## MINUTES FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 17

## April 11, 2019

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 11th day of April, 2019, 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 W. Gornet	President
NG Fook (Francis) Ming	Vice President/Assistant Secretary
Vibhor Mehrotra	Secretary/Assistant Vice President

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

Also present at the meeting were Jeff Perry of Levee Management Services, LLC ("LMS"); Jason Kelly of LJA Engineering, Inc. ("LJA"); Kristi Hebert of Tax Tech, Inc.; Christina Perry of Myrtle Cruz, Inc.; Brad Koehl of Yellowstone Landscape - Central, Inc. ("Yellowstone"); Tony Joubert of Sterling Association Services, Inc./Telfair Community Association ("TCA"); Danielle Garrison of Fort Bend County Commissioners Court, Precinct No. 4; and Lynne B. Humphries and Nikole Cales of Allen Boone Humphries Robinson LLP ("ABHR").

#### MINUTES

The Board reviewed the minutes of the March 14, 2019, regular meeting. After review and discussion, Director Gornet moved to approve the minutes of the March 14, 2019, regular meeting as submitted. Director Ming seconded the motion, which passed unanimously.

#### PUBLIC COMMENTS

Ms. Garrison introduced herself and stated she was present to observe the meeting on behalf of the Fort Bend County Commissioners Ken DeMerchant.

#### APPROVE AUDIT FOR FISCAL YEAR END DECEMBER 31, 2018

The Board concurred to defer this item.

## UPDATE ON WEBSITE AND APPROVE POSTINGS

Director Gornet discussed the website and recent updates.

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

There was no discussion regarding this matter.

# LAKE MAINTENANCE BY LAKE MANAGEMENT SERVICES, L.P. ("LAKE MANAGEMENT")

The Board discussed the weekly lake maintenance reports, which are filed in the District's official records.

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

Mr. Koehl presented and reviewed the maintenance and mowing report, a copy of which is attached. Mr. Koehl discussed a complaint from a resident located at 411 Callavance regarding bird droppings as a result of a tree located on District property, near their yard. After discussion, the Board directed Mr. Koehl to trim the tree per District standards but concurred not to remove the tree at this time.

Director Ming stated he observed a slanting lamp post and the District's engineer recommended he contact CenterPoint regarding the matter.

After review and discussion, Director Ming moved to approve the maintenance and mowing report. Director Gornet seconded the motion, which passed unanimously.

#### **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 recommended the Board approve irrigation repairs totaling \$1,949.78, which were completed by Ridgewood per the District's agreement. After review and discussion, Director Ming moved to approve the irrigation repairs totaling \$1,949.78 to be completed per the District's agreement with Ridgewood. Director Gornet seconded the motion, which passed unanimously.

Mr. Kelly discussed engineering services for drainage facility improvements.

Mr. Kelly updated the Board regarding the preliminary time lapse video demonstrating the possible impact of an ATLAS 14 100-year modeled event utilizing the existing conditions survey and the two dimensional drainage analysis.

Discussion ensued regarding possible improvements, including using the designated drill site for additional detention. Mr. Kelly stated he will coordinate with ABHR's real estate department regarding the matter to determine if utilizing the site is feasible.

The Board also requested Mr. Kelly contact the University of Houston ("UH") regarding coordinating with them on upcoming improvements.

Discussion ensued regarding the possibility of Fort Bend County releasing new levee height requirements as a result of ongoing studies. Mr. Kelly noted the District's levee meets current County and Federal Emergency Management Agency requirements.

Mr. Kelly discussed modifications to the lake in Section 28, including proposed plans for the fabrication and installation of a gate, and stated the work is estimated to cost \$311,520. He stated per the Board's request, he met with the contractor to prepare an alternative, less expensive option. Mr. Kelly stated NBG can install a gate at the upstream end of the detention pond. After discussion, the Board concurred to table the matter.

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

#### PARK MAINTENANCE

Mr. Kelly updated the Board regarding the drinking water fountains purchase and installation. Mr. Kelly discussed revising initial plans to reduce the number of drinking fountains and/or relocate the fountains. He proposed a change order to the previously approved contract to reflect the removal of four fountains, which will leave an installation of seven fountains. He stated he will present the change order next month.

The Board reviewed the April TCA memorandum, a copy of which is attached. After review and discussion, Director Gornet moved to approve the following items: 1) item number 1 to repair the damaged concrete fence at 6830 Arborwood Lane in the amount of \$1,881.46; 2) item number 2 to repair the damaged concrete fence at 6834 Arborwood Lane in the amount of \$2,150.07; 3) item number 3 to replant jasmine vines at the pergola at Habersham Park in the amount of \$448; 4) item number 4 to replant flowers near Highway 6 and University Boulevard in the amount of \$396; 5) invoice for landscape lights at Reinhart Avenue in the amount of \$1,033.60; 6) replace 12 landscaping lights at Heritage Place and Newbury Trail in the amount of \$4,664.51; 7) replace 12 landscaping lights at Wescott Avenue and Prestwick Avenue in the amount of \$4,306.29; 8) pressure washing of District facilities on the left side of Huntley Drive and University Boulevard in the amount of \$350; 9) pressure washing of District facilities on the right side of Huntley Drive and University Boulevard in the amount of \$350; 9) pressure washing of District facilities on the right side of Huntley Drive and University Boulevard in the amount of \$350; 9) pressure washing of District facilities on the right side of Huntley Drive and University Boulevard in the amount of \$350; 9) pressure washing of District facilities on the right side of Huntley Drive and University Boulevard in the amount of \$350; 9) pressure washing of District facilities on the right side of Huntley Drive and University Boulevard in the amount of \$350; 9) pressure washing of District facilities and University Boulevard in the amount of \$350; 9) pressure washing of District facilities and University Boulevard in the amount of \$350; 9) pressure washing of District facilities and University Boulevard in the amount of \$350; 9) pressure washing of District facilities Boulevard in the amount of \$350; 9) pressure washing and University Boulevard in the amount of \$350; 9) pressure washing and University

\$350; and 10) pressure washing of District facilities at University Boulevard and New Territory Boulevard in the amount of \$2,895. Director Ming seconded the motion, which passed unanimously.

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

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

Mr. Perry reported Fort Bend County Drainage District is completing the Ditch H sloughing repairs.

Mr. Perry discussed sealing of the damaged bridge column and the violation notice from the City of Sugar Land ("City") regarding the same. Mr. Perry stated he contacted the City regarding the matter and the City is not requiring a full repair at this time due to the nature of the situation. Director Gornet stated he will follow up with the City Council regarding the matter.

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

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

Ms. Perry reviewed the bookkeeper's report, including payment of bills, and review of investments, copies of which are attached. She stated the deposit from Crown Castle was received and noted the funds will be held until all costs have been received. Following review and discussion, Director Ming moved to approve the bookkeeper's report, including payment of the bills. Director Gornet seconded the motion, which passed unanimously.

The Board deferred adoption of a resolution expressing intent to reimburse the District's operating fund at this time, but noted it may adopt a resolution in the future.

#### 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 April, 2019, and the bills for payment from the tax account, a copy of which is attached. She stated 97.4% of the District's 2018 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 Ming moved to approve the tax assessor/collector's report and payment of the tax bills. Director Gornet seconded the

motion, which passed by unanimous vote. Ms. Hebert noted the District's preliminary taxable value is \$1,953,000,000.

#### ATTORNEY'S REPORT

There was no discussion regarding this matter.

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

There was no discussion regarding this matter.

## <u>REPORTS FROM DIRECTORS AND DISTRICT CONSULTANTS REGARDING</u> <u>EVENTS AND ACTIVITIES ATTENDED DURING THE MONTH, AND SCHEDULE</u> <u>FOR NEXT MEETING</u>

Director Gornet discussed an email from a District resident requesting the Board consider holding the meeting in the District at the TCA central hall. The Board noted it had met in the District at the TCA central hall previously and at City Hall and no residents attended those meetings, with the exception of a District resident that also attends the meetings held at ABHR. The Board discussed possibly holding quarterly or semi-annual meetings in the District.

It was noted the Fort Bend County Emergency Operations Training Exercise will be held on April 26, 2019 at 8:30 a.m. at ABHR.

Ms. Humphries presented the annual report from the City Tax Investment and Reincrement Zone No. 4, a copy of which is filed in the District's records.

The Board discussed its regular meeting date and concurred to meet on May 9, 2019, at 11:30 a.m., the regular meeting date and time., at ABHR.

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

Asst. Secretary, Board of Directors



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