is at the Boards discretion.

The seventh Speaker is Ms. Chris Moscalu, asked the following questions. 1.) How many homes are in the District? 2.) Are those the boundaries of the District? & 3.) Regarding the Constable contract, how many deputies are in the District and at what percentage of time? Director Hart answered, under this contract the District has three officers, with 70-30% of time, and Director pointed out the District boundaries on the wall. The number of homes is approximately 1508. Mr. Ferguson said that there are about 1500 active connections.

The eighth Speaker was Ms. K. Bushue does not like the fact that the pools are only available for 2 months out of the year. Ms. Bushue thinks the lifeguards need to be paid more money. She thinks the District should pay lifeguards more competitive wages like Splash town, so the neighborhood pools would have lifeguards. Ms. Bushue is also concerned about the playgrounds. She said that the plastic in the playground has been burned for 22 years and she would like to have playgrounds updated and be competitive with other neighborhoods. Ms. Bushue wants to know what is going on about the water issues. She asked if or what is happening to prevent water emergencies. President Roberts responded with letting her know the Recreation Advisory Committee will take the pool hours under consideration. The playgrounds are open all the time. Director Zagrecki said that he will look at the playgrounds this week.

President Roberts recognized Ms. Rivera and she said that all the people at the meeting are there because she asked them to come to the meeting. The reason is because people are not happy with the meeting changing times and the public has a right to speak. Ms. Rivera asked Director Zagrecki not to interrupt her while she was speaking. Director Zagrecki explained that in the past it has been rare to see people at the meetings. The primary purpose of the meetings is to conduct the Districts business. It is normal to conduct business during normal business hours in the day.

President Roberts recognized Ms. Moscalu, who would like the meetings seen online. She thinks that it seems like the District, purposely or intentionally changed the meetings to be during business hours, so the residents would not be able to attend, and the public would not be able to make public comments.

CONSTABLE’S REPORT

Sargent Esparza presented the Constable’s Contract Activity Summary and Statistical report for the month of January 2024, a copy of which is attached as Exhibit “B.” Contract patrol deputies generated (reported) 267 Municipal Utility Checks for the month of January 2024.

Director Hart asked the status of Deputy Grimes. Sergeant Esparza informed the Board that Deputy Grimes was removed from the contract due to complaints. Sergeant Esparza also introduced the two other officers in attendance. Ms. Rivera asked the officers if there was, anyway, they could request patrols during certain times and was told, that she could go online and make a report about times to watch for speeders. Anyone can go online and get C4now! App.

GARBAGE REPORT

Nothing to report.

END OF PUBLIC TIME AND COMMENTS

End of public time and comments at 2:37 p.m. The remainder of the meeting is between the contractors and the Board. President Roberts asked for public to refrain from asking or making comments during that time.

President Roberts addressed the policies and procedures the District adopted. The District will review the handout of the policies and procedures.

BOOKKEEPER’S REPORT

Ms. Debra Loggins presented the bookkeeper’s report, a copy of which is attached as Exhibit “C.”

ADOPT RESOLUTION CONCERNING TAX EXEMPTION FOR 2024

This is for over sixty-five and disabled. The current tax exemption is \$3000.00. Upon motion by Director Hart, seconded by Director Krause, after a full discussion and the question put to the Board, the Board voted unanimously to adopt the Resolution to increase the Tax Exemption for 2024 to \$10,000.00.

ADOPT RESOLUTION IMPLEMENTING 20% PENALTY ON 2023 DELINQUENT TAXES AND CONTRACTING WITH ATTORNEYS FOR COLLECTION OF DELINQUENT TAXES

Upon motion by Director Zagrzecki, seconded by Director Krause, after a full discussion and the question put to the Board, the Board voted to adopt the resolution implementing 20% penalty on 2023 delinquent taxes and contracting with attorneys for collection of delinquent taxes. Director Summers abstained. Resolution Passed.

APPROVE MINUTES FOR JANUARY 8, 2024, MEETING

Upon motion by Director Zagrzecki, seconded by Director Krause, the Board voted unanimously to approve the January 8, 2024, minutes.

OPERATOR’S REPORT

Mr. Ferguson presented the operators report, a copy of which is attached as Exhibit “D.” Mr. Ferguson said that the December Pumpage is 9,488,000 gallons. Water accountability for the YTD is 95.32% and the MTD is 95.32 %. Mr. Ferguson said that everything went well during the freeze, and everything worked great. The water plants experienced no problems and operated at full capacity.

RATE ORDER

Nothing to report.

RECREATION ADVISORY COMMITTEE REPORT

Mr. Cowart said the next meeting will be Wednesday, Feb 7, 2024, at 11:00 a.m. Mr. Cowart will meet with Robert and finalize the pool contract. This would include both pools full-time starting when kids get out of school until two weeks before school starts. President Roberts asked if they could investigate the possibility of extending the pool to five months a year. Mr. Cowart said the pool hours are already in the budget for this year.

The committee had the meeting room soundproofed to prevent the loud echoing. The walls look nice, and they may want to add soundproof tiles upstairs.

President Roberts recognized Ms. Rivera who asked about the detention pond for Legacy. Ms. Moscalu was also talking. The Board let her know that this project has been withdrawn.

ENGINEER'S REPORT

Mr. Cowart presented the engineer's report, a copy of which is attached as Exhibit "E." Mr. Adam will be at the next meeting to talk about the electrical at the water and sewer plant and the adjustment to his contract.

Ms. Moscalu spoke out of turn and then President Roberts recognized her. Ms. Moscalu wanted to know about the District contracts and wanted to know how much they were for, how long they are good. President Roberts told her that the contracts vary depending on the amount of work performed and that if she wanted more information, she could make a public request to the attorney. Mr. Moscalu also spoke out of turn and wanted to know who did the audit.

Ms. Rivera started talking about the sewer smell and thinks that it needs to be investigated. This issue with the smell is coming from another district and President Roberts told her the best thing to do would be to contact the Health Department. The water in our district, HC WCID #92, is safe and it is miles away from the issue.

OFFICER'S REPORT

Director Hart spoke to precinct three about using the radar signs. Director Hart's recommendation now is to drop the plan to get the radar signs.

Director Krause mentioned that Lexington Woods HOA would like to do a National Night (Neighbor) Out also Easter and a Fourth of July parade. They want the entire community to get to know one another and revive community interactions. If necessary, the District may need to look at raising the budget for these activities. President Roberts said that they will let the recreation committee discuss and then present what kind of budget increase they need.

President Roberts acknowledged Ms. Rivera, she wants all three HOA's involved and notified. Lexington Woods HOA had the original idea.

GENERAL MANAGER'S REPORT

Nothing to report.

MOTIONS

Upon a motion by Director Zagrecki, seconded by Director Hart, the Board voted unanimously to approve the resolution for agenda lines 1, 2, 3, 4, 8, 10, 11 and 12.

DISMISSAL

Upon a motion by President Roberts, seconded by Director Krause, the Board voted unanimously to adjourn the meeting at 3:20 p.m. The next regularly scheduled meeting is on March 4, 2024, at 2:00 p.m. which will be at the regular location, 1911 Bellchase, Spring, Tx.,.

Secretary