

MINUTES  
CINCO MUNICIPAL UTILITY DISTRICT NO. 14

October 26, 2022

The Board of Directors of Cinco Municipal Utility District No. 14 met in regular session, open to the public, on the 26<sup>th</sup> day of October, 2022, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2400, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

James Reuss	President
Patrick McDonald	Vice President
Patrick Carlson	Secretary
Leroy Mensik	Assistant Secretary
Josephine Traylor	Assistant Vice President/ Assistant Secretary

and all of the above were present, except Directors Carlson and Traylor, thus constituting a quorum.

Also attending in person were Kevin Atkinson of Texas Pride Disposal ("Texas Pride"); Larry Mueller of BGE, Inc. ("BGE"); Autumn Clark of Wheeler and Associates, Inc.; Lynnette Tujague and M. Luly Stripling of District Data Services, Inc.; Robert Lugo and Michelle Steadman of Inframark, LLC; and Heather Trachtenberg, Duggan Baker and Kathryn Blanton of Allen Boone Humphries Robinson LLP ("ABHR").

Attending via teleconference during executive session only were Conner Best and Adam Richie of Munsch Hardt Kopf & Harr, P.C.

PUBLIC COMMENTS

There were no comments from the public.

APPROVE MINUTES

The Board considered approving the minutes of the September 28, 2022, regular meeting, submitted in advance. After review and discussion, Director McDonald moved to approve the minutes, as submitted. Director Mensik seconded the motion, which passed unanimously.

GARBAGE AND RECYCLING MATTERS

Mr. Atkinson reviewed a request from Texas Pride for a rate increase for garbage and recycling collection, a copy of which is attached. He requested approval to increase the current rate per home from \$13.15 to \$15.11. He stated that the increase is comprised of an 11.6% increase, due to a rise in costs and materials, and the 3% annual CPI increase,

as stated in the current contract. Discussion ensued regarding bill adjustments for missed collections. Discussion ensued.

Following review and discussion, Director Mensik moved to: (1) approve the rate increase for Texas Pride from \$13.15 to \$15.11; and (2) approve an amendment to the current contract for garbage and recycling collection, subject to final attorney review, to provide for bill adjustments for missed collections. Director McDonald seconded the motion, which passed unanimously.

#### FINANCIAL AND BOOKKEEPING MATTERS

Ms. Tujague reviewed the bookkeeper's report, including the bills for payment, a copy of which is attached. She noted check no. 5553, not listed in the report, is payable to Cinco Municipal Utility District No. 1 ("Cinco 1") in an amount of \$72,167.75 for reservation capacity. She stated the original check was never cashed and has been voided and reissued.

Following review and discussion, Director Mensik moved to: (1) approve the bookkeeper's report and payment of the bills, including check no. 5553 to Cinco 1 in the amount of \$72,167.75; and (2) amend the budget to reflect the increase in the new garbage collection rate. Director McDonald seconded the motion, which passed unanimously.

#### TAX ASSESSMENT AND COLLECTION MATTERS

Ms. Clark presented the tax assessor/collector's report for the month of September and the delinquent tax roll, copies of which are attached. She stated that 99.55% of the 2021 taxes were collected by the end of September.

After review and discussion, Director McDonald moved to approve the tax assessor/collector's report and payment of the checks drawn on the tax account. Director Mensik seconded the motion, which passed unanimously.

#### ENGINEERING MATTERS

Mr. Mueller reviewed the engineering report, a copy of which is attached.

Mr. Mueller reported that BGE is ready to proceed with Phase II of the GIS Mapping System. He requested approval for an additional 170 manhours of labor in the approximate amount of \$14,000.00.

After review and discussion, Director Mensik moved to: (1) approve the engineer's report; and (2) approve the budget for Phase II of the GIS Mapping, as recommended. Director McDonald seconded the motion, which passed unanimously.

## STORM WATER PERMITTING MATTERS AND STORM WATER MANAGEMENT PLAN

There was no discussion on this agenda item.

## OPERATION OF DISTRICT FACILITIES

Mr. Lugo reviewed the operator's report for September, a copy of which is attached, and updated the Board on facility repair and maintenance matters. He reported the water accountability was 94% for the previous month.

Mr. Lugo presented and reviewed a proposal from Edustrial Solutions for the annual fire hydrant maintenance survey inspections in the amount of \$6,051.60, a copy of which is attached to the engineer's report.

Mr. Lugo presented and reviewed three proposals from Image 360 for additional District drought condition signs. Discussion ensued. The Board concurred to table this item.

Mr. Lugo presented a mock-up from Post-Net for water conservation door hangers, a copy of which is attached to the engineer's report. He stated that materials and printing for 2,500 door hangers would cost approximately \$600.00. The Board directed Mr. Lugo to bring a separate proposal for the door-hanger cost of labor to the November meeting.

The Board discussed amending the current Rate Order to reflect the new rate for garbage collection and recycling. Discussion ensued.

The Board directed Mr. Lugo to bring a proposal for the cost of replacing the District boundary signs to the November meeting.

After review and discussion, Director Mensik moved to: (1) approve the operator's report; (2) approve the proposal from Edustrial Solutions for the annual fire hydrant maintenance survey inspections in the amount of \$6,051.60; (3) approve the printing of 2,500 water conservation door hangers, at a cost not to exceed \$600.00; and (4) approve the Amended Rate Order. Director McDonald seconded the motion, which passed unanimously.

## HEARING ON TERMINATION OF WATER AND SEWER SERVICE TO DELINQUENT ACCOUNTS

The Board conducted a hearing on the termination of utility service. Mr. Lugo reported that the residents on the termination list provided to the Board were mailed written notice prior to this meeting in accordance with the Rate Order, notifying them of the opportunity to appear before the Board of Directors to explain, contest, or correct the utility service bill and to show reason why the utility service should not be terminated for reason of nonpayment. After discussion, Director Mensik moved that, because the

residents on the termination list were neither present at the meeting nor had presented any statement on the matter, utility service should be terminated in accordance with procedures set forth in the Rate Order and directed that the termination list be filed appropriately and retained in the District's official records. Director McDonald seconded the motion, and the motion passed unanimously.

NORTH FORT BEND WATER AUTHORITY MATTERS

Ms. Steadman updated the Board regarding the North Fort Bend Water Authority Water Provider Conservation Program. Mr. Lugo discussed the District's participation in the Cinco Ranch community event scheduled for November 5, 2022.

DISTRICT WEBSITE MATTERS

The Board reviewed the analytics report, a copy of which is attached.

DISCUSS MEETING SCHEDULE

The Board concurred to hold the next meeting on November 16<sup>th</sup>, 2022.

REPORTS FROM DIRECTORS AND DISTRICT CONSULTANTS ON DISTRICT OPERATIONS

There was no discussion on this agenda item.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE, TO CONDUCT A PRIVATE CONSULTATION WITH ATTORNEY TO DISCUSS PENDING OR CONTEMPLATED LITIGATION, OR A SETTLEMENT OFFER

The Board convened in executive session at 12:00 p.m., pursuant to Section 551.071 of the Texas Government Code, in order to conduct a private consultation with the District's attorneys regarding potential litigation. In attendance were Directors Reuss, McDonald, and Mensik, Ms. Trachtenberg, Mr. Baker, Ms. Blanton, Mr. Richie, and Mr. Best.

RECONVENE IN OPEN SESSION

The Board reconvened in open session at 12:52 p.m. The Board took no action during executive session.

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

(SEAL)



  
Secretary, Board of Directors

ATTACHMENTS TO MINUTES

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