

**BOARD OF DIRECTORS  
SAN JACINTO RIVER AUTHORITY  
MINUTES OF REGULAR MEETING  
OCTOBER 28, 2021**

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A regular meeting of the Board of Directors of the San Jacinto River Authority was held at 8:00 a.m., October 28, 2021, at the San Jacinto River Authority General and Administration Building. A notice of said meeting was posted as required by law. President Ronnie Anderson, Vice President Ed Boulware, Treasurer Mark Micheletti, Secretary Pro Tem Ricardo Mora, and Director Stacey Buick were present. Also in attendance were Jace Houston, General Manager; Heather Ramsey-Cook, Director of Communications and Public Affairs; Ed Shackelford, Director of Utility Operations; Wayne Owen, Director of Raw Water Operations; Jodi Chaney, Records Management Officer; Mitchell Page, General Counsel; and Jan Bartholomew, Financial Advisor.

**1. CALL TO ORDER**

The meeting was called to order at 8:04 a.m.

**2. PLEDGES OF ALLEGIANCE**

The Pledges of Allegiance were led by Director Anderson.

**3. PUBLIC COMMENTS**

There were no public comments.

**4. DIVISION UPDATES**

**a. G & A:**

Mr. Houston reported on recent conversations with downstream and upstream stakeholders relating to flood mitigation and seasonal lake lowering. He reminded the Directors of the North Houston Association luncheon featuring Congressman Crenshaw on November 10, 2021, and stated SJRA, the City of Houston, and the Coastal Water Authority are working in conjunction to schedule site visits following the luncheon for the Texas Water Development Board's Chairwoman and key staff to various water projects in the greater Houston region, including SJRA's water plant. In closing, he reported on several GRP-hosted water plant tours and stakeholder outreach efforts regarding the Trinity River Authority Option and its importance for the future of Montgomery County's water supplies.

**b. G & A**

Ms. Cook provided updates related to various division and department projects and initiatives and closed by unveiling SJRA's new logo.

**c. G & A**

No update was provided related to Finance and Administration.

**d. Woodlands**

Mr. Meeks provided no update related to The Woodlands Wastewater Division.

**e. GRP**

Mr. Meeks provided no update related to the GRP Division.

**f. Lake Conroe**

Lake Conroe Operations Manager David Sidney presented information related to the spread of zebra mussels throughout Texas lakes. He went on to highlight SJRA's Zebra Mussel Inspection Program in conjunction with Texas Parks and Wildlife.

Mr. Raley provided an operational update relative to the Lake Conroe Division, to include the work plan and public outreach efforts by DCP Southern Hills Pipeline LLC, in repairing their natural gas pipeline by installing caissons around the pipeline at three locations under the waters of Lake Conroe. He continued by providing a construction update on the Westside Diversion Channel west of Dam Site Road.

**g. Highlands**

Mr. Smith provided no update related to the Highlands Division.

**h. Flood Management**

Mr. Barrett provided no update related to the Flood Management Division.

Mr. Shackelford recognized Daniel Hilderbrant upon his recent promotion to Engineering Manager for the Technical Services Department.

**5. CONSENT AGENDA**

Director Micheletti made a motion to approve the Consent Agenda, as recommended. The motion was seconded by Director Mora and carried unanimously.

**G&A**

**a. Approval of Minutes**

Approve the minutes of the Regular Meetings of August 26, 2021, and September 23, 2021.

**b. Unaudited Financials**

Approve the unaudited financials for the month of September, 2021.

**c. Work Order No. 2 - Social Media Communications Services**

Authorize the General Manager to execute Work Order No. 2 in an amount not to exceed \$150,000 with Pink Cilantro Agency for professional social media communications services.

## **WOODLANDS**

### **d. Interlocal Agreement with Montgomery County**

Authorize the General Manager to execute an Interlocal Agreement with Montgomery County for the concrete encasement of SJRA wastewater infrastructure in The Woodlands.

## **RAW WATER ENTERPRISE**

### **e. Sale of Real Property**

Declare to be surplus and authorize the disposal by sale of a 0.145 acre tract, a 0.023 acre tract and a 0.004 acre tract of real property located in the Shannon Owen Survey, A-36, near Montgomery, Texas, and authorize the General Manager to execute all necessary documents to complete the transaction.

### **f. Professional Services Agreement and Work Order No. 1 - Lake Conroe Maintenance Facilities Improvements**

Authorize the General Manager to execute a professional services agreement and Work Order No. 1 in an amount not to exceed \$636,464.70 with Halff Associates, Inc., for design and procurement assistance for the Lake Conroe Maintenance Facilities Improvements Project.

## **6. REGULAR AGENDA**

## **RAW WATER ENTERPRISE**

### **a. Resolution - Water Right Application**

Mr. Owen provided a brief overview of a 2017 agreement with Montgomery County Municipal Utility District Nos. 8 and 9 (the MUDs), the City of Houston, and the City of Huntsville regarding permit applications submitted to, and subsequently approved by the Texas Commission on Environmental Quality (TCEQ), the MUDs, and the City of Huntsville for bed and banks conveyance and subsequent diversion of return flows from Lake Conroe.

Flood Management Division Manager Matthew Barrett continued by explaining that as part of the agreement, the MUDs and City of Huntsville agreed to provide SJRA and the City of Houston with a total of twenty-one percent of the quantity of return flows conveyed to Lake Conroe pursuant to Water Use Permit Nos. 12510 and 12754. Mr. Barrett went on to state that SJRA must apply to TCEQ for a water right to allow diversion of the twenty-one percent return flows committed to SJRA and City Houston by the MUDs and City of Huntsville, and he explained that this resolution provides the authorization to prepare, submit, and perform other necessary actions related to the application(s), to include necessary consultants. He closed by stating the return flows are included in the recommended Montgomery County strategy portfolio in SJRA's Raw Water Supply Master Plan. Following discussion, Director Buick made a motion to adopt Resolution No. 2021-R-20 authorizing the General Manager to submit a water right application to the Texas Commission on Environmental Quality pursuant to an agreement between SJRA, Montgomery County Municipal Utility District Nos. 8 and 9, the City of Houston, and the City of Huntsville. The motion was seconded by Director Boulware and carried unanimously.

The agenda was then taken out of order. Mr. Houston announced that item 6b would be considered following executive session.

## 8. EXECUTIVE SESSION

The meeting was convened in executive session at 8:53 a.m., under the following provisions:

- a. Discussion regarding items identified elsewhere on the agenda pursuant to Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Real Property), 551.073 (Prospective Gifts), 551.074 (Personnel Matters), or 551.076 (Security Devices), as applicable.
- b. Consultations with attorney, pursuant to Texas Government Code, Section 551.071 regarding:
  1. Litigation related to Hurricane Harvey, including additional legal services to be provided by Hunton Andrews Kurth, LLP; and
  2. Expedited Declaratory Judgement Act litigation and other litigation related to GRP; and
  3. Pending litigation styled *Lake Conroe Assn., et. al. v. City of Houston and San Jacinto River Authority*, Cause No. 21-03-04382, in the 284th District Court, Montgomery County, Texas.

## 9. RECONVENE IN OPEN SESSION

The meeting was called into open session at 9:40 a.m. with a quorum of the Board being present. Action relative to items discussed in executive session are reflected under agenda item 6b below.

### 6b. GRP Contract Amendment - City of Conroe

Director Boulware made a motion to authorize the General Manager to negotiate and execute an amendment to the City of Conroe's GRP Contract, authorizing a non-mandatory surface water connection and an additional point of delivery. The motion was seconded by Director Mora and carried with three ayes and two nays (Directors Buick and Micheletti).

## 10. ANNOUNCEMENTS / FUTURE AGENDA

It was announced that the San Jacinto River Authority's next Regular Board Meeting will be held on December 9, 2021.

## 11. ADJOURN

Without objection, the meeting was adjourned at 9:40 a.m.



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Wil Faubel  
Secretary, Board of Directors