

MINUTES

NORTH FORT BEND WATER AUTHORITY

October 28, 2020

The Board of Directors (the "Board") of the North Fort Bend Water Authority (the "Authority") met in regular session by teleconference and videoconference, with access by telephone and video available to the public, pursuant to Texas Government Code Section 551.125 and Governor Greg Abbott's emergency disaster declaration dated March 13, 2020, on the 28<sup>th</sup> day of October, 2020, and the roll was called of the members of the Board being present by either telephone or video:

Peter Houghton	President
Robert Patton	Vice President
Melony Gay	Secretary
Robert Darden	Assistant Vice President
Bruce Fay	Assistant Secretary
Donald Abrahamson, II	Assistant Secretary
Dana Hollingsworth	Assistant Secretary

and all of the above were present except Director Houghton, thus constituting a quorum.

Also attending all or part of the teleconference and/or the videoconference were Lindsay Kovar, Matt Froehlich, Julia Frankovich, Kyle Jones, Ian Pietz, Whitney Milberger, and Tiffany Moore of BGE, Inc. ("BGE"); Taylor Watson and Pam E. Lightbody of Municipal Accounts & Consulting, L.P.; Dale Clayton, Mirna Bonilla-Odums, and Elizabeth Reeves of Inframark, LLC; Terrell Palmer and Francine Stefan of Post Oak Municipal Advisors LLC ("POMA"); David Oliver, Christina Miller, Sandra Staine, Aaron Carpenter, and Justine M. Cherne of Allen Boone Humphries Robinson LLP ("ABHR"); Aimee Edwards of Binkley & Barfield, Inc.; John Lacy of Costello, Inc.; Belen Valdovinos of Fugro Consultants, Inc.; Mike Halde of HR Green, Inc.; Kyle Kaspar of Jones & Carter, Inc.; Charles Shumate of Lockwood, Andrews & Newnam, Inc.; Jon Kilpatrick of Masuen Consulting, LLC; Rich Patrick of Ninyo & Moore; Michael Abshire and Mark Van Dyck of Big Oaks Municipal Utility District; Matthew Bogнар of Cinco Municipal Utility District No. 3; David Drake of Cinco Municipal Utility District No. 7; Steven Haas of Cinco Municipal Utility District No. 8; Kerry Crellin and Mike Riel of Cinco Southwest Municipal Utility District No. 4; Lindsey Delong and Dan McGraw of the City of Fulshear; Steve Talecki of Cornerstones Municipal Utility District; Jessica Fateh and Betty Stewart of Fort Bend County Municipal Utility District No. 2; Linda Yorlano and Christopher Bell of Fort Bend County Municipal Utility District No. 30; Jeanette Spinks of Fort Bend County Municipal Utility District No. 119; Randy Carter of Fort Bend County Municipal Utility

District No. 142; Richard Stolleis of Fort Bend County Municipal Utility District No. 146; Chuck Matheson and Mashhood Shah of Grand Lakes Municipal Utility District No. 4; John Pertgen and Carl Peters of Kingsbridge Municipal Utility District; and additional members of the public, including Matt Barber, Jorge Garcia, Gary Hodges, David Johnson, Brian Joseph, Mark Justiniano, RosaLinda Medina, Susan Ruske, Ramon Salazar, and Abate Tadesse.

Mr. Oliver reviewed certain recommended protocols for conducting the Authority's meeting via teleconference and videoconference. He announced that the meeting was being recorded and that consultant reports presented at the meeting were posted online and available to the public in the form of an "agenda packet" prior to the start of the meeting at [www.districtdirectory.org/agendapackets/nfbwa](http://www.districtdirectory.org/agendapackets/nfbwa) and the Authority's website <https://www.nfbwa.com/meetings/>.

#### OPERATIONS AND SERVICE REQUIREMENTS RELATING TO COVID-19 EPIDEMIC AND RATIFICATION OF ANY EMERGENCY ACTIONS

Mr. Clayton and Mr. Froehlich reported that COVID-19 concerns were not impacting the Authority's operations or water quality.

#### COMMENTS FROM THE PUBLIC

Mr. Oliver reported on ABHR's response to a request made pursuant to the Texas Public Information Act regarding costs and background information on the Authority's joint Surface Water Supply Project ("SWSP") with the West Harris County Regional Water Authority (the "WHCRWA").

Mr. Oliver offered any members of the public attending the meeting by telephone or videoconference the opportunity to make public comment. Mr. Drake requested additional information regarding the supplemental initiatives for the Authority's 2020 Larry's Toolbox Water Conservation Program ("Larry's Toolbox Program"). Mr. Oliver stated that Ms. Milberger will provide additional information on the supplemental initiatives later in the meeting.

#### APPROVE MINUTES

The Board considered approving the minutes of the Board meetings held September 23, and October 7, 2020. After review and discussion, Director Abrahamson moved to approve the minutes as written. Director Hollingsworth seconded the motion, which passed unanimously.

#### PUBLIC COMMUNICATION, WATER CONSERVATION, AND REUSE MATTERS, AND LARRY'S TOOLBOX PROGRAM

Ms. Milberger reviewed a Memorandum Regarding Water Conservation and

Reuse matters, a copy of which is attached.

Ms. Milberger reported that there were no community outreach events, presentations, or utilization of the Authority's water conservation mobile teaching lab during the past month due to public health considerations. She stated that Authority representatives have been attending virtual events upon request.

Ms. Milberger reported that the Authority participated in the annual "Imagine a Day without Water" event on October 21, 2020.

Ms. Milberger reported that Director Patton gave a presentation regarding updates to the Authority's capital improvement projects to the annual joint meeting of the American Public Works Association and Society of American Military Engineers on October 21, 2020.

Ms. Milberger reported that Mr. Froehlich will give a presentation regarding updates to the Authority's capital improvement projects at the Association of Water Board Directors Fall Seminar scheduled for October 29, 2020.

Ms. Milberger reported that the Authority will participate in an American Water Works Association's webinar panel to discuss the Bellaire Pump Station generator installation project on November 17, 2020.

Ms. Milberger discussed planned outreach to increase her attendance at monthly meetings of municipal utility districts and cities included in the Authority's Groundwater Reduction Plan ("GRP") during January through March 2021.

Ms. Milberger reported that the Authority's Communication, Conservation, and Reuse Committee recommended that the Authority's e-newsletter be distributed quarterly instead of monthly due to a decline in the open rate. She stated that the first installment of the quarterly e-newsletter is scheduled for February 2021.

Ms. Milberger reported that 92 irrigation system evaluations were completed through the Authority's W.I.S.E. Guys Irrigation System Evaluation Program ("WISE Guys Program") during September 2020. She reported on the distribution of prizes pursuant to the WISE Guys Program Giveaway Incentive Program.

Ms. Milberger noted that charts indicating the status of effluent reuse and alternate water credit projects/contracts and tracking reuse usage amounts are attached to the Memorandum Regarding Water Conservation and Reuse matters.

Ms. Milberger reported that Fort Bend County Municipal Utility District No. 50's draft feasibility report for the proposed reclaimed water system pilot program is under review. She reported that the Authority's form of GRP Participation Agreement is being updated to require participants to complete a reclaimed water reuse and water

conservation feasibility study.

Ms. Milberger discussed implementation of supplemental initiatives added to the 2020 Larry's Toolbox Program to offer additional ways in which participants could meet their requirements while increasing the Authority's public education and outreach efforts, including (1) director responses to a survey distributed by the Authority; (2) director attendance at interactive webinars scheduled by the Authority; and (3) engineer, operator, and attorney attendance at interactive webinars scheduled by the Authority. Ms. Milberger reviewed the requirements for earning points in the initiatives and the dates and times of the scheduled webinars.

Ms. Milberger gave a presentation regarding implementation of the Authority's 2021 Larry's Toolbox Program. She reported that information and materials for the 2021 Larry's Toolbox Program were sent to the designated consultants for the municipal utility districts and cities within the Authority's boundaries, as well as GRP participants. She stated that enrollment forms for the 2021 Larry's Toolbox Program are due by December 31, 2020.

#### FINANCIAL AND BOOKKEEPING MATTERS AND HEARING REGARDING ANY DELINQUENT FEES AND RULE VIOLATIONS

Mr. Watson presented the bookkeeper's report, including receipts, a list of checks presented for payment, fund and wire transfers, a supplemental cash flow report, account balances, current period and year-to-date actual versus budget comparisons, and a schedule of debt service payments. A copy of the bookkeeper's report is attached. Following review and discussion, Director Gay moved to approve the bookkeeper's report, including payment of the bills. Director Fay seconded the motion, which passed unanimously.

Mr. Oliver reported that the Authority's Finance and Policy Committee reviewed calculations for assessing the Authority's import fee to Fort Bend County Municipal Utility District No. 37 ("FB 37") for water imported from the City of Katy from October 7, 2019 through April 21, 2020. He stated that the Authority's Finance and Policy Committee recommended sending an invoice to FB 37 for the adjusted imported water fee and April 2020 pumpage fees in the amount of \$86,267.81. Following review and discussion, Director Patton moved to authorize forwarding the invoice to FB 37, as recommended. Director Hollingsworth seconded the motion, which passed unanimously.

#### OPERATION OF AUTHORITY FACILITIES

Mr. Clayton presented the operator's report and reported on the operations of the Authority's facilities, including inspections, maintenance, repairs, joint facility expenses, and water accountability. A copy of the operator's report is attached.

Mr. Clayton reviewed a summary of estimated repair costs pursuant to an annual survey of the Authority's 261 main line valves in the total amount of \$22,100.00. He stated that any backhoe work needed for the repairs would be an additional cost.

Following review and discussion, Director Abrahamson moved to approve the operator's report as presented and authorize the recommended repairs for the Authority's main line valves in the amount of \$22,100.00. Director Hollingsworth seconded the motion, which passed unanimously.

#### FINANCING PLAN MATTERS

Mr. Oliver reported that the Authority's \$39,590,000 Water System Junior Lien Revenue Bonds, Series 2020 and \$143,125,000 Water System Revenue Bonds, Series 2020A that were sold to the Texas Water Development Board (the "TWDB") through the TWDB's State Water Implementation Revenue Fund for Texas program on October 7, 2020, are scheduled to close November 18, 2020. Following discussion, Director Hollingsworth moved to authorize disbursement of bond proceeds upon closing. Director Abrahamson seconded the motion, which passed unanimously.

#### WATER SYSTEM REVENUE REFUNDING BONDS, SERIES 2020B ("SERIES 2020B REFUNDING BONDS")

Mr. Palmer reviewed a draft Preliminary Official Statement for the Authority's Series 2020B Refunding Bonds to refund the Authority's Water System Revenue Bonds, Series 2010A and Series 2010B. He discussed the anticipated debt service savings to be achieved by the Series 2020B Refunding Bonds.

Mr. Oliver stated that ABHR and POMA recommend appointing Regions Bank, N.A. as Paying Agent/Registrar for the Authority's Series 2020B Refunding Bonds.

Mr. Oliver reviewed a Resolution Authorizing the Issuance, Sale, and Delivery of the North Fort Bend Water Authority Water System Revenue Refunding Bonds, Series 2020B; Approving the Form and Substance and Authorizing the Execution of a Sixteenth Supplemental Indenture of Trust Relating to Such Bonds; Authorizing and Ratifying Other Actions of the Authority; Making Certain Findings and Containing Other Provisions Related to the Subject (the "Resolution"). Mr. Oliver discussed the procedures and activities to be undertaken to issue the Authority's Series 2020B Bonds.

Mr. Oliver reviewed a Certificate Regarding Provision of Financial Advice (the "Certificate").

Mr. Oliver recommended approving payment to the Texas Attorney General related to bond issue transcript review for the Series 2020B Refunding Bonds. He discussed the necessary action to be taken by the Authority's attorney and the financial advisor in connection with the issuance of the Series 2020B Refunding Bonds.

After review and discussion, Director Fay moved to (1) approve the Preliminary Official Statement for the Series 2020B Refunding Bonds, subject to final review; (2) appoint Regions Bank as Paying Agent/Registrar for the Series 2020B Refunding Bonds; (3) adopt the Resolution; (4) authorize Director Patton, with Director Darden as alternate, to act as the Authority's authorized representative to approve the sale of the Series 2020B Refunding Bonds, subject to a minimum net present value savings of 5.0% and a principal amount not to exceed \$45,000,000, and perform any actions needed to effect the sale of the Series 2020B Refunding Bonds, including the execution of the Bond Purchase Agreement and any other necessary documents; (5) authorize execution of the Certificate and direct that it be filed appropriately and retained in the Authority's official records; (6) authorize all necessary action to be taken by the Authority's attorney and the financial advisor in connection with the issuance of the Series 2020B Refunding Bonds; and (7) authorize payment to the Texas Attorney General relating to bond issue transcript review. Director Gay seconded the motion, which passed unanimously.

REGULATORY MATTERS: SUBSIDENCE DISTRICT REGULATIONS AND PERMITTING, AND AUTHORITY'S GRP

Mr. Froehlich presented the engineer's report, a copy of which is attached.

Mr. Froehlich reported on BGE's attendance at a stakeholders meeting held by the Fort Bend Subsidence District (the "FBSD") on September 30, 2020, regarding review of its Joint Regulatory Plan. He stated that BGE also met with FBSD's consultant on September 29, 2020, to discuss alternative water supply availability.

Mr. Froehlich reported on matters related to the Authority's GRP, including monthly groundwater and surface water use by municipal utility districts receiving surface water from the Authority. He stated the engineer's report incorrectly references July instead of August for the amounts of surface water delivered and reclaimed water utilized.

Mr. Froehlich recommended approval of a reimbursement request from Fort Bend County Municipal Utility District No. 190 ("FB 190") for the cost of design and construction of the Authority's surface water connection line and meter station at FB 190's water plant no. 1 in the amount of \$557,159.81, pursuant to the terms of a water supply commitment letter agreement between FB 190 and the Authority.

Mr. Froehlich reported on the status of Fort Bend County Municipal Utility District No. 133's ("FB 133") request for an increase to the Daily Commitment Amount included in its Water Supply Letter Agreement with the Authority in the amount of 50,000 gallons per day for a total of 380,000 gallons per day. He stated that ABHR has prepared and transmitted a draft amendment to the agreement to the attorney for FB 133.

Mr. Froehlich provided status updates regarding the negotiation of draft GRP Participation Agreements with Brazoria-Fort Bend Counties Municipal Utility District No. 3, Charleston Municipal Utility District, and Fort Bend County Municipal Utility District No. 168. He recommended approval of a GRP Participation Agreement with Charleston Municipal Utility District.

Mr. Froehlich reported that, per the Communication, Conservation, and Reuse Committee's recommendation, a provision requiring participants to complete a reclaimed water reuse and water conservation feasibility study is being added to the Authority's form of GRP Participation Agreements and will be included in the GRP Participation Agreements currently under negotiation.

Mr. Froehlich stated that the Authority's Emergency Response Plan was certified as complete to the Environmental Protection Agency on September 24, 2020, in compliance with the America's Water Infrastructure Act of 2018.

#### ENGINEERING MATTERS: DESIGN, CONSTRUCTION, PROJECTS, AND STUDIES

Mr. Froehlich reviewed a chart indicating the status of property acquisition matters.

Mr. Froehlich reported on the status of the Authority's joint reclaimed water system project with Grand Lakes Municipal Utility District Nos. 1, 2, and 4 (collectively, "Grand Lakes"), consisting of (i) the wastewater plant improvements; and (ii) the reclaimed water distribution system. Mr. Froehlich recommended approval of Pay Estimate No. 13, submitted by JTR Constructors, Inc. for construction of the wastewater plant improvements for the Grand Lakes reclaimed water project, in the amount of \$145,999.35.

Mr. Froehlich stated that the contract with McKinney Construction, Inc. for construction of the reclaimed water distribution system for the Authority's joint reclaimed water system project with Grand Lakes will be routed for signature, subject to approval by the TWDB.

Mr. Froehlich reported on the status of construction for the Authority's surface water line connection for Fort Bend County Municipal Utility District No. 30's Water Plant No. 3. He stated that construction is approximately 97% complete. Mr. Froehlich stated that the contractor, D.L. Elliot Enterprises, Inc., is awaiting permanent power from CenterPoint Energy to complete testing and start up.

Mr. Froehlich reported that the project to lower the Authority's existing 16-inch surface water connection line to Kingsbridge Municipal Utility District and Fort Bend County Municipal Utility District No. 2 (the "Water Line Offset Project"), as required by Fort Bend County's improvement project for Old Richmond Road, is complete and the line is back in service. He recommended approval of Pay Estimate No. 1 and Final

submitted by Reddico Construction Company, Inc., in the amount of \$34,890.00 and acceptance of the Water Line Offset Project.

Mr. Froehlich reported on the status of cathodic protection system repairs and testing by Farwest Corrosion Control Company. He stated the final inspection is anticipated to be received within the next week.

Mr. Froehlich reported that the contract with McKinney Construction, Inc. for construction of the reclaimed water distribution system for the Authority's joint reclaimed water system project with Fort Bend County Municipal Utility District Nos. 146 and 194 ("FB 146 and FB 194") will be routed for signature, after approval of bond and insurance documentation and approval by the TWDB.

Mr. Froehlich reported on a meeting BGE attended with two Directors of FB 146 and FB 146's wastewater treatment plant design consultant regarding proposed modifications to the Authority's reclaimed water system project facilities. He stated the proposed modifications include rerouting all effluent through an upgraded filter to minimize discharged solids into a wetlands area. Mr. Froehlich stated that FB 146 proposes to pay for all design and construction costs associated with the modifications. He reported the Authority's Capital Planning and Design Committee discussed a proposed amendment to the Authority's Reclaimed Water Agreement with FB 146 and FB 194 for the modifications.

Mr. Froehlich reported on the status of RPS Engineering Incorporated's ("RPS") design of Main Segment 11A. He stated that RPS is awaiting comments from the City of Houston ("COH") prior to submitting 95% plans for BGE's review.

Mr. Froehlich reported on BGE's design of the project to extend the steel casing on Main Segment 8B at FM 723 due to the Texas Department of Transportation's ("TxDOT") project to widen FM 723 at Bellaire Boulevard.

Mr. Froehlich provided an update on the proposed installation of automated smart meter readers on the Authority's well, surface water, and reuse meters. He reported that Accurate Meter & Supply ("AMS") continues to perform a water meter audit. He stated that a proposal from AMS for installation of the automated smart meter readers is anticipated to be ready for review at the Authority's November committee meetings.

Mr. Froehlich reported on the preparation of a 2025 System Environmental Determination Form, including the status of responses to agency concurrence letters submitted by BGE. He reported that BGE has begun the work needed to apply for and obtain a Texas Antiquities Permit and complete a cultural resources study along the routes of the proposed 2025 system as required by the Texas Historical Commission.

Mr. Froehlich reported that BGE plans to discuss the results of an initial



feasibility study for a potential effluent reuse system for Fort Bend County Municipal Utility District No. 34 at the Authority's November committee meetings.

Mr. Froehlich reported that a kickoff meeting with BGE's subconsultant for the second phase of the Authority's water blending study was held October 14, 2020.

Mr. Froehlich discussed BGE's coordination with ABHR on finalizing notifications of the Authority's water system disinfection requirements for the 2025 surface water system conversion for distribution to impacted entities. He discussed the anticipated schedule for distributing the notification to Cinco Municipal Utility District No. 1.

Mr. Froehlich reported on the status of updates to the routing studies for Main Segments 13, 16, and 17, and submission of a routing analysis request to CenterPoint Energy for Main Segment 16.

#### REGIONAL PLANNING MATTERS: JOINT PROJECTS AND WATER SUPPLY AND RESOLUTION DECLARING SURPLUS PROPERTY

Mr. Froehlich reported on BGE's coordination with Enchanted Rock, LLC ("Enchanted Rock") on the schedule and final design for installing, commissioning, and servicing natural gas generators and associated equipment to provide auxiliary power for the Bellaire Pump Station pumps in place of the current generators. He recommended approval of a CenterPoint Energy Distributed Generation Interconnection Cost Estimate Letter Agreement. He stated that costs included in the agreement were included in the Authority's Integrated Reliability On Call Master Service Agreement with Enchanted Rock.

Mr. Froehlich reminded the Board that Enchanted Rock submitted a schedule indicating removal of the existing generators and installation of the new generators at the Bellaire Pump Station in November 2020. He reported that the WHCRWA consented to the disposal of the existing generators as surplus property in a public sale. He recommended adoption of a Resolution Declaring Surplus Property declaring the existing generators as surplus property and requested authorization to advertise for bids for the sale of the existing generators.

Mr. Froehlich reported on BGE's preparation of a renewal application for the storm water quality permit for the Bellaire Pump Station due to expire on November 21, 2020. He requested authorization for execution and submission of the application to COH.

Mr. Froehlich updated the Board on the status of the SWSP. He reported on the status of design, permitting, contract award, construction, and property acquisition, as appropriate, for SWSP Segments A, B1/B2, B3, C1, and C2, Kinder Morgan Segments, Segment 3 subsegments, the Repump Station, the Central Pump Station, and meter

stations.

Mr. Froehlich discussed the status of the Authority's negotiations related to an Amended and Restated Joint Facilities Agreement with the WHCRWA. He reported the negotiations continue to be focused on the operation and maintenance provisions of the agreement and revisions to the design and construction provisions of the agreement. He stated that the WHCRWA's review of comments provided by the Authority has been delayed by ongoing interlocal letter agreement negotiations with COH related to the SWSP. He reported that construction contract counsel, Munsch Hardt Kopf & Harr PC, is reviewing BGE's comments to the Construction Management Plan provided to the WHCRWA.

Mr. Froehlich reported on the status of the construction of the Coastal Water Authority's Luce Bayou Interbasin Transfer Project, including the Capers Ridge Pump Station and the dual 96-inch raw water lines. He stated that construction of the Capers Ridge Pump Station is anticipated to be completed under budget.

Mr. Froehlich reported that Mr. Pietz has rejoined the Authority's engineering consultant team.

Ms. Kovar updated the Board on COH's Northeast Water Purification Plant Expansion Project per its Design-Build Agreement with the Houston Waterworks Team. She reported on the status of construction included in Early Work Package Nos. 2, 4, and 6, and the Balance of Plant package. She discussed coordination with COH on the process for appropriating money for the project for next year and preparation of a proposed change order.

Following review and discussion, Director Hollingsworth moved to approve the engineer's report as presented, including:

- (1) approve reimbursement of FB 190 for the cost of design and construction of the Authority's surface water connection line and meter station at FB 190's water plant no. 1 in the amount of \$557,159.81, pursuant to the terms of a water supply commitment letter agreement between FB 190 and the Authority;
- (2) authorize execution of a GRP Participation Agreement with Charleston Municipal Utility District;
- (3) approve Pay Estimate No. 13, submitted by JTR Constructors, Inc. for construction of the wastewater plant improvements for the Authority's joint reclaimed water system project with Grand Lakes, in the amount of \$145,999.35;
- (4) approve Pay Estimate No. 1 and Final submitted by Reddico Construction Company, Inc. in the amount of \$34,890.00 and acceptance of the Water

Line Offset Project;

- (5) authorize execution of a CenterPoint Energy Distributed Generation Interconnection Cost Estimate Letter Agreement for the Authority's generator installation project at the Bellaire Pump Station;
- (6) adopt a Resolution Declaring Surplus Property declaring the existing generators at the Bellaire Pump Station as surplus property and authorize advertisement for bids for the sale of the existing generators;
- (7) authorize execution and submission of a renewal application for the storm water quality permit for the Bellaire Pump Station to COH; and
- (8) authorize ABHR to draft an amendment to the Authority's Reclaimed Water Agreement with FB 146 and FB 194 for modifications to the Authority's reclaimed water system project facilities.

Director Fay seconded the motion, which passed unanimously.

#### PARTICIPATION AS AMICUS PARTY IN SAN JACINTO RIVER AUTHORITY V. CITY OF CONROE AND CITY OF MAGNOLIA

Mr. Oliver discussed a previously distributed letter from the North Harris County Regional Water Authority (the "NHCRWA") inviting the Authority and the WHCRWA to join the NHCRWA in submitting an amicus brief in *San Jacinto River Authority v. City of Conroe and City of Magnolia* to support and argue in favor of the industry standard of referring to rate setting methods in long-term water supply contracts, rather than attempting to fix rates in such contracts. Following review and discussion, Director Patton moved to participate in the amicus brief with a financial commitment not to exceed \$10,000.00. Director Fay seconded the motion, which passed unanimously.

#### CONTRACTS

Mr. Oliver reported that the Authority's Communication, Conservation, and Reuse Committee recommended execution of a First Amendment to Software License and Maintenance Agreement between the Authority and TruePoint Solutions, LLC for additional design and implementation services for a new billing platform in the amount of \$13,530.00.

Mr. Oliver reported that the Authority's Communication, Conservation, and Reuse Committee recommended the Authority's membership in the Coalition for Critical Infrastructure to utilize the organization's expertise in right-of-way legislative matters in the amount of \$5,000.00.

Following review and discussion, Director Gay moved to authorize execution of (1) a First Amendment to Software License and Maintenance Agreement between the

Authority and TruePoint Solutions, LLC in the amount of \$13,530.00; and (2) membership in the Coalition for Critical Infrastructure in the amount of \$5,000.00. Director Fay seconded the motion, which passed unanimously.

REALTY INTEREST ACQUISITION

The Board concurred to defer this item.

RESOLUTION ESTABLISHING COMMITTEES

Mr. Oliver reviewed a Resolution Establishing Committees. Following review and discussion, Director Fay moved to adopt the Resolution Establishing Committees as presented. Director Abrahamson seconded the motion, which passed unanimously.

MEETING SCHEDULE

Mr. Oliver reminded the Board that the Authority's November and December regular Board meetings are normally held on Thursdays one week before the regular meeting dates due to the Thanksgiving and Christmas holidays. He stated the November 25, 2020, and December 23, 2020, regular meetings are rescheduled to Thursday, November 19, 2020, and Thursday, December 17, 2020, respectively.

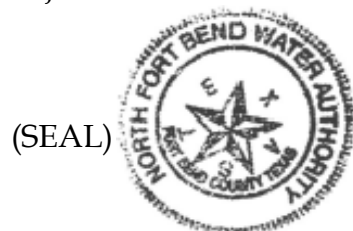
CONVENE EXECUTIVE SESSION

The Board convened in executive session at 6:43 p.m. to conduct a private consultation with its attorney regarding the Authority's legal rights and obligations under the Second Supplement to the Water Supply Contract with COH, pursuant to Section 551.071, Texas Government Code. The Board determined that the attendance in this executive session of Ms. Kovar, Mr. Froehlich, Mr. Pietz, and Mr. Jones was necessary in order for the Board to obtain the necessary legal advice from its attorney, and the Board requested their presence in the executive session.

RECONVENE IN OPEN SESSION

At 7:02 p.m., the Board reconvened in open session. No action was taken by the Board.

There being no further business to come before the Board, the meeting was adjourned.



/s/ Melony Gay  
Secretary, Board of Directors

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