

MINUTES  
FIRST COLONY LEVEE IMPROVEMENT DISTRICT  
OF FORT BEND COUNTY, TEXAS

April 19, 2022

The Board of Directors (the "Board") of First Colony Levee Improvement District of Fort Bend County, Texas (the "District") met in special session open to the public, on the 19<sup>th</sup> day of April 2022, at the Fort Bend Economic Development Council (the "FB EDC"), 1 Fluor Daniel Dr., Building D, Conference Room: D1-0, Sugar Land, Texas 77478, outside the boundaries of the District, and the roll was called of the members of the Board:

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|---------------------|-------------------------------------|
| Scott Jacobson      | President                           |
| Richard E. Sherrill | Vice President/ Assistant Secretary |
| Debra Coffman       | Secretary                           |

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

Also attending all or part of the meeting were Sam Galyon and Rashid Khokhar of Fort Bend County Levee Improvement District No. 2 ("LID 2"); Ron Frerich of First Colony Levee Improvement District No. 2 ("FC LID 2"); Jeff Anderson and Glen Gill of Fort Bend County Levee Improvement District No. 15; Kalapi Sheth of Fort Bend County Levee Improvement District No. 19 ("LID 19"); Jennie Mussler, Sonal Shah, and Shelley Winn of Fort Bend County Municipal Utility District No. 46 ("MUD 46"); Mike Rozell of Fort Bend County Levee Improvement District No. 11; Gregory P. Frank of Costello, Inc.; Jason Klump and Mike Thelen of LID Solutions, LLC; Jeff Perry of Levee Management Services, LLC; Craig Kalkomey and Jacob Minter of LJA Engineering, Inc.; Martin Murdock of Quiddity, Inc.; Phil Martin of Mike Stone Associates, Inc.; Laken Jenkins Kilgore of Coats Rose PC; Eric Lai of Schwartz, Page & Harding, LLP; Pat Hughes, Gabe Levine, and Alence Poudel of the City of Sugar Land; Lauren Fuller and Rachelle Kanak of the FB EDC; and Angie Lutz and Justine M. Cherne of Allen Boone Humphries Robinson LLP.

The Board attended the First Colony - Missouri City (aka SugarStone) perimeter levee participants meeting and discussed routine business regarding perimeter levee facilities operations matters. No action was taken by the Board.

The meeting was chaired by the District.

#### INTRODUCTIONS

The individual meeting attendees introduced themselves.

## PUBLIC COMMENTS

There were no public comments.

## PERIMETER LEVEE INSPECTION AND MAINTENANCE MATTERS

Mr. Martin stated that the monthly Shared Perimeter Levee Reports were distributed to the operators and the attorneys for the perimeter levee participants. He said that the reports indicated that there were no unacceptable areas of maintenance for the perimeter levee. Mr. Klump and Mr. Perry reported on first quarter maintenance performed for certain areas of the perimeter levee.

Discussion ensued regarding the reports for the continuing eligibility inspections conducted for each participant in the perimeter levee for the PL 84-99 Rehabilitation and Inspection Program received from the United States Army Corps of Engineers. No unacceptable ratings were received. Mr. Frank and Mr. Kalkomey reported on Minimally Acceptable ratings received due to utility and other encroachments located within LID 19, LID 2, and Fort Bend County Levee Improvement District No. 14 that cannot be removed.

There was no update on the Fort Bend County Drainage District's county-wide levee inspections.

Mr. Frank stated that there were no recent changes made to the District's Emergency Action Plans.

Mr. Kalkomey reported that the Fort Bend County Office of Emergency Management is scheduling a tabletop exercise in the fall of 2022.

Mr. Frerich reported on FC LID 2's advanced irrigation system for the district's 1,200 feet of levee.

## LEGISLATIVE AND REGULATORY DEVELOPMENTS

Mr. Gill reported that he and Mr. Rozell attended the National Flood Association's 2022 Annual Conference. Mr. Gill gave a presentation on his notes from the conference related to the Federal Emergency Management Agency's ("FEMA") implementation of Risk Rating 2.0 and the U.S. Congress' reauthorization of the National Flood Insurance Program. Mr. Gill then presented an interactive questionnaire related to FEMA's implementation of Risk Rating 2.0. He responded to participants' questions and discussion ensued. Mr. Gill encouraged the participants to join the Fort Bend Flood Management Committee of the FB EDC to participate in ongoing efforts to positively impact implementation of federal regulations with anticipated significant impacts on Fort Bend County levees.

Mr. Gill discussed plans for LID 2's proposed community Open House, dedication ceremony, and educational event for the Andre D. McDonald Pump Station, scheduled for October 26, 2022, including the anticipated attendance of federal regulatory officials at the events.

Mr. Gill encouraged participants to attend the National Association of Flood and Stormwater Management Agencies' Annual Meeting scheduled for October 27 - 28, 2022.

#### REPORTS ON EMERGENCY OPERATIONS

There were no reports on emergency operations.

#### MEETING SCHEDULE AND RESPONSIBILITIES

Following discussion, the meeting attendees concurred to hold the next quarterly meeting on July 19, 2022, to be chaired by FC LID 2 at the FB EDC.

#### PARTICIPANT CONSTRUCTION, MAINTENANCE, AND OPERATION REPORTS

Mr. Frank reported on the District's projects related to raising levee height and expanding interior ponds. He discussed the District's participation in LID 19's design and construction of its second pump station in the Steep Bank Creek service area, the Lost Creek Pump Station. Mr. Perry and Mr. Sheth reported on the status of the design of the Lost Creek Pump Station anticipated to pump at a capacity of 150,000 gallons per minute.

Mr. Perry reported that construction of MUD 46's new pump station began approximately one year ago and is anticipated to be completed in the fall of 2022.

Mr. Martin reported that LID 2's newly constructed third pump station, the Andre D. McDonald Pump Station, is operational at an anticipated pumping capacity of one million gallons per minute or more. He reported on LID 2's projects related to raising levee height and increasing ditch capacity.

Mr. Martin reported that LID 15 and LID 19 achieved supplemental pumping capacity of an additional 80,000 gallons per minute through trailer mounted pumps that can be moved to alternate locations.

Mr. Frerich reported on FC LID 2's levee fill and Commonwealth Boulevard raising projects in response to the results of FC LID 2's Drainage Study incorporating criteria updated by the National Oceanic and Atmospheric Administration's Atlas 14 estimated rainfall projections data.

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

*R.M. Goyman*  
Secretary, Board of Directors

