

MINUTES  
MISSION BEND MUNICIPAL UTILITY DISTRICT NO. 2

April 18, 2023

The Board of Directors (the "Board") of Mission Bend Municipal Utility District No. 2 (the "District") met in regular session, open to the public, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2400, Houston, Texas 77027, outside the boundaries of the District, on the 18<sup>th</sup> day of April, 2023, and the roll was called of the members of the Board being present:

Judy Villagomez	President
Mary Bertrand	Vice President
Susan Land Johnson	Assistant Vice President
Marlene Wepler	Secretary
Leroy Eaglin	Assistant Secretary

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

Also present at the meeting were Deputy Charles Hill of the Harris County Sheriff's Office ("HCSO"); Miles Fabian and Daniela Moderow of AEI Engineering, LLC ("AEI"); Susan Cita of TBG Partners ("TBG"); Vicki Busboom of VLB Bookkeeping Services; Lina Loaiza of Bob Leared Interests; Linda Hubble of Public Finance Group, LLC ("PFG"); Carlous Smith of Si Environmental, LLC ("Si"); Emmanuel Vazquez of Vazquez Electronics, LLC ("Vazquez Electronics"); Hermes Amaya of Custom Scapes & Designs, Inc. ("Custom Scapes"); Tommy Gomez of Houston Electrical Contractors, LLC ("Houston Electrical"); and Christina Miller and Aidé Meza of Allen Boone Humphries Robinson LLP ("ABHR").

PUBLIC COMMENTS

Director Villagomez offered any members of the public attending the meeting the opportunity to make a public comment. Director Eaglin reported on the Chelford City Regional Wastewater Treatment Facility ("Chelford") tour on April 15, 2023. He stated that he attended and reported on details of the Chelford facility tour.

Ms. Miller presented and reviewed a proposed Lease Agreement from Atlas Tower 1, LLC ("Atlas") for the right to lease District property at 0 Pavilion Drive for the installation, operation, and maintenance of a cellular tower to serve national communication carrier services. The Board reviewed the Lease Agreement and determined that the location of the property in question is at a District facility within Terra Del Sol. The Board discussed the proposed monthly rental amount of \$400.00, and a one-time payment of \$25,000.00, or a monthly rental payment of \$800.00, for the length of the Lease Agreement with a proposed term of 360 months with four 5-year

extensions. The Board also noted that Atlas will remove all facilities upon natural termination of the Lease Agreement, or if the facility is no longer in use. Ms. Miller explained the details of the Lease Agreement and the Board discussed security concerns in the area. Following review and discussion, there was no action on this matter. There being no additional requests for public comment, Director Villagomez moved to the next agenda item.

## MINUTES

The Board considered approving the minutes of the March 21, 2023 (Regular), April 4, 2023 (Greenbelt), and April 10, 2023 (Chelford) meetings. Following review and discussion, Director Bertrand moved to approve the March 21, 2023 (Regular), April 4, 2023 (Greenbelt), and April 10, 2023 (Chelford) minutes, as presented. Director Eaglin seconded the motion, which passed unanimously, with all directors voting "yea."

## SECURITY SERVICES MATTERS

### REPORT FROM HCSO

The Board reviewed and acknowledged receipt of the March 2023 security services report from the HCSO, a copy of which is attached. Deputy Hill reported on recent criminal activity, including an increase in shoplifting incidents from commercial establishments as well as an increase in the homeless population within, and surrounding, the District.

### UPDATE ON INSTALLATION OF SIGNS PROHIBITING COMMERCIAL VEHICLES FROM PARKING OVERNIGHT

Deputy Hill reported on the continued coordination with Harris County (the "County") to install signs prohibiting commercial vehicles from parking in the District overnight. Deputy Hill reported that there is a paid parking lot for commercial vehicles and the Board discussed the location of the lot. Director Bertrand reported on her recent conversations with the County regarding the additional signs.

Following review and discussion, the Board concurred unanimously to accept the security report, as presented.

## LIGHTING MAINTENANCE AND REPAIR MATTERS

Mr. Gomez presented and reviewed a lighting maintenance and repair report from Houston Electrical, a copy of which is attached. Mr. Gomez updated the Board on the lighting and maintenance items at Little Villa Wetland Park ("LVWP") and Magnolia Park.

Mr. Gomez stated that a light on the LVWP sign was not working at the time of the previous inspection and presented and reviewed a proposal from Houston Electrical in the amount of \$6,500.00, for the addition of a light, for a total of 3 evenly spaced lights on the LVWP sign, as well as authorization to retrofit the fixtures to light emitting diode ("LED") lights. A copy of the proposal is attached to the lighting maintenance and repair report.

Mr. Gomez also reported on the failing of an electric channel box which contains the power meter and breaker for the lights. He stated that the box has begun to separate conduits and recommended repairing the issue before the conduit with incoming power is damaged. Mr. Gomez presented and reviewed a proposal from Houston Electrical in the amount of \$7,375.00, for the repairs to the electric channel box. A copy of the proposal is attached to the lighting maintenance and repair report.

Mr. Gomez updated the Board on lights at LVWP that were recently installed and are no longer working. He stated that photographs were provided at the previous meeting which indicated that the lights had been infested with ants and reported that the lights will need to be replaced once again. He stated that the replacement of the infested lights is included in the proposal for new lights at LVWP and recommended that the ant infestation issue at both LVWP and Magnolia Park be mitigated in order to prevent future light failures. Mr. Gomez stated that all light photocells, lights along the trail, and lights throughout the parks were inspected within the previous month and were found to be working properly. Director Villagomez inquired about Houston Electrical's preventative maintenance and labor rate. Mr. Gomez confirmed that the regular maintenance and labor rate of \$1,125.00, per month, has been included in the District's current Master Service Agreement and will be billed on a monthly basis.

Following review and discussion, Director Weppler moved to: (1) approve the proposal from Houston Electrical in the amount of \$6,500.00, for the addition of a light on the LVWP sign, as well as authorization to retrofit the fixtures to LED lights; (2) approve the proposal from Houston Electrical in the amount of \$7,375.00, for the repairs to the electric channel box; and (3) accept the lighting maintenance and repair report, as presented. Director Eaglin seconded the motion, which passed unanimously, with all directors voting "yea."

#### PARK MAINTENANCE MATTERS

Mr. Amaya presented and reviewed a landscape maintenance report from Custom Scapes, a copy of which is attached. Mr. Amaya reported on the general landscape maintenance invoices for Magnolia Park that have been authorized for payment by the Board, including facility mowing in the amount of \$520.80; maintenance and mowing of Reserve E in Terra Del Sol, Section 7 in the amount of \$720.00; monthly maintenance at LVWP in the amount of \$3,984.00; monthly maintenance at Magnolia Park in the amount of \$7,432.50; maintenance of the Alief-

Clodine Road right-of-way in the amount of \$576.00; and maintenance of the Bellaire Boulevard at Alief-Clodine Road median in the amount of \$420.00.

Mr. Amaya updated the Board on previously authorized invoices for District landscaping, including an invoice in the amount of \$10,370.00, for repairs and maintenance at the Tres Lagunas Drive median; an invoice in the amount of \$4,890.00, for installation of play surface mulch at Magnolia Park; an invoice in the amount of \$3,575.00, for painting of light poles and camera poles at LVWP; an invoice in the amount of \$5,000.00, for painting of light poles and camera poles at Magnolia Park; an invoice in the amount of \$480.00, for the replacement of a valve along the irrigation system at Magnolia Park; an invoice in the amount of \$1,840.00, for the replacement of flower plants at Magnolia Park; and an invoice in the amount of \$1,388.40, for the replacement of flower plants at LVWP.

Mr. Amaya presented and recommended for approval estimate no. 1590 in the amount of \$694.00, for the replacement of irrigation valves, rotors, and spray heads along the Bellaire Boulevard esplanade; estimate no. 1591 in the amount of \$3,210.00, for tree trimming and dead branch removal along Bellaire Boulevard; estimate no. 1592 in the amount of \$1,620.00, for painting of the metal fence at the plaza at LVWP; estimate no. 1593 in the amount of \$840.00, for replacement of irrigation valves at Magnolia Park; estimate no. 1594 in the amount of \$4,980.00, for completion of the work at the Tres Lagunas Drive esplanade near the Fiesta retail store, including the installation of flower plants, mulch, planting mix, and a new irrigation system for the flower beds; and estimate no. 1595 in the amount of \$2,120.00, for painting of 14 esplanade tips at the Tres Lagunas Drive entry ways.

Director Johnson inquired about the status of the camera pole repainting project at Magnolia Park. She reported that some of the camera poles have not been painted. Mr. Amaya stated that Custom Scapes will investigate the camera poles in the repainting scope of work. Director Villagomez stated that the trash receptacles at LVWP were set on fire and Ms. Cita confirmed that TBG has the model numbers for the trash receptacles and that they can be ordered for replacement. Ms. Cita reported that stakes around the trees planted along the Mission Bend Greenbelt Trail (the "Trail") are still installed and requested that Custom Scapes remove the stakes. Mr. Amaya stated that the stakes will be removed. Director Bertrand requested that the ownership of public right-of-way area at Highway 6 and Via Del Norte Drive be investigated in order to clean and beautify the area. Mr. Amaya also inquired about the Board's preference for seasonal color changes at LVWP and the Board directed Custom Scapes to submit invoices for seasonal color changes moving forward, per the District's current Master Service Agreement.

Following review and discussion, and based upon the landscape architect's recommendation, Director Bertrand moved to approve the park maintenance invoices

and estimates, as presented. Director Weppler seconded the motion, which passed unanimously, with all directors voting "yea."

#### PARK SURVEILLANCE CAMERA MATTERS

Mr. Vazquez updated the Board on the implementation of a monitored surveillance camera system at Magnolia Park and LVWP as well as ongoing monthly monitoring by Vazquez Electronics. He presented and reviewed a surveillance camera system report, a copy of which is attached. Mr. Vazquez reported on certain suspicious overnight activities, including parked commercial vehicles near LVWP. Following review and discussion, the Board concurred unanimously to accept the surveillance camera system report, as presented.

#### FINANCIAL AND BOOKKEEPING MATTERS

Ms. Busboom presented and reviewed the bookkeeping report, including the investment report, the budget comparison, and the list of checks for the Board's approval. A copy of the bookkeeping report, including the investment report and budget comparison, is attached. Ms. Busboom reported on the delayed submittal of the past two Mission Bend Integrated Water System ("MBIWS") bills and stated that two pumpage bills have been received but confirmed that additional MBIWS bills are outstanding. Director Bertrand inquired about outstanding invoices from Langford Engineering, Inc. ("LEI") and the Board discussed the completion timeline for the permanent generator project, which is LEI's last project on behalf of the District. Following review and discussion, Director Bertrand moved to approve the bookkeeping report, the checks presented for payment and the investment report, as presented. Director Eaglin seconded the motion, which passed unanimously, with all directors voting "yea."

#### RENEWAL OF DISTRICT'S INSURANCE POLICIES

The Board considered renewing the District's insurance policies, a copy of the renewal policy proposal is attached. Ms. Miller stated that the slight increase in the annual premium is due to increases in the value of facilities in the District. Following review and discussion, Director Johnson moved to: (1) accept the proposals from McDonald & Wessendorff Insurance for renewal of the property, comprehensive boiler and machinery, commercial general liability and automobile liability, pollution liability, directors and officer's liability, business accident travel insurance, and the consultants' blanket bond; and (2) direct that the insurance policy renewal proposal be filed appropriately and retained in the District's official records. Director Weppler seconded the motion, which passed unanimously, with all directors voting "yea."

## TAX ASSESSMENT AND COLLECTIONS MATTERS

Ms. Loaiza presented and reviewed the monthly tax report, a copy of which is attached, reflecting that 95.9% of the District's 2022 taxes were collected as of the end of March 2023. Ms. Loaiza reviewed the bills presented for payment including overpayment refunds and adjustments from the previous month. She reported on check no. 1148 to JSN Apartments, LLC in the amount of \$10,051.40, for a large refund due to a reduction in property value. Following review and discussion, Director Bertrand moved to approve the tax report and payment of the checks drawn on the District's tax account, including check no. 1148, as presented. Director Eaglin seconded the motion, which passed unanimously, with all directors voting "yea."

## CHELFORD MATTERS

The Board discussed Chelford meeting matters.

## WEST HARRIS COUNTY REGIONAL WATER AUTHORITY ("WHCRWA") MATTERS

There were no updates regarding WHCRWA matters.

## OPERATION OF DISTRICT FACILITIES

Mr. Smith presented and reviewed the operations report from Si, a copy of which is attached, including routine and preventative maintenance and repairs in the District. Mr. Smith reported that water accountability was 84.83% in the previous month and stated that the lower accountability was due to two water main line breaks which occurred during the previous month. He stated that the water main line breaks have been repaired and that the District's water accountability is expected to increase within the next month. Mr. Smith reported on the current connections in the District, water production and distribution repairs, tap line repairs, sanitary sewer maintenance, lift station maintenance, fire hydrant maintenance, water meter replacements, and water well maintenance and repairs during the previous month.

Mr. Smith reported that Accurate Meter & Supply, LLC inspected all of the commercial water meters in the District during the previous month. The Board discussed the frequency of certain repairs in the District.

## HEARING REGARDING TERMINATION OF WATER AND SEWER SERVICE

Mr. Smith presented and reviewed a list of delinquent customers to the Directors 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. Mr. Smith reviewed the timeline of the delinquencies, including the date of notice letters, door hangers, and scheduled terminations.

Mr. Smith presented and reviewed a list of 16 closed delinquent accounts totaling \$2,610.01. He stated that Si recommends the delinquent accounts be transmitted to a collection's agency on the District's behalf. A copy of the closed delinquent accounts list is attached to the operator's report.

Following review and discussion, and based upon the operator's recommendation, Director Bertrand moved to: (1) approve the operations report, as presented; (2) 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; and (3) authorize the District's operator to transmit 16 closed delinquent accounts totaling \$2,610.01, to a collection's agency on the District's behalf, and direct that the closed delinquent account list be filed appropriately and retained in the District's official records. Director Weppler seconded the motion, which passed unanimously, with all directors voting "yea."

#### CONSUMER CONFIDENCE REPORT ("CCR")

The Board deferred approval of the District's CCR.

#### IDENTITY THEFT PREVENTION PROGRAM

Mr. Smith reported on the District's Identity Theft Prevention Program (the "Program"), which requires Si to provide an annual written report addressing the effectiveness of the Program, significant instances of identity theft detection, and any recommendations regarding changes to the Program. Mr. Smith stated that the report indicates no significant incidents of identity theft detection and recommends no changes to the Program at this time. Following review and discussion, and based upon the operator's recommendation, the Board concurred unanimously to approve the annual Program report and direct that it be filed appropriately and retained in the District's official records.

#### ENGINEERING MATTERS

Mr. Fabian presented and reviewed an engineering report from AEI, a copy of which is attached.

#### PERMANENT GENERATOR PROJECT

The Board discussed the status of construction of the permanent generators for the District. Mr. Fabian reported that advertising and bidding is being handled by LEI and stated that bids are anticipated to be presented at the

regular May 2023 Board meeting, pending adherence by LEI to the schedule provided.

#### SANITARY SEWER CLEANING AND TELEVISIONING PROJECT

The Board discussed the District-wide sanitary sewer cleaning and televising project. Mr. Fabian presented and reviewed the proposed schedule for the previously approved Phase IV, V, VI and VII sanitary sewer cleaning and televising work. He stated that bids are anticipated to be solicited in July 2023 and presented at the regular August 2023 Board meeting.

#### RECOATING OF GROUND STORAGE TANK ("GST") NO. 1 AND NO. 2 AT WATER PLANT NO. 2

The Board discussed the recoating project to serve GST no. 1 and GST no. 2 at water plant no. 2. Mr. Fabian reported that CFG Industries, LLC ("CFG") has completed the exterior walls and roof of GST No. 1 and is currently working on blasting and coating of the yard piping. Mr. Fabian presented and requested for approval Pay Estimate No. 1 from CFG in the amount of \$106,987.50, for sediment removal, abrasive blasting, and coating of the interior of GST No. 1, abrasive blasting of the exterior of GST No. 1, and removal of the interior ladder. Mr. Fabian reported that the work appears to have been completed in conformance with plans and specifications.

#### PHOSPHATE ADDITION AT WATER WELL NO. 1 AT WATER PLANT NO. 1

Mr. Fabian updated the Board on the preliminary engineering report which was completed and submitted to the Texas Commission on Environmental Quality ("TCEQ") for review and approval on March 16, 2023, and confirmed that the TCEQ review timeline is typically 60 days.

#### REQUESTS FOR SERVICE OR UTILITY COMMITMENT LETTERS

Mr. Fabian updated the Board on the request to review plans for a new development at Star Pipe Productions located at 4018 Westhollow Parkway. He stated that AEI has provided plan review comments to the developer and a copy of the review letter is attached to the engineer's report. Mr. Fabian stated that the developer has requested not to install a surge tank on their fire line and instead connect directly to the existing line. He reported that AEI is reviewing the plan and will work with Si to review the request.

Mr. Fabian updated the Board on the request for a capacity commitment letter from a commercial tenant in the Sugarwell Plaza development at 14248 Bellaire Boulevard in the District. He stated that AEI has not received a deposit or the plumbing plans for the interior build-out.



Mr. Fabian updated the Board on the request for a capacity commitment letter from El Bolillo Bakery at 6766 Highway 6 South and Bellaire Boulevard. He stated that AEI has received comments from Si regarding the existing grease trap and sample well and that the comments have been passed along to the developer.

Mr. Fabian updated the Board on the request for a capacity commitment letter from a Buddhist congregation temple (the "Temple") located at 6709 Howell Sugar Land Road outside of the boundaries of the District. He stated that AEI has researched the request and determined the Temple is already served by the District through an out-of-District Water Supply and Sewage Supply Capacity Agreement (the "Agreement"). Mr. Fabian reported that the Agreement states the allocated water capacity for the Temple is 300 gallons, per day and that currently, the average water use at the Temple is approximately 200 gallons, per day. He stated that the proposed work by the Temple owner includes a worship area with one new sink and that it is estimated that the proposed work will not increase the water usage at the property. Ms. Miller reported that the District does not need to amend the Agreement because the temple's current usage is below the allocated usage of 300 gallons per day, pursuant to the Agreement. The Board discussed the request and determined that the District is currently charging the Temple the maximum monthly water rate fee allowed. Mr. Fabian confirmed that a feasibility study is not required; however, a plan review by AEI and Si is recommended. Mr. Fabian also confirmed that AEI has received a deposit from the Temple which can be utilized for charges related to a plan review.

Mr. Fabian reported on a new request for a capacity commitment letter for a proposed 40-unit motel located at 14602 Presidio Square, adjacent to the repair shop on the corner of Presidio Square and Highway 6. He stated that the property is currently within the boundaries of the District and recommended the Board require the developer submit a deposit in the amount of \$2,500.00, in order to determine the feasibility of providing water and sewer to the development. The Board discussed the state of commercial developments in the District. Mr. Fabian reported on the infrastructure requirements that will be investigated during the feasibility study and plan review phase.

Mr. Fabian updated the Board on the County sidewalk project along Bellaire Boulevard which is scheduled to begin in May 2023. He stated that AEI met with Si to discuss hydrant relocations along Bellaire Boulevard on April 18, 2023. Mr. Fabian reported that the County is requesting the District prepare an exhibit of the proposed work for County approval prior to performing the relocation of the fire hydrants. He stated that the County anticipates beginning sidewalk construction on July 23, 2023.

Following review and discussion, and based upon the engineer's recommendation, Director Bertrand moved to: (1) approve Pay Estimate No. 1 from CFG in the amount of \$106,987.50, for the recoating project to serve GST no. 1 and GST no. 2 at water plant no. 2; (2) authorize AEI to proceed with the feasibility study and plan review phase for a capacity commitment letter for the proposed 40-unit motel located at 14602 Presidio Square, subject to receipt of a deposit check from the developer in the amount of \$2,500.00; and (3) accept the engineer's report, as presented. Director Eaglin seconded the motion, which passed unanimously, with all directors voting "yea."

#### OUT OF DISTRICT SERVICE AGREEMENTS

There was no additional discussion on this matter.

#### SERIES 2023 UNLIMITED TAX PARK BONDS

##### APPROVE PRELIMINARY OFFICIAL STATEMENT ("POS") AND OFFICIAL NOTICE OF SALE ("NOS")

Ms. Hubble presented and reviewed with the Board the POS and NOS in connection to the Series 2023 Unlimited Tax Park Bonds (the "Series 2023 Bonds").

##### ENGAGE RATING COMPANY TO PERFORM CREDIT RATING ANALYSIS

The Board considered authorizing Moody's Investors Service ("Moody's") to perform a credit rating analysis for the District's Series 2023 Bonds.

##### APPOINT PAYING AGENT/REGISTRAR

The Board considered appointing The Bank of New York Mellon Trust Company, N.A., ("Bank of New York") as the paying agent/registrar for the District's Series 2023 Bonds.

##### AUTHORIZE ADVERTISEMENT FOR SALE OF THE SERIES 2023 BONDS AND SCHEDULE BOND SALE

Ms. Miller discussed the timeline for the Series 2023 Bond sale. The Board considered scheduling a special Board meeting on Thursday, May 4, 2023, at 11:00 a.m. to conduct the Series 2023 Bond sale. Ms. Hubble requested authorization to advertise for sale of the Series 2023 Bonds.

Following review and discussion, Director Bertrand moved to: (1) approve the POS and NOS for the Series 2023 Bonds, subject to finalization; (2) authorize Moody's to perform a credit rating analysis for the District's Series 2023 Bonds; (3) appoint Bank of

New York as the paying agent/registrant for the Series 2023 Bonds; (4) authorize PFG to advertise for sale of the Series 2023 Bonds; and (5) hold the bond sale at a special meeting on May 4, 2023, at 11:00 a.m. at ABHR. Director Weppeler seconded the motion, which passed unanimously, with all directors voting "yea."

#### PARK AND RECREATIONAL FACILITY MATTERS

Ms. Miller reported on a grant program by the County's Precinct No. 4 and discussed an overview of the call for projects, which includes funding for possible parks and recreation projects. Ms. Miller provided details on the program's eligibility requirements and project categories. The Board discussed the program details and considered delegating authority to Director Villagomez and Director Johnson to coordinate with TBG and ABHR for the preparation of an application package for submission to Precinct No. 4 for review and consideration.

Ms. Cita presented and reviewed a report regarding the District's parks and recreational facilities, a copy of which is attached.

#### MAGNOLIA PARK MAINTENANCE

Ms. Cita reported on pressure washing within the District. She stated there are no new power washing items to report at this time.

Ms. Cita updated the Board on the Phase III improvements project. Ms. Cita reported that TBG is performing information discovery, including a site analysis and site inventory. She reported that access to Magnolia Park from Alief Clodine Road will be required for future construction. The Board directed TBG and AEI to research the possibility of an existing, or future, Access Easement with Chelford for Phase III construction at Magnolia Park.

#### TRAIL IMPROVEMENTS PROJECT

Ms. Cita updated the Board on the Trail improvements project. Ms. Cita reported that D.L. Meacham, LP ("D.L. Meacham") is currently addressing landscape punchlist items. She reported that the wildflowers along the Trail are blooming, and that plant replacements are complete. Ms. Cita updated the Board on the removal of the construction sign at the Trail and reported that D.L. Meacham will not remove the sign, but the District may ask Custom Scapes to remove the sign. She reported that TBG has requested that D.L. Meacham repaint the Magnolia Park metal fence panel which was damaged due to irrigation over spray. Ms. Cita stated that no Pay Estimates have been submitted during the previous month.

Ms. Cita reported on the previously discussed dedication ceremony for Bertrand Bridge. The Board discussed the possibility of setting the date for the

dedication ceremony for May 20, 2023, and agreed to continue reviewing ceremony details at the next Board meeting.

Ms. Cita updated the Board on the west side Trail improvements project. Ms. Cita presented and reviewed schematics for the west side Trail improvements project, copies of which are attached to the parks and recreational facilities report. The Board discussed the options for the ending of the Trail and directed TBG to proceed with designing the west side of the Trail to align at the back curb along the Community Volunteer Fire Department property and to connect with the existing trail past the electric power pole in the area.

Mr. Fabian restated that there is poor drainage along the proposed Trail alignment and reported that AEI has contacted the Harris County Flood Control District about the failing slope.

#### LVWP IMPROVEMENTS

Ms. Cita updated the Board on the western park boundary fence at LVWP. Ms. Cita stated that the contract with HD Outdoor Designs, LLC in the amount of \$203,750.00, is being prepared and will be routed for Board signatures before the next regular Board meeting.

Ms. Cita updated the Board on the status of an approximate 8-foot Consent to Encroachments and License Agreement (the "Consent to Encroachment") between the District and the International Church of the Foursquare Gospel (the "Church"). Ms. Cita stated that TBG has requested the Church's signature on the Consent to Encroachment. Ms. Miller confirmed that ABHR has also transmitted a letter to the Church, on behalf of the District, requesting the Church's signature on the Consent to Encroachment, but that no response from the Church has been received.

Following review and discussion, and based upon the landscape architect's recommendation, Director Bertrand moved to: (1) delegate authority to Director Villagomez and Director Johnson to coordinate with TBG and ABHR for preparation of an application package for submission to Precinct No. 4, as discussed; (2) direct TBG and AEI to research an existing, or future, Access Easement with Chelford for Phase III construction at Magnolia Park; (3) direct TBG to coordinate removal of the construction sign at the Trail with Custom Scapes; (4) direct TBG to proceed with designing the west side of the Trail to align at the back curb along the Community Volunteer Fire Department property and to connect with the existing trail past the electric power pole in the area, as presented; and (5) direct TBG to coordinate execution of the previously approved western park boundary fence contract, as discussed. Director Johnson seconded the motion, which passed unanimously, with all directors voting "yea."

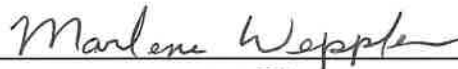
DISTRICT TECHNOLOGY MATTERS

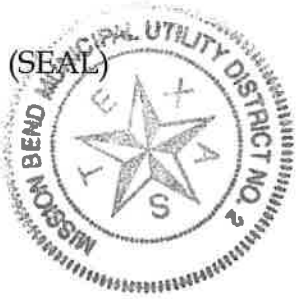
The Board discussed website hosting and monitoring services as well as emergency alert notifications by Triton Consulting Group, Inc. ("Triton"). Ms. Miller stated there were no recent updates from Triton at this time. Following review and discussion, there was no action on this matter.

MEETING SCHEDULE AND PLANNING MATTERS

The Board discussed the next special and regular meeting dates and concurred to hold the next special bond sale Board meeting on Thursday, May 4, 2023, at 11:00 a.m. at ABHR and the next regular Board meeting on Tuesday, May 16, 2023, at 6:00 p.m. at ABHR.

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

  
Secretary, Board of Directors



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