

MINUTES
FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 10

March 25, 2021

The Board of Directors (the "Board") of Fort Bend County Levee Improvement District No. 10 (the "District"), met in regular session by teleconference, with access by telephone 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 25th day of March, 2021, and the roll was called of the members of the Board being present by telephone:

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 attending the teleconference were Guillermo Salcedo of the City of Sugar Land ("COSL"); Kelley Jurecek of Tax Tech, Inc. ("Tax Tech"); Mary Ann Mihills of Municipal Accounts & Consulting, L.P. ("MAC"); Michael Murr of Park Rangers; Michael Rusk of LJA Engineering, Inc. ("LJA"); Jeff Perry of Levee Management Services, LLC ("LMS"); and Angie Lutz and Anne-Marie Bradford of Allen Boone Humphries Robinson LLP ("ABHR").

Ms. Lutz reviewed certain recommended protocols for conducting the District's meeting via teleconference. She 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/fbclid10.

OPERATIONS AND SERVICE REQUIREMENTS RELATING TO COVID-19 EPIDEMIC

There were no items to report regarding this matter.

PUBLIC COMMENTS

Director Burns offered any members of the public attending the meeting by telephone the opportunity to make public comment. There being no members of the public wishing to address the Board, Director Burns moved to the next agenda item.

MINUTES

The Board considered approving the minutes of the February 25, 2021, regular meeting. Following review and discussion, Director Cantu moved to approve the

minutes, as revised. Director Vannerson seconded the motion, which passed unanimously with all directors voting in favor of the motion.

PHASE II MS4 STORM WATER MANAGEMENT PLAN IMPLEMENTATION

There was no discussion on this matter.

CITY OF SUGAR LAND ("COSL") MATTERS

Mr. Salcedo provided an update regarding COSL matters.

LAKE MANAGEMENT SERVICES

There was no discussion regarding this matter.

FINANCIAL AND BOOKKEEPING MATTERS

Ms. Mihills reviewed the bookkeeper's report, a copy of which is attached, including the checks presented for payment, as listed in the report. She requested authorization to make the annual emergency reserve fund transfer from maintenance and operations tax revenue, and discussion ensued regarding the calculation of such transfer. Following review and discussion, Director Vannerson moved to (i) approve the bookkeeper's report, including payment of the bills listed in the report; and (ii) authorize the annual emergency reserve fund transfer, as discussed. Director Cantu seconded the motion, which passed unanimously.

Ms. Mihills then stated the District currently has a retail contract with ADP for its payroll services, and she recommends entering into a wholesale contract to save costs. She requested approval of the Client Account Agreement and Authorization to Debit/Credit with ADP, pending finalization of the terms with ADP. Following review discussion, Director Vannerson moved to approve the Client Account Agreement and Authorization to Debit/Credit with ADP, subject to ABHR final approval. Director Cantu seconded the motion, which passed unanimously.

TAX ASSESSMENT AND COLLECTIONS MATTERS

Ms. Jurecek reviewed the tax assessor/collector's report, a copy of which is attached, and reported that 91.4% of the District's 2020 taxes have been collected to date.

Ms. Lutz discussed the Resolution Concerning Exemptions from Taxation with the Board, and discussion ensued regarding the available exemptions options. Following discussion, the Board concurred to defer action until next month.

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 with all directors voting in favor of the motion.

ENGINEER'S REPORT

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

Mr. Rusk provided an update regarding the construction of Phases I and II of the Pump Station Site Access Improvements and Sluice Gates Installation. He stated there are no pay estimates for the Board's consideration this month. Mr. Rusk then discussed the proposed timeline for the installation of the sluice gates and requested authorization to advertise for bids for the installation of sluice gate concrete.

Mr. Rusk stated there are no deeds or easements for the Board's consideration this month. Director Vannerson requested LJA prepare an exhibit reflecting the property ownership of the land near the Star Furniture, to be used in the design of the proposed frisbee course.

Mr. Rusk then provided an update regarding the status of the pending park bond application.

Mr. Rusk next reviewed and requested approval of a revised proposal for landscape architect services related to the Overlook Trail Extension project. He stated this proposal has been revised pursuant to the discussion at the special meeting on March 9, 2021. Discussion then ensued regarding the three parks projects LJA will be overseeing: (i) the frisbee course; (ii) the Park at the Levee; and (iii) the Overlook Trail Extension.

Following review and discussion, Director Burns moved to (i) approve the engineering report; (ii) authorize LJA to advertise for bids for the sluice gate concrete installation; (iii) authorize LJA to conduct a survey and provide the metes and bounds of the land discussed; (iv) approve the proposal for landscape architect services related to the Overlook Trail Extension project. Director Cantu seconded the motion, which passed unanimously.

CAPITAL IMPROVEMENT PLAN ("CIP")

Mr. Rusk stated there are no changes to the CIP.

OPERATION OF DISTRICT FACILITIES

Mr. Perry reviewed the operations report, a copy of which is attached, and discussed maintenance of the levee, channels, ditches, and pump station.

Mr. Perry stated the installation of hog fencing has been completed, and discussion ensued regarding the gates to access the bike trail. Mr. Perry stated cattle gates are currently in place, which require all users to manually open and close the gate, and the Board may choose to install the same gates previously installed by Mr. Murr to access the COSL walking trail, which he noted open and close automatically.

Mr. Perry then discussed maintenance of an overgrown area along the I-59 frontage road, noting the COSL has confirmed the area will be included on its maintenance schedule of eight annual mowings. He stated the District may choose to perform an additional eight annual mowings to be completed by LMS's contractor for \$75.00 per mowing, as needed. Discussion ensued.

Mr. Perry next discussed options for eliminating the public access to the Brazos River along the right side of the Grand Parkway. He stated the District can extend the hog fencing to block the access the point. He further stated the Texas Toll Road Authority has expressed interest in installing new guard railing along the area, which is estimated to cost \$30,000. Discussion ensued, and the Board directed ABHR to coordinate with LMS and the Toll Road Authority regarding the installation of new guard railing.

Discussion then ensued regarding ongoing maintenance of the new walking trail access gates, and Mr. Salcedo requested an exhibit reflecting the location of each gate in order to include them under the COSL's maintenance schedule. Mr. Perry stated he will provide a map to Mr. Salcedo.

Following review and discussion, Director Cantu moved to (i) approve the operations report; and (ii) authorize up to eight additional annual mowings of the overgrown area along the I-59 frontage road to be paid for by the District, as discussed. Director Vannerson seconded the motion, which passed unanimously.

PARK AND RECREATIONAL FACILITIES

Mr. Murr reviewed a park maintenance report, a copy of which is attached, and updated the Board regarding maintenance of park and recreational facilities in the District. He then reviewed the following proposed parks projects Parks Rangers will be overseeing: (i) Playground at Thistle Rock Park and (ii) Lighting at Magnolia Park.

Mr. Murr then discussed landscaping throughout the District that sustained freeze damage during the recent winter weather storm and freeze event, and Director Vannerson discussed the River Park Property Owners' Association's plans to replace certain landscaping.

Mr. Murr then discussed amending the District's budget for future maintenance of the new park projects.

RESOLUTION IN SUPPORT OF HOUSE BILL 1410 AND SENATE BILL 1959

Ms. Lutz discussed House Bill 1410 and Senate Bill 1959, which would increase the amount of bonds that certain special districts can issue for park and recreational facilities and the Board considered adopting a Resolution in Support of House Bill 1410 and Senate Bill 1959. The Board additionally discussed how the passage of these bills may affect the District's current bond application, and Mr. Lutz stated she will speak with the District's financial advisor and report back at the next meeting. Following

review and discussion, Director Vannerson moved to adopt the Resolution in Support of House Bill 1410 and Senate Bill 1959. Director Cantu seconded the motion, which passed unanimously.

PERIMETER LEVEE MATTERS

Discussion ensued regarding the Fort Bend Flood Management Association and risk analyses of levees throughout the nation.

Director Cantu then discussed the National Association of Flood & Stormwater Management Agencies meeting on April 7, 2021, and the National Water Wise Conference on April 8 - 9, 2021. Following review and discussion, Director Burns moved to authorize director attendance at the discussed meetings. Director Cantu seconded the motion, which passed unanimously.

REPORTS FROM DIRECTOR AND/OR DISTRICT CONSULTANTS

The Board concurred to hold its next special parks meeting on April 16, 2021, at 8:00 a.m. and its next regular meeting on April 22, 2021, at 11:30 a.m.

EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE

The Board convened in executive session at 12:58 p.m. to conduct a private consultation with the District's attorney regarding potential litigation. ABHR, Mr. Murr, and Mr. Rusk were present during the executive session.

RECONVENE IN OPEN SESSION AND AUTHORIZE APPROPRIATE ACTION

The Board reconvened in regular session at 1:14 p.m. The Board took no action.

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

(SEAL)



/s/ Rodney Vannerson
Secretary, Board of Directors