

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

December 1, 2023

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 1st day of December, 2023, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, Texas 77027, 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 Robin Goin 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 Teisha Judkins and Carli Trojcek 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. There being no 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 20, 2023, regular meeting. Following review and discussion, Director Coffman moved to approve the minutes of the October 20, 2023, regular meeting, as submitted. Director Jacobson 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 Sherrill be appointed for a new term to expire on February 12, 2028. Following review and discussion, Director Jacobson made a motion to approve the Resolution and to authorize ABHR to request renewal of Director Sherrill's term from the Fort Bend

County Commissioners Court. Director Coffman seconded the motion, which passed unanimously.

TAX ASSESSOR/COLLECTOR'S REPORT

Ms. Goin reviewed the tax assessor/collector's report for November 2023, a copy of which is attached. Following review and discussion, Director Jacobson moved to approve the tax assessor/collector report and payment of the tax bills. Director Coffman seconded the motion, which passed unanimously.

MS4 STORM WATER MANAGEMENT PLAN

Mr. Klump updated the Board on the District's Stormwater Management Plan.

FORT BEND COUNTY COMMISSIONERS COURT

Director Coffman updated the Board on the Fort Bend Economic Development Council ("FBEDC"). She stated the FBEDC staff is holding a meeting on January 10, 2024 to discuss on-going concerns.

DISTRICT WEBSITE

There was no discussion on this agenda item.

DISCUSS RENEWAL OF DISTRICT'S INSURANCE POLICIES

Ms. Judkins stated the District's insurance policies will expire on December 31, 2023 and reviewed a renewal proposal from Brown and Brown Insurance Services, Inc. ("Brown and Brown") with a proposed annual premium of \$6,967.00. Following review and discussion, Director Coffman made a motion to approve the proposal from Brown and Brown and authorize renewal of the District's insurance policies. Director Jacobson seconded the motion, which passed unanimously.

FINANCIAL AND BOOKKEEPING MATTERS; BUDGET FOR FISCAL YEAR END JULY 31, 2024

Ms. Colondres reviewed the bookkeeper's report, including the list of checks presented for approval. A copy of the bookkeeper's report is attached. She requested the Board approve the amended budget which includes the updated maintenance tax revenue.

Following review and discussion, Director Coffman moved to (1) approve the bookkeeper's report and payment of the District's bills; and (2) approve the amended budget as detailed above. Director Jacobson seconded the motion, which passed unanimously.

RESOLUTION REGARDING ANNUAL REVIEW OF INVESTMENT POLICY

Ms. Judkins conducted an annual review of the District's Investment Policy and determined that no changes were necessary. The Board considered adopting a Resolution Regarding Annual Review of Investment Policy reflecting no revisions to the District's Investment Policy at this time.

After review and discussion, Director Jacobson moved to adopt the Resolution Regarding Annual Review of Investment Policy and direct 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

Ms. Judkins reviewed a Resolution Establishing the Authorized Depository Institutions and Adopting List of Qualified Broker/Dealers with Whom the District May Engage in Investment Transactions. She stated the District's bookkeeper has provided an updated list of qualified broker/dealers with whom the District may engage in investment transactions as an exhibit to the Resolution.

After review and discussion, Director Jacobson moved to adopt the 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 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 the accumulation of debris located at the sluice gates. He stated he would clean the debris out of the sluice gates and report back at the next meeting.

Director Sherrill entered the meeting.

Discussion ensued regarding spring overseeding around the levee. Mr. Klump stated he would bring a proposal to the next regular Board meeting.

Mr. Klump stated there is a wire belonging to Comcast that is hanging at an unsafe level. He stated he contacted a representative at Comcast and is waiting for them to assess the issue.

Mr. Klump stated the emergency radios should be delivered in February and once they are received they will be sent to the county to be programmed.

After review and discussion, Director Coffman moved to approve the operator's report, as discussed. Director Jacobson seconded the motion, which passed unanimously.

ANNUAL WRITTEN REPORT FROM OPERATOR AND ENGINEER

Mr. Frank stated he presented a future projects list at the September 15, 2023, regular meeting. He stated the Board decided to move forward on the Safety, Monitoring and Operational Upgrades at the Outfall Structures ("Outfall Structure Site Upgrades"), the Headwall Improvements at Cross Lake Boulevard, and the Hardening of the Levee Tops. Discussion ensued regarding the outfall closures at Oyster Creek. Mr. Frank stated he will evaluate the closures at Oyster Creek and bring a proposal to the next regular meeting.

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 stated the levee fill project with Fort Bend Levee Improvement District No. 2 ("FBL No. 2") is complete. He stated FBL No. 2 received the final bill and that it is currently under review. He stated he will present an invoice at the next meeting.

Mr. Frank stated the design work is underway for the hardening of the levee tops and headwall improvements at Cross Lakes Boulevard. Discussion ensued regarding different design options for the articulated concrete blocks that are being installed for the levee tops.

Mr. Frank presented and reviewed a proposal in the amount of \$159,500.00, for engineering services for the Outfall Structure Site Upgrades, a copy of which is included in the engineering report. Director Coffman asked about energy consumption and surcharges. Mr. Frank stated the District would not be subject to surcharges due to the upgrades being performed.

Following review and discussion, Director Coffman moved to: (1) approve the engineering report; and (2) approve the proposal in the amount of \$159,500.00, for engineering services for the Outfall Structure Site Upgrades. Director Sherrill 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 the perimeter levee meetings, FBEDC matters and NFIP matters. Mr. Frank stated he attended a meeting with the Corps of Engineers and the Fort Bend County Drainage District on January 15, 2024 to address drainage issues. Director Coffman stated FBL No. 2 is currently in the process of changing their Community Identification number.

EMERGENCY ACTION PLANNING ("EAP")

There was no discussion on this agenda item.

SUBMITTAL OF REPORT ON EMINENT DOMAIN AUTHORITY TO THE TEXAS COMPTROLLER

Ms. Judkins 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.

PARKS AND RECREATIONAL MATTERS

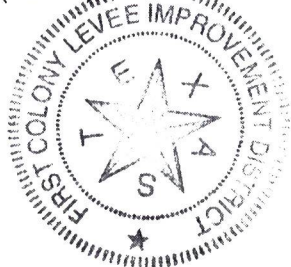
There was no discussion on this agenda item.

AGENDA ITEMS FOR NEXT MEETING

The Board discussed agenda items for the next Board meeting and concurred to hold the next regular meeting on February 2, 2024, at 1:30 p.m.

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

(SEAL)



R. M. Coffman
Secretary, Board of Directors

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