

MINUTES
FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 10

November 30, 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 30th day of November, 2022, at Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, 26th 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 ("Murr, Inc."); Kristy Hebert of Tax Tech, Inc.; Albert Ramirez of Lake Management Services, LP ("LMS"); Jacob Clark and Michael Rusk of LJA Engineering, Inc ("LJA"); Justin Raley and Zach Lacey, John O'Donnell of WaterLogic ("WL"); and Angie Lutz, Shammara Polk, and Sydney Durham of Allen Boone Humphries Robinson LLP ("ABHR").

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 August 18, 2022, special meeting, September 9, 2022, special meeting, October 14, 2022, special meeting, October 20, 2022, regular meeting, and November 14, 2022, special meeting, as presented. Following review and discussion, Director Cantu moved to approve the minutes, as presented. Director Burns 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 ("COSL") MATTERS

There was no discussion regarding this agenda item.

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 continued discussion of a potential water leak surrounding the fire hydrant between Lake #1 and the feeder. Mr. Ramirez advised he would coordinate with Nik Raha of the COSL to investigate the matter further and coordinate any necessary action.

Mr. Ramirez next discussed the dying of District lakes and advised if weather permits, LMS will dye the lakes before Christmas.

RENEWAL OF INSURANCE POLICIES

The Board reviewed a renewal proposal provided by McDonald/Wessendorff and discussed the premium increase. A copy of the insurance proposal will be filed appropriately and retained in the District's official records. Following review and discussion, Director Burns moved to accept the proposal from McDonald/Wessendorff, as presented. Director Vannerson seconded the motion, which passed unanimously

DIRECTOR EXPENSES FOR THE ASSOCIATION OF WATER BOARD DIRECTORS WINTER CONFERENCE

The Board reviewed the District's Travel Reimbursement Guidelines for the upcoming Association of Water Board Directors winter conference in Austin, Texas.

ANNUAL UPDATE FROM WATERLOGIC

Mr. Raley reviewed an annual water management report with the Board, a copy of which is filed in the District's official records.

Mr. Raley and Mr. O'Donnell reviewed and discussed the benefits of two-way technology for the District. He then reviewed and presented a proposal to replace the District's current controller cartridges with new two-way communicating controller cartridges in the amount of \$1,200 per cartridge. Discussion ensued and the Board concurred to defer action until the December 9, 2022, special meeting and directed WL to go out to the Enclave to do a field inspection for any additional cartridges that may not be accounted for and report back any findings to the Board.

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 advised she has provided the Board documents for execution to move funds from TexPool to Texas Class.

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

TAX ASSESSMENT AND COLLECTIONS MATTERS

Ms. Hebert 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 3.25% of the District's 2022 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 Burns 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. Clark provided an update regarding the Frisbee Course. He reviewed and recommended approval of Pay Estimate No. 2 in the amount of \$38,592.00, payable to Platinum Grass Services, LTD ("PGS"), and Change Order Nos. 2 and 3 in the amounts of \$44,867.27 and \$15,101.46, respectively, submitted by PGS. He stated that Change Order Nos. 2 and 3 is to decrease the contract for requested changes for plant materials, practice markers, and removal of elements associated with course entry. Discussion ensued regarding the budget of the project.

Mr. Clark provided an update regarding the Park at the Levee (Enclave). He stated two bids were received for the project as discussed at the November 14, 2022, special meeting. He stated the project will be rebid with requested modifications to get the project more closely aligned with the anticipated budget. Mr. Clark next reviewed and presented a proposal for LJA to prepare a metes and bounds for the park land substitution with the COSL in an amount not to exceed \$2,200.

Mr. Clark provided an update regarding the Overlook Trail Extension. He stated two bids were received for the project and the project was awarded at a special meeting to Advanced Construction and Development, LLC in the amount of \$316,837.60. Mr. Clark further advised that a Change Order will be prepared after contract execution to get the project more closely aligned with the anticipated budget.

Following review and discussion, Director Vannerson moved to (1) approve the engineering report; (2) approve Pay Estimate No. 2 in the amount of \$38,592.00, payable to PGS and approve Change Order Nos. 2 and 3 to decrease the contract in the amount \$44,867.27 and \$15,101.46, respectively, for requested changes to plant materials, practice markers, and removal of elements associated with course entry; and (3) approve preparation of a metes and bounds for the park land substitution with the COSL in an amount not to exceed \$2,200. Director Cantu seconded the motion, which passed unanimously.

OPERATION OF DISTRICT FACILITIES

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

The Board continued discussion of adding additional bollards or guard rails to assist with keeping individuals from driving on the levee and directed ABHR to follow up with Jeff Perry and Mike Stone regarding the matter.

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

PARK LAND SUBSTITUTION WITH THE CITY OF SUGAR LAND FOR ONGOING PARK AND RECREATIONAL PROJECTS

The Board discussed the park land substitution with the COSL for ongoing park and recreational projects.

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 materials have been ordered and the project is ready to commence. Mr. Murr requested the Boards authorization to order six additional lights to have as surplus on hand.

Mr. Murr updated the Board on the replacement of additional trees along the Grand Parkway. He stated some trees have been removed and transplanting should begin next week. He further advised that this project will be completed in a couple of months and that one tree from the recreation center will be removed and transplanted to the Enclave Pond, with 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 December 12, 2022. He also updated the Board on the turf replacement at the recreation center. Mr Murr review and presented

two proposals to replace the turf at the recreation center, copies of which are included in the park maintenance report. Discussion ensued and the Board concurred to defer action on the proposal for turf replacement until the next special meeting.

Mr. Murr updated the Board on the eight locations where fence railings either needed to be repaired or replaced throughout the District. He stated extensive evaluation of the areas has been done to determine what is needed to bid the project once it is determined if the COSL can repair and/or replace said fences. Mr. Murr stated he will get in contact with Mr. Raha to coordinate with the COSL Public Works department to see if they can repair and/or replace said fences.

Following review and discussion, Director Burns moved to (1) approve the park maintenance report; and (2) authorize Murr, Inc. to order 6 additional lights to have as surplus. Director Cantu seconded the motion, which passed unanimously.

LANDSCAPING MATTERS

Ms. Lutz reviewed a landscape report from Houston Landscapes Unlimited.

PERIMETER LEVEE MATTERS

The Board discussed the 2022 National Waterways Conference that took place October 26th through October 28, 2022 at the Hyatt Regency Houston.

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.

RESOLUTION REQUESTING APPOINTMENT OF DIRECTORS BY THE FORT BEND COUNTY COMMISSIONERS COURT

Ms. Polk stated Directors Cantu and Vannerson's terms expire on January 25, 2023. She then reviewed a Resolution Requesting Appointment of Directors by the Fort Bend County Commissioners' Court (the "Resolution") to appoint Directors Cantu and Vannerson to a new four-year term expiring January 25, 2027. Discussion ensued and the Board concurred to defer action until January.

REVIEW AND UPDATE EMINENT DOMAIN REPORT TEXAS COMPTROLLER

Ms. Polk stated that the District's Eminent Domain Authority Annual Report has been filed with the Comptroller of the State of Texas, pursuant to Senate Bill 1812.

EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE

The Board did not convene in executive session.

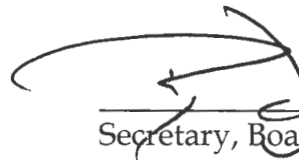
RECONVENE IN OPEN SESSION AND AUTHORIZE APPROPRIATE ACTION

The Board did not convene in executive session.

The Board concurred to hold the next regular meeting on January 26, 2023, and the next parks meetings scheduled for December 9, 2022, tentatively on December 30, 2022, and January 13, 2023.

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




Secretary, Board of Directors

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