

MINUTES
FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 50

April 5, 2023

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 April, 2023, 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 Stubblefield, thus constituting a quorum.

Also present at the meeting were: Bobby Ferguson of Parkway Lakes Development, Inc.; 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"); Kelly Gard of KGA/DeForest Design, LLC; Dane Turner of Best Trash, LLC; Avik Bonnerjee and Brenda Bonnerjee of B&A Municipal Tax Service, LLC; and Christina Miller, Aaron Carpenter, and Kathryn Blanton of Allen Boone Humphries Robinson LLP.

PUBLIC COMMENTS

Mr. Carpenter reported that the District received correspondence from a resident of the Grand Trails neighborhood regarding the trash and recycling containers in the District provided by Best Trash. The Board concurred to defer discussion on this matter to later in the meeting under the agenda item for garbage and recycling service matters.

MINUTES

The Board reviewed the minutes of the regular meeting held on March 1, 2023, and the special meeting held March 10, 2023. After review and discussion, Director Lajoie moved to approve the minutes of the regular meeting held on March 1, 2023, and the special meeting held on March 10, 2023, 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 97.23% of the 2022 tax levy had been collected as of March 31, 2023. 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 Bridges seconded the motion, which passed by unanimous vote.

REPORT ON SALES TAX AUDIT SERVICES

Mr. Bonnerjee reviewed a report on the District's sales tax revenue accounts, a copy of which is attached. He reviewed new and changed sales and use tax permits issued since the last report for businesses located within the District's boundaries.

APPROVE PROJECT AUDIT FOR AND RELATED PAYMENT OF ECONOMIC DEVELOPMENT GRANT PAYMENT TO MRPL RETAIL PARTNERS, LTD., AND MRPL RETAIL PARTNERS II, LTD

The Board concurred to defer this matter to next month.

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 Mathews 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.

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 99.5% and reported on maintenance performed at the District's facilities. Mr. Browne reported that MDS completed two-hour load bank tests on the District's generators in preparation of the 2023 hurricane season.

Mr. Browne stated that MDS provides an annual written report evaluating the effectiveness of the District's Identity Theft Prevention Program (the "Program"), identifying significant instances of identity theft detection, and describing any recommendations regarding changes to the Program. He presented a report on the District's Program. Mr. Browne stated that the report indicates no significant incidents of identity theft detection and MDS recommends no changes to the Program. The Board concurred that it was not necessary to adopt a Program amendment.

After review and discussion, Director Bridges moved to (1) approve the operator's report; and (2) authorize MDS to turn over two accounts in the amount of \$300.89, deemed to be uncollectible, to a collection agency. Director Mathews 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 Mathews seconded the motion, which passed by unanimous vote.

APPROVE ANNUAL REPORT ON IMPLEMENTATION OF WATER CONSERVATION PLAN AND AUTHORIZE SUBMITTAL TO NORTH FORT BEND WATER AUTHORITY ("NFBWA")

Mr. Browne discussed the annual report on implementation of the District's Water Conservation Plan with the Board. He added that MDS will file the report with the NFBWA by May 1, 2023. After review and discussion, Director Bridges moved to approve the annual report on implementation of the Water Conservation Plan, authorize MDS to file the report with the NFBWA, and direct that the report be filed appropriately and retained in the District's official records. Director Mathews seconded the motion, which passed by unanimous vote.

REVIEW EMERGENCY PREPAREDNESS PLAN AND AUTHORIZE FILING OF UPDATES, IF NECESSARY

The Board discussed necessary updates to the District's emergency preparedness plan. After review and discussion, Director Bridges to authorize MDS and R.G. Miller to update the District's emergency preparedness plan. Director Mathews seconded the motion, which passed by unanimous vote.

GARBAGE AND RECYCLING SERVICE MATTERS

Mr. Turner provided an update on garbage and recycling service matters, including correspondence from a resident of the Grand Trails neighborhood (the

“Grand Trails Resident”) regarding the trash and recycling containers in the District provided by Best Trash. He reported that the Grand Trails Resident requested that the District change all remaining original black recycling carts in the District out for the new green carts at a cost to the District. Following discussion, the Board concurred to not change out the black recycling carts in the District with the green carts, at this time.

The Board directed ABHR to notify the Grand Trails Resident that following a cost/benefit analysis related to the request, the Board has denied his request to replace the black recycling carts in the District.

NFBWA MATTERS

Mr. Carpenter updated the Board on NFBWA matters and discussed the District’s participation in the 2023 Water Provider Conservation Program (the “2023 Program”). He discussed reappointing Directors Lewis and Bridges as members of the District’s Water Conservation Committee for the 2023 Program.

Mr. Carpenter stated that the District entered into an Irrigation System Evaluation Cost Sharing Agreement (“Irrigation Agreement”) for participation in the W.I.S.E. Guys Program in June, 2011. He stated that the W.I.S.E. Guys Program provides evaluations of residential irrigation systems for the District’s customers. Mr. Carpenter stated that the Irrigation Agreement automatically renews for another year if the District does not provide notice of termination at least 60 days prior to the renewal date.

Following discussion, Director Bridges moved to (1) appoint Director Lewis and Director Bridges to the District’s Water Conservation Committee for the 2023 Program; and (2) to allow the Irrigation Agreement to automatically renew for another year. Director Mathews seconded the motion, which passed by unanimous vote.

DEVELOPMENT IN THE DISTRICT

Mr. Ferguson updated the Board on development in the District.

ENGINEERING MATTERS

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

WATER PLANT NO. 2 EXPANSION NO. 1

Mr. Wagner gave an update on design of Water Plant No. 2 Expansion No. 1. He reported that design is 70% complete and plans have been submitted for agency review. Mr. Wagner noted that the permit for the new water well has been approved and issued.

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 that 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 construction of the sub-regional detention phase III project. He stated that opening of bids for construction of the project is scheduled for April 6, 2023. Mr. Wagner discussed the proposed sale of surplus fill and rip rap from the site at a later Board meeting.

WESTPARK LAKES DETENTION POND REHABILITATION

Mr. Wagner gave an update on construction of the Westpark Lakes Detention Pond Rehabilitation project and stated that the project is 90% complete. He recommended that the Board approve Pay Estimate No. 5 in the amount of \$145,998.90 to Champions.

FORT BEND COUNTY BELLAIRE BOULEVARD RIGHT TURN LANE PROJECT

Mr. Wagner gave an update on design of the right turn lanes on Bellaire Boulevard to be installed by Fort Bend County. He reported that R.G. Miller returned comments on the initial design plan and provided an update on the necessary easements for the project.

CRESTWATER HOMEOWNERS ASSOCIATION ("CRESTWATER HOA") EFFLUENT REUSE PROJECT

Mr. Carpenter reviewed a Third Amendment to Water Supply Agreement with Crestwater HOA.

UPDATE ON BOND APPLICATION NO. 11

Mr. Wagner gave an update on bond application no. 11.

After review and discussion, based on the engineer's recommendation, Director Bridges moved to (1) approve the engineer's report; (2) approve Pay Estimate No. 5 to Champions in the amount of \$145,998.90 for construction of the Westpark Lakes Detention Pond Rehabilitation project; and (3) approve the

Third Amendment to Water Supply Agreement and direct that it be filed appropriately and retained in the District's official records. Director Mathews 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

Mr. Gard reviewed the landscape architect report, a copy of which is attached, and gave an update on construction of the trail and landscape amenity improvements project for the detention basins located in Westpark Lakes. He stated that the Notice to Proceed for the project was issued on March 20, 2023, and the pre-construction meeting has been postponed to April.

DISTRICT FACILITIES USE AGREEMENT WITH GRAND MEADOWS HOMEOWNERS ASSOCIATION

Mr. Carpenter reported that the District received a request from Grand Meadow Homeowners Association (the "HOA") to use District detention facilities to host an Easter egg hunt for residents. He reviewed a District Facilities Use Agreement with the HOA. Following review and discussion, Director Mathews moved to approve the District Facilities Use Agreement and direct that it be filed appropriately and retained in the District's official records. Director Lajoie seconded the motion, which carried by a vote of four for the motion, with Director Bridges abstaining.

DISTRICT WEBSITE MATTERS

Director Lajoie provided an update on District website matters.

DISTRICT SECURITY MATTERS, INCLUDING TERMINATION OF AGREEMENT WITH TODAY'S INTEGRATION, INC.

Director Mathews provided an update on matters regarding security of District facilities.

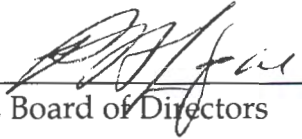
CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, SECTION 551.076, AND SECTION 551.087 TEXAS GOVERNMENT CODE

The Board did not convene in executive session.

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

(SEAL)




Secretary, Board of Directors

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