

MINUTES
FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 165

November 10, 2022

The Board of Directors (the "Board") of Fort Bend County Municipal Utility District No. 165 (the "District") met in regular session, open to the public, on the 10th day of November, 2022 at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2400, Houston, Texas 77027, outside the boundaries of the District, and the roll was called of the members of the Board:

Avery Bidmead	President
Christine Oliver	Vice President
Ed Escobar	Secretary
William "Mac" McKinnie	Assistant Vice President
Matt Moake	Assistant Secretary

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

Also attending the meeting in person were Sergeant Abraham Garcia and Deputy Constable Jeffrey Taynan of Fort Bend County Precinct 4 ("Precinct 4"); Brenda Garcia of Municipal Accounts & Consulting, L.P.; Shammarie Leon of Bob Leared Interests, Inc.; Austin Muse of Municipal District Services; Lyndsay Evans of Quiddity Engineering, LLC ("Quiddity"); Garrett Robertson of Storm Water Solutions, LLC ("SWS"); Linda Castro of Off Cinco; and Whitney Higgins, Breau Johnson, and Caroline Jones of Allen Boone Humphries Robinson LLP ("ABHR").

MINUTES

The Board considered approving the minutes of the October 13, 2022, regular meeting. Following review and discussion, Director McKinnie made a motion to approve the minutes as written. Director Oliver seconded the motion, which passed unanimously.

PUBLIC COMMENT

Director Bidmead offered any members of the public attending the meeting the opportunity to make public comment. There being no members of the public requesting to make public comment, Director Bidmead moved to the next agenda item.

FINANCIAL AND BOOKKEEPING MATTERS

Ms. Garcia distributed and reviewed the bookkeeper's report, budget comparisons, bills presented for payment, the investment report from the reporting period, and the quarterly investment report for approval, copies of which are attached to the bookkeeper's report.

The Board then conducted its annual review of the District's Investment Policy, and Ms. Higgins stated that neither ABHR nor the bookkeeper have any recommended changes.

Ms. Higgins reviewed a Resolution Establishing Authorized Depository Institutions and Adopting List of Qualified Broker/Dealers with Whom the District May Engage in Investment Transactions. She next reviewed a list of qualified broker/dealers provided by the District's bookkeeper.

Following review and discussion, Director McKinnie made a motion to (1) approve the bookkeeper's report and investment report; (2) pay the District's bills as submitted; (3) adopt a Resolution Regarding Annual Review of Investment Policy and to direct that a copy of the resolution be filed and retained in the District's records; and (4) adopt a Resolution Establishing the Authorized Depository Institutions and Adopting List of Qualified Broker/Dealers with Whom the District May Engage in Investment Transactions, and direct that a copy of the resolution be filed appropriately and retained in the District's official records. Director Oliver seconded the motion, which passed unanimously.

PARK AND RECREATIONAL MATTERS

There was no discussion regarding this agenda matter.

PARK AND LANDSCAPE MATTERS, INCLUDING PROPOSALS FOR ADDITIONAL WORK

Director Bidmead updated the Board regarding the condition of the District's parks and related landscaping matters.

Sergeant Garcia joined the meeting.

TAX ASSESSMENT AND COLLECTIONS MATTERS

Ms. Leon distributed and reviewed the tax report, including a list of delinquent accounts, a copy of which is attached. She stated 99.584% of the District's 2021 taxes and 3.900% of the District's 2022 were collected as of the meeting date. Following review and discussion, Director McKinnie made a motion to (1) approve the tax assessor/collector's report; and (2) pay the bills presented for payment from the tax account. Director Oliver seconded the motion, which passed unanimously.

SECURITY MATTERS, FIRE PROTECTION SERVICE, AND APPROVE INTERLOCAL AGREEMENT FOR ADDITIONAL LAW ENFORCEMENT SERVICES

Sergeant Garcia presented and reviewed a security report from Precinct 4, a copy of which is attached.

Deputy Taynan presented and reviewed two security statistics reports for the month of October, copies of which are attached.

Discussion ensued regarding speeding vehicles and the possible addition of additional stop signs at a certain intersection in the District.

OPERATION OF DISTRICT FACILITIES

Mr. Muse presented and reviewed the operator's report and the storm water management report and updated the Board on repairs and maintenance in the District for the month of September.

Discussion ensued regarding amending the District's Rate Order. The Board concurred to defer this matter.

Mr. Muse requested Board authorization to send three accounts to collections in the amount of \$581.95.

HEARING ON TERMINATION OF WATER SERVICE

Mr. Muse presented to the Board a list of delinquent customers and reported the residents on the termination list were delinquent in payment of their water and sewer bills and were given written notification, in accordance with the District's Rate Order, prior to the meeting of the opportunity to appear before the Board to explain, contest, or correct their bills and to show why utility services should not be terminated for reason of non-payment.

After review and discussion, Director Oliver moved to (1) approve the operator's report; (2) authorize MDS to send three accounts to collections in the amount of \$581.95; and (3) authorize termination of delinquent accounts in accordance with the District's Rate Order and direct that the delinquent customer list be filed appropriately and retained in the District's official records. Director Escobar seconded the motion, which passed unanimously.

ENGINEERING MATTERS

Ms. Evans distributed and reviewed the District's engineering report, a copy of which is attached.

Ms. Evans stated that Grand Mission Municipal Utility District No. 1 ("GMM1") prepared a scope memorandum and cost estimate for the corrosion control treatment system at Water Plant Nos. 1 and 2. She stated that the total estimated project cost is \$1,551,800.00, of which the District's share will be \$276,324.43. Discussion ensued, including the use of surplus funds to finance the project.

Ms. Evans stated that the costs to construct a water reuse system will be updated after GMM1 re-confirms the regional participants' interest in constructing a water reuse system. A copy of the updated Reclaimed Water System Feasibility Study is attached to the engineer's report. Discussion ensued.

Discussion ensued regarding the repair/replacement of a perimeter fence owned by the Fieldstone Community Association, Inc. (the "HOA"). The Board declined to participate in the HOA project.

Ms. Evans stated that the Interlocal Agreement for Installation, Operation, and Maintenance of Solar Powered Speed Awareness Signs ("Interlocal Agreement") between the District and Fort Bend County (the "County") was approved by the County on October 11, 2022. A copy of the Interlocal Agreement is attached to the engineer's report.

After review and discussion, Director Bidmead moved to (1) approve the engineer's report; (2) based on the engineer's recommendation, to concur with GMM1's approval of the corrosion control treatment system in the amount of \$1,551,800.00, of which the District's share is \$276,324.43; (3) authorize Quiddity to prepare a change of scope memorandum for the corrosion control treatment system at Water Plant Nos. 1 and 2, if appropriate; and (4) reaffirm the District's approval of an updated water reuse study. Director Oliver seconded the motion, which passed unanimously.

DRAINAGE FACILITIES REPORT

Mr. Robertson presented and reviewed a drainage facilities report, a copy of which is attached. Discussion ensued regarding the repair of slope paving at the drainage channel on land that is owned by Grand Mission Municipal Utility District No. 2.

GARBAGE AND RECYCLING COLLECTION

Director Oliver updated the Board regarding garbage and recycling collection matters and discussed the cost to replace recycling bins with recycling carts. The Board concurred to defer discussion of the matter until the Residential Solid Waste Collection Contract between the District and Best Trash, LLC is up for renewal.

DISTRICT WEBSITE

Ms. Castro reviewed the District's website. Discussion ensued regarding the addition of holiday trash and recycling collection schedules, projects in the District, and security matters to the website. The Board authorized Ms. Castro to post the website.

NORTH FORT BEND WATER AUTHORITY MATTERS

There was no discussion regarding this agenda matter.

ATTORNEY'S REPORT

There was no report on this item.

MEETING SCHEDULE

The Board concurred to hold its next meeting on December 8, 2022, at 9:00 a.m. at the offices of ABHR.

REPORTS FROM DIRECTORS AND CONSULTANTS REGARDING PENDING DISTRICT BUSINESS AND OUTSTANDING ITEMS/PARK AND LANDSCAPE MATTERS, INCLUDING PROPOSALS FOR ADDITIONAL WORK CONTINUED

Director Bidmead discussed the desired locations for the solar powered speed awareness signs.

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



Secretary, Board of Directors

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