

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

September 13, 2024

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 13th day of September, 2024, 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 except Director Sherrill, thus constituting a quorum.

Also attending the meeting were Justin Klump of Storm Water Solutions, LLC ("Storm Water"); Robin Goin of Bob Leared Interests, Inc. ("BLI"); Carter Burton of Municipal Accounts & Consulting, L.P. ("MAC"); Jason Klump of LID Solutions, LLC ("LID Solutions"); Greg Frank of Pape-Dawson Engineers ("Pape-Dawson"); and Angela Lutz 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 were no comments.

MINUTES

The Board considered approving the minutes of the August 16, 2024, regular meeting. Following review and discussion, Director Coffman moved to approve the minutes of the August 16, 2024, regular meeting, as submitted. Director Jacobson seconded the motion, which passed unanimously.

TAX ASSESSOR/COLLECTOR'S REPORT

Ms. Goin reviewed the tax assessor/collector's report for August 2024, 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.

CONDUCT PUBLIC HEARING REGARDING DISTRICT'S TAX RATE, ADOPT ORDER LEVYING TAXES, AND AUTHORIZE EXECUTION OF AMENDMENT TO INFORMATION FORM

Ms. Lutz stated that notice was published of the public hearing to be held at today's meeting regarding adoption of the District's proposed 2024 total tax rate of \$0.11 per \$100 of assessed valuation.

Director Jacobson opened the public hearing. There being no comments from the public, the Board closed the public hearing.

Ms. Lutz presented an Order Levying Taxes ("Order") reflecting the proposed 2024 tax rate. She then presented an Amendment to Information Form ("Information Form") reflecting the tax rate and stated that the Information Form will be filed with the Texas Commission on Environmental Quality and recorded in the Official Public Records of Fort Bend County.

After review and discussion, Director Jacobson moved to (1) adopt the Order reflecting a total 2024 tax rate of \$0.11 per \$100 of assessed valuation for operations and maintenance; (2) authorize execution of the Information Form; and (3) direct that the Order and Information Form be filed appropriately and retained in the District's official records. Director Coffman seconded the motion, which passed unanimously.

CONTINUING EDUCATION REQUIREMENTS

Ms. Lutz reminded the Board that 6 hours of continuing education must be completed annually between the months of January 2024 - December 2024. The Board reviewed the Continuing Education Chart, a copy of which is attached.

MS4 STORM WATER MANAGEMENT PLAN

Mr. Klump updated the Board on the District's Storm Water Management Plan ("SWMP"). He then distributed and reviewed a summary of the Year 5 extension training and goals under the SWMP, a copy of which is attached.

Mr. Klump presented a proposal from SWS in the amount of \$20,500 for services related to developing and maintaining a new SWMP to comply with the new Texas Pollutant Discharge Elimination System (TPDES) General Permit No. TXR040000, Small Municipal Separate Storm Sewer Systems (Phase II) General Permit required by the Texas Commission on Environmental Quality.

After review and discussion, Director Jacobson moved to approve the proposal from SWS in the amount of \$20,500 for the development of maintenance of the District's SWMP. Director Coffman seconded the motion, which passed unanimously.

FORT BEND COUNTY COMMISSIONERS COURT

There was no discussion on this agenda item.

DISTRICT WEBSITE

The Board reviewed an email from Off Cinco regarding the amount of email and text subscribers in the District, a copy of which is attached. Director Coffman requested Mr. Frank provide her with a photo from the groundbreaking ceremony they attended for the Fort Bend Levee Improvement District No. 19 Lost Creek Pump Station Project. She stated she would contact Off Cinco and request they update the website and provide a brief description of the groundbreaking.

FINANCIAL AND BOOKKEEPING MATTERS; AMEND BUDGET FOR FISCAL YEAR END JULY 31, 2025

Mr. Burton presented the bookkeeper's report, quarterly investment report, and five-year cash flow forecast, and submitted the bills for the Board's review. A copy of the bookkeeper's report is attached.

Following review and discussion, Director Coffman moved to approve the bookkeeper's report and payment of the District's bills. Director Jacobson 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.

Mr. Klump updated the Board regarding a reimbursement he requested on behalf of the District from the Federal Emergency Management Agency ("FEMA") for debris removal. He reported on a downed tree in the District and stated LID Solutions tagged the homeowner for tree cleanup.

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

RESOLUTION ADOPTING PREVAILING WAGE RATE SCALE

Ms. Lutz presented a Resolution Adopting Prevailing Wage Rate Scale for Engineering Construction (the "Prevailing Wage Resolution"). After review and discussion, Director Jacobson moved to adopt the Prevailing Wage 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.

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 design is underway for the outfall structure upgrades and the electrical subcontractor is still on-site evaluating the project. He stated the hardening of the levee tops is currently under agency review.

Following review and discussion, Director Coffman moved to approve the engineering report, as discussed. Director Jacobson seconded the motion, which passed unanimously.

INTERLOCAL AGREEMENTS REGARDING LAND USE AND FLOODPLAIN ADMINISTRATION AUTHORITY

Ms. Lutz reviewed drafts of two Interlocal Agreements regarding land use and floodplain administration authority: (1) between the District and the City of Sugar Land (the "COSL"); and (2) between the District and Missouri City ("MOC"). Director Coffman stated that she and Mr. Frank met with the COSL and MOC to discuss the necessary actions required by Districts to dissolve the Community Identification Number (the "CID"). Discussion ensued regarding the remarks received from the COSL, expenses and the responsibility of each party. The Board concurred to authorize ABHR to respond to the COSL and MOC regarding same.

FORT BEND LEVEE COALITION MEETINGS AND UPDATES, NATIONAL FLOOD INSURANCE PROGRAM ("NFIP") LEGISLATION, FLOOD MANAGEMENT CONFERENCES, AND APPROVE ALL REIMBURSEMENTS TO DIRECTORS

The Board discussed this agenda item under the Interlocal Agreements Regarding Land Use and Floodplain Administration Authority.

COMMUNITY RATING SYSTEM (the "CRS") AND RISK RATING 2.0

The Board discussed this agenda item under the Interlocal Agreements Regarding Land Use and Floodplain Administration Authority.

EMERGENCY ACTION PLANNING ("EAP")

There was no discussion on this agenda item.

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 November 22, 2024, at 1:30 p.m.

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

(SEAL)



R.M. Gayman
Secretary, Board of Directors

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