

MINUTES  
FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 10

November 7, 2019

The Board of Directors (the "Board") of Fort Bend County Levee Improvement District No. 10 (the "District"), met in regular session, open to the public, on the 7th day of November, 2019, at Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, 24<sup>th</sup> Floor, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

Don Burns	President
Johnny J. Cantu	Vice President/ Assistant Secretary
Rodney Vannerson	Secretary

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

Also present at the meeting were Kelley Jurecek of Tax Tech, Inc.; Mary Ann Mihills of Municipal Accounts & Consulting, L.P. ("MAC"); Jeff Perry of Levee Management Services ("LMS"); Michael Murr of Park Rangers; Michael Rusk and Jacob Clarke of LJA Engineering, Inc. ("LJA"); and Nellie Connally and Anne-Marie Bradford of Allen Boone Humphries Robinson LLP ("ABHR").

PUBLIC COMMENTS

There were no public comments received by the Board.

MINUTES

The Board considered approving the minutes of the October 3, 2019, regular meeting, which were provided in advance. Following review and discussion, Director Cantu moved to approve the minutes, as provided. Director Vannerson seconded the motion, which passed by unanimous vote.

PHASE II MS4 STORM WATER MANAGEMENT PERMIT PLAN MATTERS

There was no discussion on this matter.

RESOLUTION VOTING FOR WATER DISTRICT NOMINEE FOR ELECTION OF THE BOARD OF DIRECTORS OF THE FORT BEND CENTRAL APPRAISAL DISTRICT

The Board reviewed the candidates for the Board of Directors election for the Fort Bend Central Appraisal District ("FBCAD"). Ms. Connally stated the District has 10 votes for the election. She then presented and reviewed a Resolution Voting for Director for Board of Director Election for FBCAD (the "Resolution"). After review and discussion, Director Vannerson moved to cast the District's 10 votes for Michael D. Rozell for Director of the FBCAD, approve the Resolution reflecting same, and direct

that the Resolution be filed appropriately and retained in the District's official records. Director Cantu seconded the motion, which passed unanimously.

#### RENEWAL OF INSURANCE POLICIES

Ms. Connally stated the District's insurance policies will expire on January 6, 2020, and inquired if the Board would like ABHR to seek additional proposals for the Board's review. After discussion, the Board directed ABHR to obtain proposals from HARCO and McDonald/Wessendorff for review at the next Board meeting.

#### REPORT FROM LAKE MANAGEMENT SERVICES

There was no discussion on this matter.

#### FINANCIAL AND BOOKKEEPING MATTERS

Ms. Mihills presented and reviewed the bookkeeper's report, including the quarterly investment report, a copy of which is attached, and the checks presented for payment, as listed in the report. She noted Pay Estimate No. 6 and Final to Texas Wall and Landscape is included in the report, as well as, three months of park payments to River Park Property Owners' Association ("POA"). After review and discussion, Director Burns moved to approve the bookkeeper's report, including payment of the bills listed in the report. Director Cantu seconded the motion, which passed unanimously.

#### TAX ASSESSMENT AND COLLECTIONS MATTERS

Ms. Jurecek presented and reviewed the tax assessor/collector's report, a copy of which is attached, and reported that 99.13% of the District's 2018 taxes and 0.41% of the District's 2019 taxes have been collected to date. Following review and discussion, Director Vannerson moved to approve the tax assessor/collector's report and payment of the tax bills. Director Cantu seconded the motion, which passed unanimously.

#### ENGINEER'S REPORT

Mr. Rusk presented and reviewed the engineer's report, a copy of which is attached.

Mr. Rusk updated the Board on the status of the repair of the retention pond slopes of Lake No. 4 and presented and recommended approval of Pay Estimate No. 6 and final in the amount of \$51,569.20.

Mr. Rusk then provided an update on erosion in the District and Director Burns discussed a meeting held by Fort Bend County regarding erosion along the Brazos River.

Mr. Rusk stated there are no deeds or easements for the Board's consideration.

Mr. Rusk reviewed an exhibit reflecting the ownership and maintenance responsibility of the sound wall and adjacent land surrounding The Enclave and discussion ensued.

After review and discussion, Director Cantu moved to (i) approve the engineer's report; and (ii) approve Pay Estimate No. 6 and Final, as recommended. Director Vannerson seconded the motion, which passed unanimously.

#### CAPITAL IMPROVEMENT PLAN ("CIP")

Mr. Rusk reviewed an updated cost estimate for the pump station access improvements, including the costs to replace the current stop logs with sluice gates, and discussed same with the Board. He stated the Site Improvement Items listed on the cost estimate includes raising the headwall in certain areas along the channel, which he recommends completing at the same time as the access improvements. The Board discussed separating the project into the following two phases: (1) Site Improvement Items included on the cost estimate, plus item nos. 4, 5, 6, and 7 from the District's Capital Improvement Plan, and (2) installation of the sluice gates. After discussion, the Board directed LJA advertise for bids for the two phases of the access improvements project, as discussed, for the Board's review and consideration. A copy of the cost estimate is attached to the engineer's report.

#### OPERATION OF DISTRICT FACILITIES

Mr. Perry reviewed the operations report and updated the Board regarding the status of repairs and maintenance performed since the last meeting. A copy of his report is attached.

Mr. Perry provided an update regarding levee and detention maintenance, pump station maintenance, and Brazos River erosion matters.

Mr. Perry stated he has coordinated with a contractor to repair and straighten the drainage channel fence and discussion ensued regarding informing the residents affected by the project. Mr. Perry stated he will coordinate with the River Park POA to obtain a list of the appropriate residents, in order to hang door tags and to hold a meeting to discuss resident questions and concerns.

Mr. Perry discussed the installation of the rain gauge at the District's pump station.

After review and discussion, Director Vannerson moved to approve the operator's report. Director Cantu seconded the motion, which passed unanimously.

#### PARK AND RECREATIONAL FACILITIES

Mr. Murr presented and reviewed a park maintenance report, a copy of which is attached. He updated the Board regarding maintenance of park and recreational

facilities in the District.


PERIMETER LEVEE MATTERS

The Board discussed the Fort Bend County Levee Improvement District Fall Seminar scheduled for November 8, 2019.

REPORTS FROM DIRECTOR AND/OR DISTRICT CONSULTANTS

The Board concurred to meet next on December 12, 2019, as discussed at the last meeting.

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

  
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Secretary, Board of Directors

(SEAL)

