

MINUTES
FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 50

February 2, 2022

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 2nd day of February, 2022, 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:

Craig Lewis	President
Leon Bridges	Vice President
Peter Lajoie	Secretary
Reginald Stubblefield	Assistant Secretary
Ken Mathews	Assistant Vice President

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

Also present at the meeting either in person or on the telephone were: Muhammad Sadiq and Michael Rusk, members of the public; Alex Flores of Tax Tech, Inc. ("Tax Tech"); Jordan Williams of R.G. Miller Engineers, Inc. ("RG Miller"); Wendy Austin of District Data Services, Inc.; Calvin Browne of Municipal District Services, LLC ("MDS"); Phil Halbert of Champions Hydro-Lawn, Inc. ("Champions"); and Christina Miller, Aaron Carpenter, and Cheryl Panozzo of Allen Boone Humphries Robinson LLP ("ABHR").

PUBLIC COMMENTS

Ms. Miller reported that the hearing for the case involving Katy Dojo LLC and the District was held on January 27, 2022, and the case was dismissed.

MINUTES

The Board reviewed the minutes of the regular meeting held on January 5, 2022, and the special meeting held on January 18, 2022. After review and discussion, Director Mathews moved to approve the minutes of the regular meeting held on January 5, 2022, and the special meeting held on January 18, 2022, as submitted. Director Lajoie seconded the motion, which passed by unanimous vote.

TAX ASSESSMENT AND COLLECTION MATTERS

Mr. Flores reviewed the tax assessor/collector's report, a copy of which is attached. He reported that 56.43% of the 2021 tax levy had been collected as of January 31, 2022.

After review and discussion, Director Mathews moved to approve the tax assessor/collector's report and payment of the bills listed in the report. Director Stubblefield seconded the motion, which passed by unanimous vote.

RENEWAL OF DISTRICT'S INSURANCE POLICIES

Ms. Miller stated that the District's insurance policies placed through HARCO Insurance Services will expire on April 9, 2022. Following discussion, the Board directed ABHR to obtain a proposal for renewal of the District's insurance policies from HARCO Insurance Services.

ASSOCIATION OF WATER BOARD DIRECTORS ("AWBD") WINTER CONFERENCE, APPROVE REIMBURSEMENT OF ELIGIBLE EXPENSES, AND AUTHORIZE ATTENDANCE AT SUMMER CONFERENCE

The Board discussed the AWBD winter conference. Ms. Austin noted the expenses submitted by Directors in attendance were in compliance with District's travel guidelines. After discussion, Director Mathews moved to approve reimbursement of eligible expenses from the winter conference and authorize all interested Directors to attend the AWBD summer conference. Director Bridges seconded the motion, which passed unanimously.

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. She requested the Board approve additional check no. 9718 to Director Lewis in the amount of \$531.04 and check no. 9719 to Director Lajoie in the amount of \$853.01. After review and discussion, Director Mathews moved to approve the bookkeeper's report, investment report, and payment of the bills listed in the report, including additional check no. 9718 to Director Lewis in the amount of \$531.04 and check no. 9719 to Director Lajoie in the amount of \$853.01. Director Bridges seconded the motion, which passed by unanimous vote.

ARBITRAGE REBATE REPORT FOR 2016 BONDS

Ms. Miller stated that OmniCap Group LLC has completed the Interim Excess Earnings Report on the Series 2016 Bonds (the "Report"). She added the Report reflects that no yield reduction payment is due to the Internal Revenue Service.

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 92.0% and reported on

maintenance performed at the District's facilities. Mr. Browne also reviewed MDS' preventative maintenance and hurricane preparedness plans for the District.

Mr. Browne discussed the District's participation in the Water Smart Program and submittal of a Water Smart application. He noted that MDS will prepare and submit the District's Water Smart application.

Mr. Browne reported that Lift Pump Nos. 1 and 2 at Lift Station No. 6 are in need of repair. He reviewed proposals from NTS, copies of which are included in the operator's report, to repair Lift Pump Nos. 1 and 2 in the amounts of \$6,535.00 and \$7,437.00, respectively, or replace Lift Pump Nos. 1 and 2 with new Flygt NP3102 pumps in the amount of \$10,950.00 each.

After review and discussion, Director Mathews moved to (1) approve the operator's report; (2) approve the District's participation in the Water Smart Program, authorize preparation and submittal of the Water Smart application, adopt a Resolution Approving Submittal of the Water Smart Application for Inclusion in the AWBD Water Smart Partners Program, and direct that the Resolution be filed appropriately and retained in the District's official records; (3) approve replacement of Lift Pump Nos. 1 and 2 at Lift Station No. 6 with a new Flygt NP3102 pumps in the amount of \$10,950.00 each; and (4) authorize MDS to turn over three accounts in the total amount of \$426.32, deemed to be uncollectible, to a collection agency. Director Lajoie seconded the motion, which passed by unanimous vote.

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 Mathews 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, and to authorize MDS to continue to set up payment plans with District customers on an as-needed basis until further notice. Director Lajoie seconded the motion, which passed by unanimous vote.

AMEND RATE ORDER

Ms. Miller discussed recently enacted legislation prohibiting certain retail water or sewer providers from imposing late fees or terminating service for nonpayment of water bills that become due during a period when the previous day's highest temperature and the predicted temperature for the next 24 hours is not higher than 28 degrees Fahrenheit. She presented a proposed Amended Rate Order incorporating such provisions. After review and discussion, Director Mathews moved to adopt the Amended Rate Order and direct that it be filed appropriately and retained in the District's official records. Director Bridges seconded the motion, which passed unanimously.

GARBAGE AND RECYCLING SERVICE MATTERS

There was no discussion on this matter.

NORTH FORT BEND WATER AUTHORITY ("NFBWA") MATTERS

Mr. Rusk joined the meeting via teleconference.

Ms. Miller discussed the 2022 appointment process for NFBWA directors. Mr. Rusk introduced himself to the Board and requested that the Board consider nominating him as a candidate to serve in a position on the NFBWA Board for Precinct 4. Following discussion, Director Mathews moved to adopt a Resolution of Fort Bend County Municipal Utility District No. 50 Nominating a Candidate to Serve as a Director on the Board of Directors of the NFBWA Director Precinct No. 4, reflecting the nomination of Michael Rusk, and direct that the Resolution be filed appropriately and retained in the District's official records. Director Lajoie seconded the motion, which passed by unanimous vote.

Mr. Rusk left the meeting.

Ms. Miller updated the Board on NFBWA matters.

Ms. Miller reported that RG Miller is preparing a package to submit to the NFBWA, upon final completion of Water Plant No. 2, requesting reimbursement to the District for construction costs associated with extending a water line to the District's Water Plant No. 2 pursuant to the Water Supply Letter Agreement between the District and the NFBWA.

Ms. Miller reviewed information on the 2022 NFBWA Water Provider Conservation Program (the "2022 Program"), a copy of which is attached, and discussed the enrollment form and choices for water conservation initiatives for the 2022 Program. After review and discussion, Director Mathews moved to authorize ABHR to submit the 2022 Program enrollment form as discussed to the NFBWA. Director Lajoie seconded the motion, which passed by unanimous vote.

DEVELOPMENT IN THE DISTRICT

Ms. Miller reviewed a Letter Agreement between the District and Parkway Lakes Master, Ltd. ("Parkway Lakes") regarding Parkway Lakes' financial obligation to fund design and construction of the Sub-Regional Phase III Detention Facilities (Pond 2) project. Following review and discussion, Director Mathews moved to approve the Letter Agreement with Parkway Lakes and direct that it be filed appropriately and retained in the District's official records. Director Bridges seconded the motion, which passed unanimously.

ENGINEERING MATTERS

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

PERMANENT WASTEWATER TREATMENT PLANT ("WWTP") AND LIFT STATION, INCLUDING PROPOSALS FOR SECURITY SERVICES

Ms. Williams gave an update on construction of the permanent WWTP and lift station. She stated that construction is complete and sewage has been introduced.

WATER PLANT NO. 2

Ms. Williams gave an update on construction of Water Plant No. 2 and stated that construction is 99% complete. She recommended the Board approve Change Order No. 4 to the contract with Nunn Constructors, Ltd. ("Nunn"), resulting in an increase in the amount of \$26,535.00, to install the replacement valve for the meter station. After discussion, and based on the engineer's recommendation, the Board determined that Change Order No. 4 is beneficial to the District. Ms. Williams noted that the District will receive a credit in the amount of \$1,000.00 for the unused valve. Following discussion, the Board requested that RG Miller submit a request for reimbursement to the NFBWA on behalf of the District to recoup the costs the District incurred for the unused valve to the extent that such costs are eligible for reimbursement.

WATER, SEWER AND DRAINAGE FACILITIES TO SERVE GRAND TRAILS, SECTION 1

Ms. Williams gave an update on construction of the water, sewer, and drainage facilities to serve Grand Trails, Section 1 and stated construction is complete.

PAVING TO SERVE GRAND TRAILS, SECTION 1

Ms. Williams gave an update on construction of the paving to serve Grand Trails, Section 1 and stated construction is complete.

SUB-REGIONAL DETENTION PHASE III

Ms. Williams gave an update on design of the sub-regional detention phase III project and stated agency comments are being addressed.

DISTRICT EAST DETENTION FACILITIES PHASE II

Ms. Williams gave an update on construction of District East Detention Facilities Phase II and stated that plans have been approved and contracts are being prepared.

TEXAS DEPARTMENT OF TRANSPORTATION ("TxDOT") DRAINAGE DITCH IMPROVEMENTS PROJECT

Ms. Williams gave an update on design of the TxDOT drainage ditch improvements project and reported paperwork for the permit was submitted to TxDOT.

DEEDS, EASEMENTS, APPRAISALS, CONSENTS TO ENCROACHMENT, ENCROACHMENT AGREEMENTS, ASSIGNMENT OF CAPACITY, REQUESTS FOR SERVICE, UTILITY CONVEYANCES, OUT-OF-DISTRICT SERVICE AGREEMENTS, UTILITY COMMITMENT LETTERS, PHASE I INSPECTIONS, AND CONVEYANCES OF DISTRICT PROPERTY

Ms. Williams discussed a request for a Utility Commitment Letter for sanitary sewer and water connections for the proposed squash facility at the southwest corner of North Park Drive and Park Westheimer Boulevard.

Ms. Miller presented a Utility Commitment Letter for 131 equivalent single-family sanitary sewer and water connections for the proposed multi-family development by Davis Development at the northeast corner of Bellaire Boulevard and Peek Road.

After review and discussion, and based on the engineer's recommendation, Director Mathews moved to (1) approve the engineer's report; (2) approve Change Order No. 4 in the amount of \$26,535.00 to the contract with Nunn for construction of Water Plant No. 2, based on the Board's finding that the change order is beneficial to the District and the engineer's recommendation; (3) authorize the preparation of a Utility Commitment Letter for the proposed squash facility; and (4) approve the Utility Commitment Letter for the proposed multi-family development by Davis Development and direct that the letter be filed appropriately and retained in the District's official records. Director Stubblefield 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. He reported that nutria were spotted in the Lost Creek Detention Pond C. Following review and discussion, Director Stubblefield moved to (1) approve the report from Champions; and (2) authorize Champions to coordinate regarding removal of the nutria from Lost Creek Detention Pond C. Director Bridges seconded the motion, which passed by unanimous vote.

Ms. Miller reported that the District received a request (the "Request") from the community manager for the Grand Ridge Crossing Homeowners Association to assist with the installation of a concrete driveway to the lift station located on Grand Mist Drive to improve the aesthetics. Following discussion, the Board requested that RG Miller research and present information regarding the Request next month.

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.

DISTRICT WEBSITE MATTERS

There was no discussion on this matter.

2022 DIRECTORS ELECTION

Ms. Miller discussed procedures related to the 2022 Directors Election. She reviewed an Order Calling Directors Election. Ms. Miller discussed that Notice of Election may be required to be posted or published and provided to the County Clerk and Voter Registrar of Fort Bend County. Following review and discussion, Director Mathews moved to (1) adopt the Order Calling Directors Election and direct that the Order be filed appropriately and retained in the District's official records; and (2)

authorize the Secretary's agent to post or publish and provide the Notice of Election to the County Clerk and Voter Registrar, if required. Director Bridges seconded the motion, which passed unanimously.

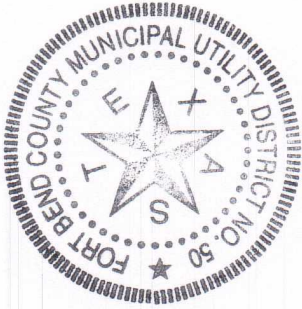
CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE, TO CONDUCT A PRIVATE CONSULTATION WITH ATTORNEY TO DISCUSS PENDING OR CONTEMPLATED LITIGATION, OR A SETTLEMENT OFFER, AND SECTION 551.076, TEXAS GOVERNMENT CODE, TO DELIBERATE THE DEPLOYMENT, OR SPECIFIC OCCASIONS FOR IMPLEMENTATION, OF SECURITY PERSONNEL OR DEVICES

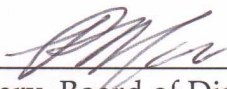
The Board did not convene in Executive Session.

Following discussion, the Board concurred to hold a financial planning workshop on Friday, February 25, 2022, at 11:00 a.m. at ABHR's offices.

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 report	1
Bookkeeper's report.....	2
Operator's report.....	2
Information on the 2022 NFBWA Water Provider Conservation Program	4
Engineer's report.....	5
Report from Champions	7