

MINUTES OF MEETING OF BOARD OF DIRECTORS  
April 14, 2022

THE STATE OF TEXAS  
COUNTY OF HARRIS  
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 136

The Board of Directors (the “*Board*”) of Harris County Municipal Utility District No. 136 (the “*District*”) met in regular session, open to the public, at 4045 Deerfield Village Drive, Houston, Texas at 6:00 p.m. on April 14, 2022; whereupon the roll was called of the members of the Board, to wit:

Neil Polansky, President  
Barry Greer, Vice President  
Brent Phelps, Assistant Vice President  
Adam Rodriguez, Secretary  
Eric Worthington, Assistant Secretary

**Persons Attending.** All members of the Board were present, except Directors Polansky and Greer, thus constituting a quorum. Also attending all or parts of the meeting were Mr. Bear of Oakley of Acclaim Energy Services; Ms. Debbie Tomer of F. Matuska, Inc. (“F. Matuska”), bookkeeper for the District; Ms. Patty Rodriguez of Bob Leared Interests (“BLI”), tax assessor and collector for the District; Mr. Keith Arrant of Municipal Operations & Consulting, Inc. (“MOC”), operators for the District; Mr. Bob Wempe of Pape-Dawson Engineers (“Pape-Dawson”), engineer for the District; and Ms. Jane Maher of Norton Rose Fulbright US LLP (“NRF”), attorneys for the District.

**Call to Order.** The Assistant Vice President called the meeting to order and, in accordance with notice posted pursuant to law, copies of Certificates of Posting of which are attached hereto as *Exhibit A*, the following business was transacted:

1. **Public comments.** There were no public comments.
2. **Minutes.** Proposed minutes of the meeting of March 10, 2022, previously distributed to the Board, were considered for review and approval. Upon motion by Director Worthington, seconded by Director Rodriguez, after full discussion and the question being put to the Board, the Board voted unanimously to approve the minutes of the meeting of March 10, 2022, as presented.
3. **Update from Acclaim on Public Utility Commission of Texas decisions regarding grid reliability, introduction of Acclaim Reliability Advantage and authorize appropriate action.** The Assistant Vice President recognized Mr. Oakley, who presented to and reviewed with the Board information regarding the Acclaim Reliability Advantage program (“ARA”) and an engagement letter, copies of which are attached hereto as *Exhibit B*. He stated that the February freeze of 2021 highlighted vulnerabilities in the grid and that the Public Utility Commission of Texas (“PUCT”) announced that fast response generation will be installed grid wide and load response programs will be adapted to ensure reliability. He noted that as a result, electricity and delivery costs are expected to increase materially. He stated that Acclaim is requesting a proposed 12-month service agreement with a flat service fee of \$2,500 for Acclaim

to educate the PUCT on MUD operating characteristics and ensure that MUDs only pay their fair share of future policy changes. He discussed other advantage of the ARA. Discussion ensued. It was the consensus of the Board to table action on this item.

4. **Review Bookkeeper's Report, investment report and authorize payment of bills.** The Assistant Vice President recognized Ms. Tomer presented the Bookkeeper's Report, a copy of which is attached hereto as *Exhibit C*.

Upon motion by Director Rodriguez, seconded by Worthington, after full discussion and the question being put to the Board, the Board voted unanimously to accept the Bookkeeper's Report, and to authorize payment of check nos. 11190 through 11222, from the General Operating Fund in the amounts, to the persons, and for the purposes listed in the Bookkeeper's Report.

5. **Review Tax Assessor and Collectors Report and authorize payment of bills.** The Assistant Vice President recognized Ms. Rodriguez, who presented to and reviewed with the Board the Tax Assessor and Collector's Report and Delinquent Roll, copies of which are attached hereto as *Exhibit D*.

Upon motion by Director Worthington, seconded by Director Rodriguez, 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 to authorize payment of check nos. 1008 and 1009 from the Tax Account in the amount, to the person, for the purposes listed in such report.

6. **Review Engineer's Report, Jackrabbit Road Public Utility District ("Jackrabbit") matters, Pine Forest Country Club matters, Asset Management Plan, and take appropriate action.** The Assistant Vice President recognized Mr. Wempe, who stated that the pre-construction meeting for the repair to the 18-inch gravity line was held last week. He stated that the contractor, Insituform Technologies, LLC will probably mobilize within the next week. He noted that the sewer lines will need to be cleaned and televised and that Pape-Dawson will review the tapes. Discussion ensued regarding the bypassing process.

7. **Discuss repair and contract for 18-inch gravity line and take any necessary action.** This item was addressed under the previous item.

8. **Discuss Jackrabbit Public Utility District ("Jackrabbit") matters and take appropriate action.** Mr. Wempe reported that Jackrabbit received bids on the floodwall.

9. **Review Operations Report, authorize repairs, and authorize termination of services to delinquent accounts.** The Assistant Vice President recognized Mr. Arrant, who reviewed with the Board the Operations Report, a copy of which is attached hereto as *Exhibit E*.

Mr. Arrant reported on various maintenance items in the District.

Mr. Arrant discussed the West Harris County Regional Water Authority ("WHCRWA") outstanding back charge amount and said that the WHCRWA has paid the outstanding amount.

Mr. Arrant stated that the Ground Storage Tank inspections were completed and he will provide his comments of the results to the Board.

Mr. Arrant provided an update on the patio homes drainage issue and fence replacement.

He stated that the resident has not signed the release of liability, so the fence repair has not begun. He noted that he walked the dual 84-inch drainage pipes and did not see any issues.

Upon motion by Director Rodriguez, seconded by Director Worthington, after full discussion and the question being put to the Board, the Board voted unanimously to accept the Operations Report and to authorize termination of service to delinquent accounts in accordance with the terms of the District's Rate Order.

10. **Discuss patio homes drainage and settlement issue and discussion of fence replacement and take appropriate action.** This item was discussed under the previous item.

11. **Report on WHCRWA monthly meeting, and related service and construction issues, including WHCRWA installation of an 84" water line through the District.** There was no report.

12. **Discuss subcommittee to review consultant contracts and take necessary action.** There was no report.

13. **Review trash and recycling operations.** The Assistant Vice President stated that he, and Director Worthington met with Texas Pride to discuss the District's service issues. Discussion ensued. Director Rodriguez stated that the link to the Texas Pride's website would be added to the District's website.

14. **Discuss Fall 2022 Shredding and E-cycling event, and also discuss adding a household hazardous waste collection event.** Director Worthington stated that he will begin putting together the shredding event.

15. **Discuss District website and text message notification system and take any necessary action.** Director Rodriguez stated that seven new people have signed up for the text message notification system.

16. **Review Article for DVCA Newsletter.** Director Worthington stated that he would coordinate with Director Greer on who will prepare the article for the DVCA Newsletter.

17. **Review agenda items for next meeting (May 12, 2022) and such other matters as may properly come before the board.** There were no further reports.

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 May 12, 2022.

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President, Board of Directors

ATTEST:

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Secretary, Board of Directors

(DISTRICT SEAL)