

MINUTES  
FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 17

March 8, 2018

The Board of Directors (the "Board") of Fort Bend County Levee Improvement District No. 17 (the "District") met in regular session, open to the public, on the 8th day of March, 2018, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2400, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

David Lawrence	President
NG Fook (Francis) Ming	Vice President/ Assistant Secretary
David W. Gornet	Secretary/ Assistant Vice President

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

Also present at the meeting were Ross Autrey and Jeff Perry of Levee Management Services, LLC ("LMS"); Jason Kelly of LJA Engineering & Surveying, Inc. ("LJA"); Kristi Hebert of Tax Tech, Inc.; Keisha Seals of the City of Sugar Land ("City"); Christina Perry of Myrtle Cruz, Inc.; Tony Joubert of Telfair Community Association ("TCA"); Ed Pearson, Syed Kareem and Ramesh Patel, residents of the District; and Lynne B. Humphries and Nikole Cales of Allen Boone Humphries Robinson LLP ("ABHR").

MINUTES

The Board reviewed the minutes of the February 8, 2018, regular meeting. After review and discussion, Director Lawrence moved to approve the minutes of the February 8, 2018, regular meeting as submitted. Director Gornet seconded the motion, which passed unanimously.

PUBLIC COMMENTS

Mr. Kareem asked if the flood gate can be re-installed at New Territory Boulevard. He stated he believes the gate would be beneficial for flood fighting. Mr. Kareem commented on the City's emergency purchase of Tiger Dams during Hurricane Harvey.

Mr. Kareem asked if the District has considered improvements or additional storage capacity as a result of Hurricane Harvey.

UPDATE ON WEBSITE AND APPROVE POSTINGS

Director Gornet stated Off Cinco is currently working on archiving items on the website as requested.

PHASE II MS4 STORM WATER MANAGEMENT PLAN ("SWMP")  
IMPLEMENTATION

There was no discussion regarding this item.

LAKE MAINTENANCE BY LAKE MANAGEMENT

There was no discussion regarding this item.

MAINTENANCE OF THE WETLAND SHELVES AND MOWING OF DISTRICT  
FACILITIES BY YELLOWSTONE LANDSCAPE

The Board reviewed the maintenance and mowing report, a copy of which is attached. After review and discussion, Director Gornet moved to approve the maintenance and mowing report. Director Lawrence seconded the motion, which passed unanimously.

SUGAR LAND AMBASSADOR PROGRAM - BRAZOS RIVER EROSION STUDY

Ms. Seals stated the City has engaged Huitt-Zollars to perform a Brazos River erosion study and will present its findings and recommendations within the next few months. She stated the City will hold a workshop with all levee districts within the City to discuss the findings and recommendations. In response to questions from the Board, Ms. Seals stated the City is currently performing an independent study and not coordinating with other cities due to time constraints and the urgency of the matter. She stated once the City has the study, it may pursue coordination with other entities.

ENGINEERING MATTERS

Mr. Kelly reviewed the engineer's report, a copy of which is attached, and updated the Board on the status of construction projects.

Mr. Kelly discussed a surplus park funds application to reimburse the developer for additional completed parks projects that have not been funded. Ms. Humphries presented and reviewed a Resolution requesting TCEQ approval of surplus funds application. After review and discussion, Director Lawrence moved to approve the Resolution and direct that it be filed appropriately and retained in the District's official records. Director Gornet seconded the motion, which passed unanimously.

Mr. Kelly discussed possible drainage improvements and reviewed a proposed capital improvement plan, a copy of which is attached to the engineer's report. Discussion ensued regarding the proposed improvements and prioritization of the same.

Mr. Kelly stated the motor at pump station no. 1 needs to be repaired or replaced. He stated if it is replaced, the approximate cost is \$11,508. Mr. Kelly

requested authorization to proceed with the replacement if necessary once the pump is pulled and examined.

Mr. Kelly stated the two pressure transducers and pressure gauge need to be replaced at pump station no. 2 due to damage resulting from the hard freeze. He stated replacement of the pump end motor will cost approximately \$3,619. Mr. Kelly stated there was also a cost of \$914.55 for the service call to make the necessary replacements and requested the Board approve the expense. He requested authorization to proceed as necessary.

Mr. Kelly reported the updates to the Emergency Action Plan ("EAP") are still being finalized by LJA and LMS.

Mr. Kelly discussed the deployment of Tiger Dams in Fort Bend County Levee Improvement District No. 7 to prevent possible water entering the District from New Territory Boulevard if the initial Brazos River projections had been accurate during Hurricane Harvey. He stated the Tiger Dam was deployed as a precautionary measure and some type of flood fighting equipment would have been implemented in the area per the District's EAP, based on Brazos River level projections.

Mr. Kelly discussed the District's pumping capacity and noted currently pump station no. 1 can pump approximately 4" to 5" of rainfall in a 24-hour period and pump station no. 2 can pump approximately 6" to 7" of rainfall in a 24-hour period. Discussion ensued regarding estimated costs to increase pumping capacity.

Discussion ensued regarding slab elevations and potential back-flow issues on the north side of the District.

The Board concurred to prioritize the items in the capital improvement plan and requested Mr. Kelly present pricing for first priority items as follows: additional capacity at pump station no. 1; additional capacity at pump station no. 2; additional storage volume in the south drainage system; pump station weir wall slide gate; and installation of flap gates at Bullhead Bayou.

Discussion ensued regarding the six-acre University of Houston tract and the excavation of soil from the area. The Board requested Mr. Kelly reach out to the University of Houston regarding additional detention capacity.

The Board requested Mr. Perry present pricing at the next meeting for the necessary amount of Tiger Dams to deploy at New Territory Boulevard during a high water event. The Board also requested pricing for long-term replacement items.

After review and discussion, Director Gornet moved to (1) approve the engineer's report; (2) approve the repair/ replacement of the motor at pump station no. 1 in an amount not to exceed \$12,000; (3) approve the replacement of two pressure transducers, a pressure gauge and a pump end motor at pump station no. 2 in an amount not to exceed, plus an additional \$914.55 for the service call to make the

necessary replacements. Director Ming seconded the motion, which passed unanimously.

#### PARK MAINTENANCE

The Board reviewed the March TCA memorandum. After review and discussion, Director Lawrence moved to decline item 1 because Yellowstone will complete on behalf of the District; decline item 2 because LMS will complete on behalf of the District; and authorize reimbursement for bench maintenance in the amount of \$22,650.

#### DEVELOPMENT IN THE DISTRICT

There was no discussion regarding this item.

#### OPERATION OF DISTRICT FACILITIES, BILLINGS, REPAIRS AND MAINTENANCE, INCLUDING REPAIRS AND MAINTENANCE TO THE DISTRICT'S SYSTEM

Mr. Perry presented and reviewed a report regarding maintenance and facility repairs performed during the previous month, a copy of which is attached.

Mr. Perry stated he has received resident and TCA complaints regarding nutria damage in the District's lakes. He stated ten traps can be installed for \$2,520 for the first week and then \$1,838 each week, resulting in a monthly fee of \$8,035. Mr. Perry stated he will contact the City to see if they can address the matter and/or provide better pricing for trapping. The Board authorized LMS to proceed with one month of nutria removal in the amount of \$8,035 if the City is unable to assist the District.

After review and discussion, Director Gornet moved to approve the operator's report. Director Ming seconded the motion, which passed unanimously.

#### CONDUCT ANNUAL REVIEW OF DROUGHT CONTINGENCY PLAN

Ms. Humphries reported this item is erroneously on the agenda.

#### FINANCIAL AND BOOKKEEPING MATTERS, INCLUDING PAYMENT OF THE BILLS, REVIEW OF INVESTMENTS, BUDGET COMPARISON

Ms. Garcia reviewed the bookkeeper's report, including payment of bills, and review of investments, copies of which are attached.

Ms. Garcia stated she is holding checks to the TCA because they billed the District for items not covered per the District's agreement with the TCA and have not provided the necessary backup for mowing reimbursement.

Ms. Perry discussed possibly reallocating some of the District's funds and spreading investments to multiple banks listed on the District's list of authorized banks to achieve more favorable interest rates.

Ms. Perry stated the District does not need to enter into a new Depository Pledge Agreement at this time.

Following review and discussion, Director Lawrence moved to approve the bookkeeper's report, including payment of the bills. Director Gornet seconded the motion, which passed unanimously.

TAX ASSESSMENT AND COLLECTION MATTERS, INCLUDING DELINQUENT TAX COLLECTIONS, INSTALLMENT AGREEMENTS, AND PAYMENT OF TAX BILLS

Ms. Hebert presented and reviewed the tax assessor/collector's report for February, 2018, and the bills for payment from the tax account, a copy of which is attached. She stated 97.05% of the District's 2017 taxes have been collected to date. Ms. Hebert reviewed a delinquent list with the Board, a copy of which is attached to the tax assessor's report. After review and discussion, Director Gornet moved to approve the tax assessor/collector's report and payment of the tax bills. Director Lawrence seconded the motion, which passed by unanimous vote.

ATTORNEY'S REPORT

APPROVE DISTRICT INFORMATION KIT

Ms. Humphries reported the Board approved the District Information Kit last month.

APPROVE ANNUAL REPORT AND AUTHORIZE FILING OF SAME IN ACCORDANCE WITH THE DISTRICT'S CONTINUING DISCLOSURE OF INFORMATION AGREEMENT AND AS REQUIRED BY SEC RULE 15c2-12

Ms. Humphries stated the Annual Report is not ready at this time.

ANNUAL REVIEW OF PROCEDURES FOR CONTINUING DISCLOSURE COMPLIANCE

Ms. Humphries stated this is not necessary at this time.

STATUS OF FEDERAL FLOOD INSURANCE LEGISLATION, AND ATTENDANCE AT A NATIONAL LEVEE, DRAINAGE, OR FLOOD RELATED CONFERENCE

Mr. Perry updated the Board regarding pending Federal Emergency Management Agency reimbursement.

REPORTS FROM DIRECTORS AND DISTRICT CONSULTANTS REGARDING EVENTS AND ACTIVITIES ATTENDED DURING THE MONTH

Director Gornet updated the Board regarding matters that may impact levee districts.

There being no further business to come before the Board, the Board concurred to adjourn the meeting.



Secretary, Board of Directors

(SEAL)



LIST OF ATTACHMENTS TO MINUTES

	Minutes
	<u>Page</u>
Maintenance and mowing report, .....	2
Engineer's report from LJA .....	2
Report regarding maintenance and facility repairs .....	4
Bookkeeper's report.....	4
Tax assessor/collector's report.....	5