

MINUTES  
FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 10

June 29, 2023

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 29th day of June, 2023, 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; Kelly Jurecek of Tax Tech, Inc.; Michael Rusk and Jacob Clark of LJA Engineering, Inc ("LJA"); Albert Ramirez of Lake Management Services, LP; Jeff Perry and Michael Brooks of Levee Management Services, LLC; Nik Raha of the City of Sugar Land; and Harry Thompson and Shammara Polk of Allen Boone Humphries Robinson LLP("ABHR").

PUBLIC COMMENTS

Director Burns offered any members of the public attending the meeting the opportunity to make a 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 May 25, 2023, 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

There was no discussion on this agenda item.

CITY OF SUGAR LAND ("COSL") MATTERS

The Board discussed COSL matters.

## 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 an inquiry from a resident regarding if the fish in the lake are safe to consume. Mr. Ramirez advised that it is best to err on the side of caution and not to consume the fish in the lake.

## ASSOCIATION OF WATER BOARD DIRECTORS ("AWBD") SUMMER CONFERENCE AND NATIONAL ASSOCIATION OF FLOOD AND STORMWATER MANAGEMENT AGENCIES ("NAFSMA"), REIMBURSEMENT OF ELIGIBLE EXPENSES, AND ATTENDANCE AT WINTER CONFERENCE

The Board discussed the AWBD summer conference and considered authorizing attendance at the winter conference. Following review and discussion, Director Vannerson moved to (1) approve reimbursement of all eligible expenses for Directors who attended the AWBD summer conference, which the District's bookkeeper confirmed are in compliance with the District's Travel Reimbursement Guidelines, and for Directors who will attend the NAFSMA conference, which will take place on July 24-27, 2023; and (2) authorize attendance of any interested Directors at the winter conference. Director Cantu seconded the motion, which passed unanimously.

## 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 reviewed a proposal from the Fort Bend Economic Development Council for the annual trustee membership, committee fee, and consulting expenses in the amount of \$10,500.00.

Ms. Mihills informed the Board that she and Mr. Jacobs are still determining where to reallocate funds from projects that will be postponed. She stated the items with asterisks in the report are projects that are being reallocated.

Following review and discussion, and based on the bookkeeper's recommendation, Director Cantu moved to approve the bookkeeper's report, and the payment of the bills listed in the report. Director Vannerson 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 96.80% of the District's 2022 taxes have been collected to date.

Following review and discussion, and based on the tax assessor/collector's recommendation, Director Vannerson moved to approve the tax report and the checks presented for payment. Director Cantu seconded the motion, which passed unanimously.

### AUTHORIZE DELINQUENT TAX ATTORNEY TO PROCEED WITH COLLECTION OF DELINQUENT TAXES

The Board considered authorizing Linebarger Goggan Blair & Sampson, LLP ("Linebarger") to proceed with the collection of the 2022 real property taxes that are delinquent on July 1, 2023. Director Cantu moved to authorize Linebarger to proceed with the delinquent tax collection. 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 LJA will bring updated numbers for the generator replacement at the pump station to the July 14, 2023, parks meeting.

Mr. Clark provided an update regarding the Park at the Levee (Enclave). Discussion ensued regarding the land swap with the COSL, and Mr. Rusk stated that the metes and bounds for the 0.3419-acre tract is complete and has been provided to ABHR to send to the COSL. Further discussion ensued regarding bidding for the project, and the Board concurred to have LJA move forward with rebidding the project.

Mr. Clark provided an update regarding the Overlook Trail Extension. He reviewed and recommended approval of Pay Estimate No. 1 in the amount of \$30,069.36, submitted by Advanced Construction Development, LLC ("Advanced").

Following review and discussion, and based on the engineer's recommendation, Director Vannerson moved to (1) approve the engineering report; (2) authorize LJA to rebid the Overlook Trail Extension project; and (3) approve Pay Estimate No. 1 in the amount of \$30,069.36, submitted by Advanced. 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.

Following review and discussion, and based on the operator's recommendation, Director Cantu moved to approve the operations report. Director Vannerson seconded the motion, which passed unanimously.

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

There was no discussion regarding this agenda item.

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 on the turf replacement at the recreation center. He reviewed a proposal from Golf Greens of Texas for the repair of the turf at the recreation center in the amount of \$10,115.00. Discussion ensued and the Board concurred to forego the repair and to move forward with the turf replacement and requested Mr. Murr bring a proposal to the next parks meeting on July 14, 2023.

Mr. Murr updated the Board on the replacement of additional trees along the Grand Parkway. He stated there are six trees left to be planted and there are 95 trees for planting on the second row. Discussion ensued regarding the timeline for the planting of the six remaining trees and the planting of the additional 95 trees in the Fall.

Mr. Murr provided an update regarding continued irrigation issues. He stated the irrigators have confirmed that everything is working as intended. Discussion ensued and the Board directed representatives from Lake Management Services, LP, Houston Landscapes Unlimited, Inc., CIA Services, and WaterLogic LP attend the June 14, 2023, parks meeting.

PERIMETER LEVEE MATTERS

There was no discussion regarding this agenda item.

REPORTS FROM DIRECTOR AND/OR DISTRICT CONSULTANTS

There was no discussion regarding this agenda item.

DISTRICT WEBSITE MATTERS

The Board discussed adding all park projects to the District's website in the future.

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 parks meetings on July 14, 2023, and the next regular meeting on July 31, 2023.

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



*[Handwritten Signature]*  
Asst. Secretary, Board of Directors

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