

MINUTES
FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 50

October 5, 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 5th day of October, 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 except Director Mathews, thus constituting a quorum.

Also present at the meeting either in person or by teleconference were: Wendy Olvera and Michael Cummings of Crestwater Homeowners Association ("Crestwater HOA"); Alex Flores of Tax Tech, Inc.; Justin Wagner 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"); Stephanie Lee of KGA/DeForest Design, LLC ("KGA"); and Christina Miller, Aaron Carpenter, and Cheryl Panozzo of Allen Boone Humphries Robinson LLP ("ABHR").

PUBLIC COMMENTS

Mr. Carpenter reported that the District received (1) correspondence from Karen Joseph, a Lost Creek resident, regarding security concerns with allowing additional public access to the Lost Creek park facility from Bellaire Boulevard; and (2) correspondence from Jeannette Hall, Secretary of the Fort Bend Municipal Utility District No. 133 Board, regarding coyotes located on property near the District owned by Westlake Preparatory Academy and CenterPoint Energy.

MINUTES

The Board reviewed the minutes of the regular meeting held on September 7, 2022. After review and discussion, Director Stubblefield moved to approve the minutes of the regular meeting held on September 7, 2022, as submitted. Director Bridges 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 98.74% of the 2021 tax levy had been collected as of September 30, 2022. After review and discussion, Director Stubblefield moved to approve the tax assessor/collector's 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

The Board concurred to defer this matter to next month.

ARBITRAGE REBATE FINAL REPORT FOR 2014 REFUNDING BONDS

Mr. Carpenter stated that OmniCap Group LLC has completed the Final Excess Earnings Report on the Series 2014 Refunding Bonds (the "Report"). He added the Report reflects that no yield reduction payment is due to the Internal Revenue Service.

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 the following additional checks: check no. 10422 to Best Trash in the amount of \$33,459.01, check no. 10043 to Champions in the amount of \$2,990.00, and check no. 1315 to C4 Partners, LLC in the amount of \$3,940.88, subject to Board approval during the engineer's report.

After review and discussion, Director Lajoie moved to approve the bookkeeper's report, investment report, and payment of the bills listed in the report, including check no. 10422 to Best Trash in the amount of \$33,459.01, check no. 10043 to Champions in the amount of \$2,990.00, and check no. 1315 to C4 Partners, LLC in the amount of \$3,940.88, subject to Board approval during the engineer's report. Director Bridges seconded the motion, which passed by unanimous vote.

PROJECT AUDIT RELATED TO THE ROAD DEVELOPMENT FINANCING AGREEMENT WITH MERITAGE HOMES OF TEXAS, LLC AND RELATED PAYMENT

The Board concurred to defer this matter to a future Board meeting after the District receives approval from Fort Bend County (the "County") on the paving to serve Grand Trails, Section 1.

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 90.4% and reported on maintenance performed at the District's facilities.

Mr. Browne provided an update on dewatering performed by MDS at the Westpark Lakes north and south detention ponds.

After review and discussion, Director Bridges moved to (1) approve the operator's report; and (2) authorize MDS to turn over six accounts in the total amount of \$3,939.93, 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 Bridges 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 Lajoie seconded the motion, which passed by unanimous vote.

GARBAGE AND RECYCLING SERVICE MATTERS

There was no discussion on this matter.

AMENDED RATE ORDER

The Board considered amending the District's Rate Order. Following discussion, the Board concurred to further consider amending the District's Rate Order at the January 2023 regular meeting.

NORTH FORT BEND WATER AUTHORITY ("NFBWA") MATTERS

Mr. Carpenter updated the Board on NFBWA matters and discussed the District's participation in the Water Provider Conservation Program.

The Board discussed a rain barrel giveaway contest to promote water conservation. Following discussion, the Board concurred not to hold a rain barrel giveaway contest this year.

DEVELOPMENT IN THE DISTRICT

There was no discussion on this matter.

CRESTWATER HOMEOWNERS ASSOCIATION EFFLUENT REUSE PROJECT

Ms. Olvera and Mr. Cummings introduced themselves to the Board and stated that they are the President and Vice President of Crestwater HOA, respectively. Ms. Olvera reported that Crestwater HOA received bids for construction of its proposed effluent reuse project and the amount of the bids received are significantly higher than the project cost estimate. She stated that Crestwater HOA is requesting relief from the contracted water charges pursuant to the Water Supply Agreement between Crestwater HOA and the District to offset the unexpected project costs. Discussion ensued. Following discussion, the Board concurred to further discuss the request from Crestwater HOA next month.

ENGINEERING MATTERS

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

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

Mr. Wagner gave an update on construction of the permanent WWTP and lift station and stated that the project is complete. He recommended approval of Pay Estimate No. 21 and Final in the amount of \$3,940.88 to C4 Partners, LLC and acceptance of the project.

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

Mr. Wagner gave an update on construction of the water, sewer, and drainage facilities to serve Grand Trails, Section 1 and stated that a request to schedule the final inspection of the project has been submitted to the County.

PAVING TO SERVE GRAND TRAILS, SECTION 1

Mr. Wagner gave an update on construction of the paving to serve Grand Trails, Section 1 and stated that a request to schedule the final inspection of the project has been submitted to the County.

WATER, SANITARY SEWER, AND STORM SEWER FACILITIES TO SERVE LIGHT HAVEN AT DISTRICT WEST

Mr. Wagner gave an update on construction of the water, sanitary sewer, and storm sewer facilities to serve the Light Haven at District West development in the District. He noted construction will commence after the District receives the executed necessary easements and Consent to Encroachment for the project.

SUB-REGIONAL DETENTION PHASE III

Mr. Wagner gave an update on design of the sub-regional detention phase III project. He stated the design is 100% complete and R.G. Miller is coordinating with Parkway Lakes Development, Inc., on fill dirt locations.

WESTPARK LAKES DETENTION POND REHABILITATION

Mr. Wagner gave an update on construction of the Westpark Lakes Detention Pond Rehabilitation project.

FORT BEND COUNTY BELLAIRE BOULEVARD RIGHT TURN LANE PROJECT

Mr. Wagner gave an update on proposed right turn lanes on Bellaire Boulevard to be installed by the County. Mr. Carpenter reviewed a draft participation agreement (the "Participation Agreement") between the District and the County regarding District participation in the County's relocation of District facilities. Following review and discussion, the Board concurred to authorize ABHR to submit the Participation Agreement to the County for comments.

BOND APPLICATION NO. 10

Mr. Wagner gave an update on bond application no. 10.

After review and discussion, and based on the engineer's recommendation, Director Stubblefield moved to (1) approve the engineer's report; and (2) approve Pay Estimate No. 21 and Final in the amount of \$3,940.88 to C4 Partners, LLC for construction of the permanent WWTP and lift station and accept the project. 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. He noted that tree debris was disposed of onto District property by the property owner located at 21614 Sierra Long Drive and fence pickets and tree debris were disposed of onto District property by the property owner located at 21510 Sierra Long Drive. Following review and discussion, the Board concurred to authorize ABHR to send letters to the residents located at 21614 and 21510 Sierra Long Drive requesting that they remove the debris from the District's property.

PARK AND RECREATIONAL FACILITY PLANNING MATTERS

Ms. Lee reviewed the landscape architect report, a copy of which is attached. She provided an update on design of the trail and landscape amenity improvements project for the detention basins located in Westpark Lakes and requested authorization to advertise for bids for the projects. Following review and discussion, Director Bridges moved to authorize advertisement for bids for construction of the Westpark Lakes trail and landscape improvements project, subject to approval of the plans and specifications by Director Lewis. Director Lajoie seconded the motion, which passed by unanimous vote.

Ms. Lee then reviewed a proposal from KGA in the amount of \$6,200.00 for landscape architecture design of a sidewalk to be installed along Bellaire Boulevard from Sierra Bend to the new sidewalk in front of the Harmony School and an entrance to allow access to the Lost Creek park facility from Bellaire Boulevard (the "Sidewalk Improvements"). She stated KGA's opinion of probable cost to install the Sidewalk Improvements is \$49,000.00. Following discussion, the Board concurred to defer the Sidewalk Improvements project.

DISTRICT WEBSITE MATTERS

The Board discussed District website matters.

OPERATION OF DISTRICT FACILITIES (Continued)

Mr. Carpenter reviewed a memorandum from NFBWA, a copy of which is attached, regarding suggested language for retail water providers to use on retail water bills. Following review and discussion, the Board directed ABHR to provide language regarding NFBWA usage fees as discussed to MDS to include on the District's water bills.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, SECTION 551.076, AND SECTION 551.087 TEXAS GOVERNMENT CODE

The Board convened in Executive Session at 1:33 p.m., pursuant to Section 551.071 of the Texas Government Code, to seek the advice of its attorney regarding pending or contemplated litigation or to seek and receive legal advice by the District's attorney.

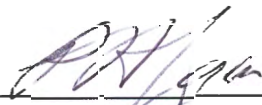
RECONVENE IN OPEN SESSION AND AUTHORIZE APPROPRIATE ACTION REGARDING MATTERS DISCUSSED IN EXECUTIVE SESSION

The Board reconvened in regular session at 1:44 p.m. Director Bridges moved to approve a legal services engagement letter with Feldman & Feldman, and direct that the legal services engagement letter be filed appropriately and retained in the District's official records. Director Stubblefield seconded the motion, which passed unanimously.

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

(SEAL)





Secretary, Board of Directors

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