

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

December 16, 2022

The Board of Directors (the "Board") of First Colony Levee Improvement District of Fort Bend County, Texas (the "District") met in regular session open to the public, on the 16th day of December, 2022, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, Texas outside the boundaries of the District, and the roll was called of the members of the Board:

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 the meeting were Jenny Hsu, Phyllis Murry, and Jack Molho, residents of the District; Brenda McLaughlin of Bob Leared Interests, Inc. ("BLI"); Cynthia Colondres of Municipal Accounts & Consulting, L.P. ("MAC"); Jason Klump of LID Solutions, LLC ("LID Solutions"); Greg Frank of Costello, Inc. ("Costello"); and Angie Lutz and Kerri Houck of Allen Boone Humphries Robinson LLP ("ABHR").

PUBLIC COMMENTS

Director Jacobson offered any members of the public attending the meeting the opportunity to make public comment.

Ms. Hsu introduced herself to the Board and discussed her concerns regarding wild hogs in the District. She requested the Board install additional fencing to alleviate hog damage in residents' yards and presented photos to the Board, copies of which are attached. Discussion ensued regarding other potential solutions for keeping the wild hogs out of neighborhoods in the District.

There being no further members of the public requesting to make public comments, Director Jacobson moved to the next agenda item.

MINUTES

The Board considered approving the minutes of the October 4, 2022, regular meeting. Following review and discussion, Director Coffman moved to approve the minutes of the October 4, 2022, regular meeting, as submitted. Director Sherrill seconded the motion, which passed unanimously.

RENEWAL OF DIRECTOR'S TERM OF OFFICE

The Board reviewed a Resolution Requesting Commissioners Court of Fort Bend County to Appoint a Director to the Board of Directors for the District requesting that Director Jacobson be appointed for a new term to expire on February 27, 2027. Following review and discussion, Director Jacobson made a motion to approve the Resolution and to authorize ABHR to request renewal of Director Jacobson's term from the Fort Bend County Commissioners Court. Director Coffman seconded the motion, which passed unanimously.

TAX ASSESSOR/COLLECTOR'S REPORT

Ms. McLaughlin reviewed the tax assessor/collector's report for November 2022, a copy of which is attached. She reviewed a delinquent tax report and requested authorization to write off accounts delinquent more than four years.

Ms. McLaughlin reviewed resident correspondence requesting a waiver of penalties on their delinquent tax account.

Following review and discussion, Director Coffman moved to (1) approve the tax assessor/collector report and payment of the tax bills; (2) authorize accounts delinquent more than four years to be written off; and (3) deny the residents request for a wavier of penalties on their delinquent tax account. Director Jacobson seconded the motion, which passed unanimously.

MS4 STORM WATER MANAGEMENT PLAN

Mr. Klump updated the Board on MS4 matters.

FORT BEND COUNTY COMMISSIONERS COURT

There was no discussion on this agenda item.

DISTRICT WEBSITE

The Board reviewed a website analytics report for the month November 2022, a copy of which is attached, and discussion ensued regarding updates to the District website.

DISCUSS RENEWAL OF DISTRICT'S INSURANCE POLICIES

Ms. Lutz stated the District's insurance policies will expire on December 31, 2022, and reviewed a renewal proposal from HARCO Insurance Services ("HARCO") with a proposed annual premium of \$5,088.00. Following review and discussion, Director Coffman made a motion to approve the proposal from HARCO and authorize renewal

of the District's insurance policies. Director Sherrill seconded the motion, which passed unanimously.

FINANCIAL AND BOOKKEEPING MATTERS

Ms. Colondres reviewed the bookkeeper's report, including the list of checks presented for approval. A copy of the bookkeeper's report is attached. Following review and discussion, Director Jacobson moved to approve the bookkeeper's report and payment of the District's bills. Director Sherrill seconded the motion, which passed unanimously.

ANNUAL REVIEW OF INVESTMENT POLICY

The Board conducted its annual review of the District's investment policy. After review and discussion, Director Jacobson moved to adopt a Resolution Regarding Annual Review of Investment Policy and direct that it be filed appropriately and retained in the District's official records. Director Coffman seconded the motion, which passed unanimously.

RESOLUTION ESTABLISHING THE AUTHORIZED DEPOSITORY INSTITUTIONS AND ADOPTING LIST OF QUALIFIED BROKER/DEALERS WITH WHOM THE DISTRICT MAY ENGAGE IN INVESTMENT TRANSACTIONS

The Board considered adopting a Resolution Establishing the Authorized Depository Institutions and Adopting a List of Qualified Broker/Dealers with whom the District may engage in Investment Transactions, updated to reflect the banks with whom the District may conduct business. Following review and discussion, Director Jacobson moved to adopt the resolution and direct that the resolution be filed appropriately and retained in the District's official records. Director Coffman seconded the motion, which passed unanimously.

OPERATOR'S REPORT

Mr. Klump reviewed the operator's report regarding general mowing, maintenance, weather watch, and turf management, a copy of which is attached. Discussion ensued regarding industry events. After review and discussion, Director Jacobson moved to approve the operator's report, as discussed. Director Coffman seconded the motion, which passed unanimously.

WILD HOGS

The Board discussed wild hogs that are causing damage in the District. Mr. Frank updated the Board regarding the locations of the hog damage and solutions the homeowners association ("HOA") within the District have authorized. He stated that

the HOA has installed partial fencing to deter the hogs from accessing residential areas. Discussion ensued.

The Board discussed residents and children accessing the concrete channels in the levee. Discussion ensued regarding adding no trespassing signs.

The Board discussed installing a gate on the west side of the levee, in the Lakes of Austin Park, to keep wild hogs out of the levee and surrounding neighborhoods in the District. Discussion ensued. Following review and discussion, Director Coffman moved to authorize the engineer to obtain a proposal to install a gate for a cost not to exceed \$5,000.00. Director Sherrill seconded the motion, which passed unanimously.

ENGINEER'S REPORT

Mr. Frank reviewed an engineering report, a copy of which is attached. He provided an update on pending construction matters in the District.

Mr. Frank updated the Board on the Lin Tract Development. He stated that Costello has drafted restrictive covenants for a current access easement in the District. He recommended the Board approve the restrictive covenants for the easement and authorize execution.

Mr. Frank updated the Board regarding the slope paving and interior pond expansions for Ditch A-3 and Pond A-2 and discussed the 12,000 cubic yards dirt shortage for the project. He stated that Costello is working with Fort Bend County Levee Improvement District No. 2 to obtain additional dirt. Discussion ensued.

Following review and discussion, Director Coffman moved to (1) approve the engineer's report; and (2) approve the restrictive covenants for the current access easement and authorize execution, as recommended by the engineer. Director Jacobson seconded the motion, which passed unanimously.

FORT BEND ECONOMIC DEVELOPMENT COUNCIL ("FBEDC") MEETINGS AND UPDATES, NATIONAL FLOOD INSURANCE PROGRAM ("NFIP") LEGISLATION, FLOOD MANAGEMENT CONFERENCES, AND APPROVE ALL REIMBURSEMENTS TO DIRECTORS

The Board discussed FBEDC and NFIP matters. Discussion ensued regarding industry conferences. Director Coffman discussed updates to the District's website.

EMERGENCY ACTION PLANNING

There was no discussion on this agenda item.

SUBMITTAL OF REPORT ON EMINENT DOMAIN AUTHORITY TO THE TEXAS COMPTROLLER

Ms. Lutz stated that ABHR will file the District's annual eminent domain authority status filing with the Texas Comptroller of Public Accounts pursuant to Senate Bill 1812.

AGENDA ITEMS FOR NEXT MEETING

The Board discussed agenda items for the next Board meeting and concurred to hold the next regular meeting on January 31, 2023.

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



R. M. Pappan
Secretary, Board of Directors

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