

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

March 21, 2025

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 21<sup>st</sup> day of March, 2025, 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 Robert McBride and Liz Currie, residents of the District; Robin Goin of Bob Leared Interests, Inc. ("BLI"); Greg Frank, Linh Tran and Stephen Wilcox of Pape-Dawson Engineers ("Pape-Dawson"); Justin Klump of Storm Water Solutions; Jason Klump of LID Solutions, LLC ("LID Solutions"); Toto Ontowiryo of Municipal Accounts & Consulting, L.P. ("MAC"); and Angela Lutz, Elizabeth Cone 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. Ms. Currie stated she was interested in hearing updates regarding the Community Rating System (the "CRS") and current District engineering projects. There being no further members of the public wanting to make public comment, Director Jacobson moved to the next agenda item.

DIRECTOR APPOINTMENT MATTERS, INCLUDING:

The Board offered their condolences to Director Sherrill's family of his passing and praised his efforts while serving on the Board.

RESIGNATION OF DIRECTOR SHERRILL AND APPOINT NEW DIRECTOR

The Board discussed the appointment of a new director. Discussion ensued regarding the Commission's Court next meeting and options associated with an elected Board versus an appointed Board. The Board took no action.

## APPROVE SWORN STATEMENT, OFFICIAL BOND, AND OATH OF OFFICE

There was no discussion on this agenda item.

## RE-ORGANIZE THE BOARD OF DIRECTORS AND AUTHORIZE EXECUTION OF DISTRICT REGISTRATION FORM

There was no discussion on this agenda item.

## TEXAS OPEN MEETINGS ACT TRAINING AND PUBLIC INFORMATION ACT TRAINING

There was no discussion on this agenda item.

## CONFLICT OF INTEREST DISCLOSURES

There was no discussion on this agenda item.

## MINUTES

The Board considered approving the minutes of the January 31, 2025, regular meeting. Discussion ensued regarding redundant information. The Board deferred action until the Board's next meeting.

## TAX ASSESSOR/COLLECTOR'S REPORT

The Board reviewed the tax assessor/collector's reports for the months of January and February 2025, copies of which are 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.

## ADOPT RESOLUTION CONCERNING EXEMPTIONS FROM TAXATION

Ms. Lutz presented and reviewed a Resolution Concerning Exemptions from Taxation reflecting that the Board grants an exemption of \$35,000 of the appraised value of residence homesteads of individuals who are disabled or are sixty-five years of age or older. Director Jacobson moved to adopt the Resolution Concerning Exemptions from Taxation and direct that the Resolution be filed appropriately and retained in the District's official records. Director Coffman seconded the motion, which passed unanimously.

## MS4 STORM WATER MANAGEMENT PLAN

Mr. Klump updated the Board on the District's Storm Water Management Plan ("SWMP"). He distributed and reviewed the Year 6 annual report for the SWMP and a summary of the Texas Commission on Environmental Quality ("TCEQ's") permit

renewal process for the Texas Pollutant Discharge Elimination System General Permit no. TXR040000, Small MS4 (Phase II) General Permit, a copy of which is attached. He explained that the 2019 permit term requires one final annual report, due by March 31, 2025. This year 6 annual report, which accounts for the calendar year of 2024, will be the final annual report for the 2019 permit term. He stated the District is now operating under the new MS4 permit, issued on August 15, 2024.

Mr. Klump presented a utility bill insert that needs to be circulated in the next billing cycle, a copy of which is attached. He discussed the goals and responsibilities identified in the SWMP for implementation of the new five-year permit term.

Following review and discussion, Director Jacobson moved to (1) approve the Year 6 annual SWMP report; and (2) approve the distribution of the utility bill insert. Director Coffman seconded the motion, which carried unanimously.

#### UPDATE FROM FORT BEND COUNTY COMMISSIONERS COURT, CITY OF SUGAR LAND OR CITY OF MISSOURI CITY

Mr. Klump updated the Board regarding the U.S. Army Corps of Engineers training he attended last week. Discussion ensued regarding the construction of the bridge. Mr. Frank further explained the efforts of other levee improvement districts ("LIDs"), Fort Bend County and the City of Sugar Land (the "CoSL") regarding surrounding projects.

#### DISTRICT WEBSITE

Director Coffman discussed sending an email blast to update residents regarding current District matters. Mr. Frank stated he would provide information relating to the levee project that is expected to start in April.

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

Mr. Ontowiryo 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. He stated MAC is going to be closing the TexPool account and moving the funds to Texas CLASS. Discussion ensued regarding Director Sherrill's outstanding per diem check.

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. He noted fence damage and stated he will discuss with the mowers and have the fence repaired. Mr. Klump updated the Board regarding the radios and the parties who have access. Discussion ensued regarding updating the Emergency Preparedness Plan ("EAP"). Mr. Frank stated he will review the EAP and coordinate with engineers, operators, and any other applicable party.

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

## ENGINEER'S REPORT

Mr. Frank presented and reviewed an engineering report, a copy of which is attached.

### LOST CREEK PUMP STATION

Mr. Frank provided an update regarding the Lost Creek Pump Station project. He stated the anticipated completion date is September 3, 2025.

### LIN TRACT DEVELOPMENT

Mr. Frank stated the developer is continuing to process the plat through the City of Missouri City. There was no further update provided.

### EASEMENTS AND DEEDS

There was no discussion on this agenda item.

### OUTFALL STRUCTURE UPGRADES

Mr. Frank updated the Board regarding the outfall structure upgrades, as detailed in his report.

### HARDENING LEVEE TOPS AND HEADWALL IMPROVEMENTS AT CROSS LAKES



Mr. Frank updated the Board regarding the hardening of the levee tops and headwall improvements at Cross Lakes. He stated ECON Development, Inc. has started ordering materials. Discussion ensued regarding the starting point on the levee.

#### OYSTER CREEK OUTFALL CLOSURES

Mr. Frank updated the Board regarding the Oyster Creek outfall closures design project. Discussion ensued regarding the bid and construction process.

Director Coffman discussed ownership of ditches in the District and the possibility of additional parking lots. Mr. Frank addressed the Board regarding areas the District owns and sections other entities own.

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

#### DISCUSS FEDERAL EMERGENCY MANAGEMENT AGENCY ("FEMA") INVOLVEMENT WITH DISSOLUTION OF CUSTOMER IDENTIFICATION NUMBER

Ms. Lutz updated the Board regarding the Interlocal Agreements ABHR sent to FEMA on behalf of the District. She presented and reviewed a printout of the Community Status Book Report from FEMA, a copy of which is attached. Discussion ensued regarding the Community Identification Number versus the CRS.

#### INTERLOCAL AGREEMENTS REGARDING LAND USE AND FLOODPLAIN ADMINISTRATION AUTHORITY

There was no discussion on this agenda item.

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

Director Coffman updated the Board regarding the Fort Bend Levee Coalition meetings and the process of them setting up sub-committees to address certain matters. Discussion ensued regarding the United States Congress involvement in LIDs concerns. Director Coffman stated she will be attending the National Flood Association Conference April 6 - 8, 2025 in Scottsdale, Arizona, which will focus on the flood premiums. She stated she will also be attending the Association of State Floodplain Managers Conference on May 18 - 22, 2025 virtually.

## COMMUNITY RATING SYSTEM AND RISK RATING 2.0

There was no discussion on this agenda item.

## 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 May 2, 2025 at 1:30 p.m.

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

(SEAL)



Secretary, Board of Directors

LIST OF ATTACHMENTS TO MINUTES

	Minutes <u>Page</u>
Tax Assessor/Collector's Reports .....	2
Year 6 Annual Report for the SWMP .....	3
Utility Bill Insert .....	3
Bookkeeper's Report.....	3
Operator's Report.....	4
Engineer's Report.....	4
Community Status Book Report .....	5