

MINUTES  
FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 10

October 20, 2022

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 20th day of October, 2022, at Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, 24th 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 attending the meeting were Mary Ann Mihills of Municipal Accounts & Consulting, LP; Michael Murr of Murr Incorporated; Kelley Jurecek of Tax Tech, Inc.; Albert Ramirez of Lake Management Services, LP; Michael Rusk of LJA Engineering, Inc ("LJA"); Jeff Perry of Levee Management Services, LLC; Nik Raha of the City of Sugar Land ("COSL"); and Angie Lutz, Shammara Polk, and Julie Gerdes of Allen Boone Humphries Robinson LLP ("ABHR").

PARK AND RECREATIONAL FACILITIES

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

Mr. Murr updated the Board regarding the Lighting at Magnolia Park. He stated at the October 14, 2022 parks meeting the contract was awarded to the lowest bidder, HD Outdoor Services for an estimated cost of \$71,000, as they would be the most advantageous to the District and would result in the best and most economical completion of the project. Mr. Murr further stated that a preconstruction meeting is scheduled for next week.

Mr. Murr updated the Board on the replacement of additional trees along the Grand Parkway. He stated this project will be handled in a couple of months.

Mr. Murr updated the Board on the the removal of a tree at the recreation center and the planting of same at the Enclave pond. He stated this will be scheduled for completion in the next couple of months, with the benches and pads to follow.

Mr. Murr updated the Board on the tube separation on a slide at the recreation center. He stated the parts are scheduled to arrive on November 7, 2022. He also updated the Board on the turf replacement at the recreation center. He stated he is currently looking to get alternate bids to install artificial turf but in the interim they are patching up any problem areas.

Mr. Murr informed the Board of eight locations where fence railings either needed to be repaired or replaced throughout the District. Discussion ensued and the Board directed Mr. Raha to coordinate with the COSL Public Works department to see if the City can repair and/or replace said fences and to inform Mr. Murr and Ms. Mihills of his findings.

### PUBLIC COMMENTS

Director Burns offered any members of the public attending the meeting 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 September 22, 2022, regular meeting, as presented. Following review and discussion, Director Cantu moved to approve the minutes, as presented. Director Vannerson seconded the motion, which passed unanimously.

### PHASE II MS4 STORMWATER MANAGEMENT PLAN IMPLEMENTATION

There was no discussion regarding this agenda item.

### CITY OF SUGAR LAND MATTERS

Mr. Raha reported on the status of the COSL "hog taskforce." He stated the COSL is still working on a strategy and will hopefully have a finalized plan in the near future.

The Board discussed the trimming of trees in connection with property owned by Shopcore.

### LAKE MANAGEMENT SERVICES

Mr. Ramirez reviewed a lake maintenance report with the Board and discussed lake maintenance and repairs performed in the District. A copy of the lake maintenance report is attached.

The Board discussed a potential water leak surrounding the fire hydrant between Lake #1 and the feeder road and directed Mr. Raha and Mr. Ramirez to investigate the matter and coordinate any necessary action.

The Board next discussed the dying of District lakes and the frequency in which this action occurs.

#### FINANCIAL AND BOOKKEEPING MATTERS

Ms. Mihills reviewed the bookkeeper's report, including the checks presented for payment as listed in the report, a copy of which is attached.

Ms. Mihills informed the Board that she and Mr. Jacobs reviewed a list of District projects and compared to the budget to determine which projects to continue to work and which ones to postpone. She stated the shaded items on the report totaling \$258,194 will be reallocated to fund other District projects.

Discussion ensued regarding interest rates for Certificates of Deposit and moving funds from TexPool to Texas Class.

Following review and discussion, Director Cantu moved to approve the bookkeeper's report, including the payment of the bills listed in the report and the additional check presented. Director Burns seconded the motion, which passed unanimously.

#### TAX ASSESSMENT AND COLLECTIONS MATTERS

Ms. Jurecek reviewed the monthly tax assessor/collector's report, including the tax bills presented for payment. A copy of the tax assessor/collector's report is attached. She reported that 98.97% of the District's 2021 taxes have been collected to date.

Following review and discussion, Director Cantu moved to approve the tax report and the checks presented for payment. Director Vannerson seconded the motion, which passed unanimously.

#### ENGINEER'S REPORT

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

Mr. Rusk provided an update regarding Brazos River erosion matters. He stated the river continues to remain at a low level.

Mr. Rusk provided an update on the District's capital improvement plan. He stated there have been no changes since the last Board meeting.

Mr. Rusk provided an update regarding the Frisbee Course. He reviewed and recommended approval of Pay Estimate No. 1 in the amount of \$7,588.80, payable to Platinum Grass Services, LTD ("PGS"). He further stated LJA is currently coordinating the final course graphics to incorporate future additional tee box location. Discussion ensued regarding the creation of a Change Order to reflect the removal of the signage from the contract and having the current contractor finish the surface work and bring in a different contractor to handle the signage work. The Board directed Mr. Raha to coordinate with the COSL to see if they will do the remaining sidewalk above the apron work.

Mr. Rusk provided an update regarding the Park at the Levee (Enclave). Discussion ensued regarding the tennis courts and the 0.25-acre extension of the dog park and the possibility of swapping of land between the District and the COSL. The Board directed ABHR to check into the value of land and to coordinate with the COSL attorney. Mr. Rusk further advised that bids for the project are due on October 26, 2022.

Mr. Rusk provided an update regarding the Overlook Trail Extension. He stated two bids were received for the project and LJA will hold off on awarding the project until bids are received for the Park at the Levee (Enclave). Discussion ensued regarding ensuring the project still fits underneath the approval by the Texas Commission on Environmental Quality and the Board directed ABHR to look into the matter further and coordinate with LJA.

Following review and discussion, and based on the engineer's recommendation, Director Vannerson moved to (1) approve the engineering report; and (2) approve Pay Estimate No. 1 in the amount of \$7,588.80, payable to PGS. Director Cantu seconded the motion, which passed unanimously.

#### OPERATION OF DISTRICT FACILITIES

Mr. Perry reviewed the operations report, a copy of which is attached, and updated the Board regarding the repairs and maintenance performed since the last meeting.

Discussion ensued regarding the fence line inspection and the Board directed Mr. Perry have the inspection conducted during the tour at the levee.

Mr. Perry informed the Board that the Fort Bend County Tabletop Exercise has been postponed until January of 2023.

The Board discussed adding additional bollards and wiring to assist with keeping people from driving on the levee and directed Mr. Perry to look into the matter and take any necessary action.

The Board next discussed the possibility of installing cameras in the District and concurred to defer action and to discuss further at a later date.

The Board also discussed the increase in Groundwater Reduction Plan fees and ways to offset cost.

Following review and discussion, Director Cantu moved to approve the operations report. Director Vannerson seconded the motion, which passed unanimously.

#### LANDSCAPING MATTERS

There was no discussion regarding this agenda item.

#### PERIMETER LEVEE MATTERS

The Board discussed the 2022 Association of Water Board Directors Fall Seminar which will take place on Monday, October 31, 2022 at Hyatt Regency Houston West.

#### REPORTS FROM DIRECTOR AND/OR DISTRICT CONSULTANTS

There was no discussion on this agenda item.

#### DISTRICT WEBSITE MATTERS

There was no discussion on this agenda item.

#### HOLIDAY MEETING SCHEDULE

The Board discussed the holiday Board meeting schedule and concurred to reschedule the District's next regular meeting to November 30, 2022, at 11:30 a.m. The Board further concurred to hold special parks meetings on November 14, 2022, December 9, 2022 and tentatively on December 30, 2022, at 8:30 a.m. in the District.


#### EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE

The Board did not convene in executive session.

#### RECONVENE IN OPEN SESSION AND AUTHORIZE APPROPRIATE ACTION

The Board did not convene in executive session.

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



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Secretary, Board of Directors

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