

## MINUTES

### FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 50

October 8, 2019

The Board of Directors (the "Board") of Fort Bend County Municipal Utility District No. 50 (the "District") met in regular session, open to the public, on the 8th day of October, 2019, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

Craig Lewis	President
Jerry Slatton	Vice President
Peter Lajoie	Secretary
Reginald Stubblefield	Assistant Secretary
Leon Bridges	Assistant Vice President

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

Also present for all or part of the meeting were Robert Ferguson of Parkway Lakes Development, Inc.; Bill Calderon of Calderon Economic Development Strategies, LLC, representing Parkway Lakes Development, Inc.; Esther Flores of Tax Tech, Inc. ("Tax Tech"); Jordan Williams of R.G. Miller Engineers, Inc. ("R.G. Miller"); Wendy Austin of District Data Services, Inc.; Calvin Browne of Municipal District Services, LLC ("MDS"); Phil Halbert of Champions Hydro-Lawn, Inc. ("Champions"); Avik Bonnerjee of Municipal Tax Service, LLC; Julie Williams of Rathmann and Associates; and David Oliver, Christina Miller, Aaron Carpenter, and Cheryl Panozzo of Allen Boone Humphries Robinson LLP ("ABHR").

#### PUBLIC COMMENTS

There were no comments from the public.

#### MINUTES

The Board reviewed the minutes of the regular meeting held September 10, 2019, and the special meeting held September 28, 2019. After review and discussion, Director Bridges moved to approve the minutes of the regular meeting held September 10, 2019, and the special meeting held September 28, 2019, as submitted. Director Lajoie seconded the motion, which passed by unanimous vote.

## TAX ASSESSMENT AND COLLECTION MATTERS

Ms. Flores reviewed the tax assessor/collector's report, a copy of which is attached. After review and discussion, Director Bridges moved to approve the tax assessor/collector's report and payment of the bills listed in the report. Director Lajoie seconded the motion, which passed by unanimous vote.

## FINANCIAL AND BOOKKEEPING MATTERS

Ms. Austin presented the bookkeeper's report, including the investment report, a copy of which is attached, and submitted the District's bills for payment. After review and discussion, Director Slatton moved to approve the bookkeeper's report, investment report, and payment of the bills listed in the report. Director Bridges seconded the motion, which passed by unanimous vote.

## REPORT ON SALES TAX AUDIT SERVICES

Mr. Bonnerjee presented and reviewed the Sales Tax Audit Report dated September, 2019. He reviewed new and changed sales and use tax permits issued since the last report for businesses located within the District's boundaries. Following review, the Board directed that the Report be filed appropriately and retained in the District's official records.

## GARBAGE AND RECYCLING SERVICE MATTERS

There was no discussion on garbage and recycling matters.

## NFBWA MATTERS

Ms. Miller updated the Board on NFBWA matters and discussed the District's participation in the Larry's Toolbox Water Conservation Program.

Mr. Browne reported that an insert regarding the rain barrel giveaway contest to promote water conservation will be included with the October water bill.

Discussion ensued regarding the District's event held on September 28, 2019, to provide District residents with information on water conservation and native plants.

## OPERATION OF DISTRICT FACILITIES

Mr. Browne reviewed the operator's report, a copy of which is attached. He reported that water accountability for the previous month was 93.4% and reported on maintenance performed at the District's facilities.

He reviewed a memorandum from the NFBWA, a copy of which is included in the operator's report, regarding the proposed pumpage fee and surface water fee increases that will take effect January 1, 2020.

After review and discussion, Director Lajoie moved to (1) approve the operator's report; and (2) authorize MDS to turn over six accounts in the total amount of \$1,614.65, deemed to be uncollectible, to a collection agency. Director Bridges seconded the motion, which passed unanimously.

HEARING ON TERMINATION OF WATER AND SEWER SERVICE TO DELINQUENT CUSTOMERS AND AUTHORIZE TERMINATION OF SERVICE

The Board conducted a hearing on the termination of utility service. Mr. Browne presented a list of delinquent customers and reported that the residents on the termination list were mailed written notice prior to this meeting in accordance with the District's Rate Order, notifying them of the opportunity to appear before the Board of Directors to explain, contest, or correct the utility service bill and to show reason why utility service should not be terminated for reason of nonpayment. Following review and discussion, Director Lajoie moved that, because the customers on the termination list were neither present at the meeting nor had presented any statement on the matter, utility service should be terminated in accordance with the procedures set forth in the District's Rate Order, and the delinquent customer list should be filed appropriately and retained in the District's official records. Director Bridges seconded the motion, which passed by unanimous vote.

DEVELOPMENT IN THE DISTRICT

Mr. Ferguson gave an update on development in the District.

ENGINEERING MATTERS

Ms. Jordan Williams presented the engineer's report, a copy of which is attached, including the projects specifically addressed as follows:

PARK WESTHEIMER BOULEVARD EXTENSION AND DRAINAGE IMPROVEMENTS

Ms. Jordan Williams gave an update on construction of the Park Westheimer Boulevard extension and drainage improvements.

## PERMANENT WASTEWATER TREATMENT PLANT ("WWTP") AND LIFT STATION

Ms. Jordan Williams gave an update on construction of the permanent WWTP and the lift station at the permanent WWTP. She noted the contractor has been authorized to order materials for the project.

## OFFSITE UTILITIES TO SERVE PERMANENT WWTP

Ms. Jordan Williams gave an update on construction of the offsite utilities to serve the permanent WWTP. She stated the District acquired the necessary easement for the project and anticipates receiving plan approval from Fort Bend County (the "County") this week.

## WATER PLANT NO. 2

Ms. Jordan Williams gave an update on construction of Water Plant No. 2 and stated construction is 30% complete.

## DETENTION FACILITIES TO SERVE DISTRICT EAST

Ms. Jordan Williams reported on construction of the detention facilities to serve District East. She reported construction is complete and that R.G. Miller is working with R&T Ellis Excavation, Inc., to address punch-list items. The Board requested ABHR send a letter to Jones & Carter, Inc. ("J&C") regarding outstanding punch list items for the project if J&C continues to be non-responsive to R.G. Miller's communications.

## UTILITY COMMITMENT LETTERS

Ms. Jordan Williams reported the District received a utility commitment request for the remaining lot in Westpark Lakes to be divided. She noted the County will have to approve re-platting of the lot. Following discussion, the Board authorized ABHR to prepare a utility commitment letter to include language that the commitment will be subject to approval of re-platting of the lot by the County.

## BOND APPLICATION NO. 9

Ms. Jordan Williams gave an update on bond application no. 9.

After review and discussion, Director Slatton moved to approve the engineer's report. Director Bridges seconded the motion, which passed by unanimous vote.

REPORT ON MAINTENANCE OF DISTRICT DETENTION PONDS AND FACILITY SITES

Mr. Halbert reviewed a report from Champions on maintenance of the District's detention ponds and facility sites, a copy of which is attached.

PARK AND RECREATIONAL FACILITY PLANNING MATTERS

The Board deferred discussing a Resolution Establishing Rules and Regulations Governing the Use of District Detention and Recreation Facilities until next month.

DISTRICT WEBSITE MATTERS

The Board discussed District website matters. Director Lajoie reported that he posted the notice regarding the rain barrel giveaway contest to the District's website.

SERIES 2019 BOND ANTICIPATION NOTE

Ms. Julie Williams discussed with the Board the issuance of a Bond Anticipation Note as interim financing until the District's Unlimited Tax Bonds are sold.

Ms. Julie Williams reviewed the Placement Agent Agreement with RBC Capital Markets ("RBC"), and a letter from RBC regarding disclosures as required by the Municipal Securities Rulemaking Board Rule G-17. Following review and discussion, Director Lajoie moved to (1) authorize the President's acknowledgment of the letter from RBC regarding disclosures and direct that the letter be filed appropriately and retained on the District's official records; and (2) approve the Placement Agent Agreement. Director Bridges seconded the motion, which carried unanimously.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE, TO CONDUCT A PRIVATE CONSULTATION WITH ATTORNEY TO DISCUSS PENDING OR CONTEMPLATED LITIGATION, A SETTLEMENT OFFER, PURSUANT TO SECTION 551.072, TEXAS GOVERNMENT CODE, DISCUSS OR DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY, OR PURSUANT TO SECTION 551.087, TEXAS GOVERNMENT CODE, TO DISCUSS THE OFFER OF A FINANCIAL OR OTHER INCENTIVE TO A BUSINESS PROSPECT

The Board convened in Executive Session at 10:21 a.m., pursuant to Section 551.087 of the Texas Government Code, to discuss the offer of a financial or other incentive to a business prospect.

RECONVENE IN OPEN SESSION AND AUTHORIZE APPROPRIATE ACTION  
REGARDING MATTERS DISCUSSED IN EXECUTIVE SESSION

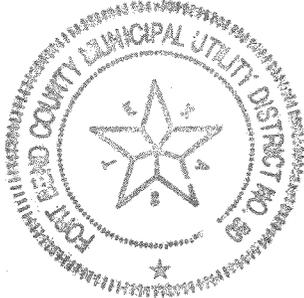
The Board reconvened in regular session at 10:33 a.m.

ECONOMIC DEVELOPMENT AGREEMENT BETWEEN DISTRICT, PARKWAY  
LAKES DEVELOPMENT, INC., AND NORTH FORT BEND REDEVELOPMENT  
AUTHORITY

Ms. Miller gave an update on the Economic Development Agreement (the "Agreement") between the District, Parkway Lakes Development, Inc., and the North Fort Bend Redevelopment Authority (the "Authority") to be created by the County. The Board reviewed Exhibit B to the Agreement, which includes a Conceptual Site Plan and a list of Conceptual Site Plan Properties. The Board advised that ABHR make revisions to the Agreement related to the Conceptual Site Plan and the list of Conceptual Site Plan Properties. Following review and discussion, Director Lajoie moved to approve the Agreement, as revised, contingent upon creation of the Authority. Director Bridges seconded the motion, which passed by unanimous vote.

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

(SEAL)



  
Secretary, Board of Directors

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