

**MINUTES OF MEETING OF THE
BOARD OF DIRECTORS**

April 2, 2019

STATE OF TEXAS §
COUNTY OF FORT BEND §
FIRST COLONY LEVEE IMPROVEMENT DISTRICT NO. 2 §

The Board of Directors (the "Board") of First Colony Levee Improvement District No. 2 of Fort Bend County, Texas (the "District"), met in regular session, open to the public, at 12:00 p.m. on Tuesday, April 2, 2019, at 4330 Knightsbridge Boulevard, Sugar Land, Texas 77479, a designated meeting place inside the boundaries of the District; whereupon, the roll of the members of the Board of Directors was called, to wit:

Ron Frerich	-	President
Christine M. Lukin	-	Vice President
Zach Weimer	-	Secretary

All members of the Board of Directors were present, except Director Weimer, thus constituting a quorum.

Also present at the meeting were Pat Hughes, Assistant Fire Chief of the City of Sugar Land; Debbie Arellano of Bob Leared Interests ("BLI"), the District's Tax Assessor/Collector ("TAC"); Karrie Kay of Myrtle Cruz, Inc. ("MCI"), the District's Bookkeeper ("Bookkeeper"); Jason Klump of LID Solutions, LLC ("LID Solutions"), the District's Operator ("Operator"); Stephen Reiter and Rebekah Campbell of Jones & Carter ("J&C"), the District's Engineer ("Engineer"); Lenny Hardoin of Champions Hydro-Lawn, Inc. ("Champions"); and John Cannon and Laken Jenkins of Coats Rose, P.C. ("Coats Rose"), the District's legal counsel.

Whereupon, the meeting was called to order and evidence was presented that public notice of the meeting had been given in compliance with the law. A copy of the posted agenda notice is attached hereto as Exhibit "A".

HEAR FROM THE PUBLIC

The Board noted that there were no members of the public wishing to address the Board.

APPROVAL OF MINUTES

The Board considered approving the minutes of the Board meeting held on April 2, 2019. After consideration and upon a motion by Director Lukin, seconded by Director Frerich, the Board voted unanimously to approve such minutes as presented.

TAX COLLECTOR'S REPORT

The Board recognized Ms. Arellano who reported that 97.762% of the 2018 tax levy had been collected as of March 31, 2019. After discussion and upon motion by Director Lukin, seconded by Director Frerich, the Board voted unanimously to authorize payments from the tax account and approve the TAC's Report, a copy of which is attached hereto as Exhibit "B".

CHAMPIONS HYDRO-LAWN REPORT

The Board recognized Mr. Hardoin, who presented Champions' Report, a copy of which is attached hereto as Exhibit "C". The Board requested Champions mow the levee this month, including a few days prior to the Fort Bend County Drainage District and Fort Bend County Office of Emergency Management Functional Exercise on April 26th.

Washout on North Pond Outfall

Mr. Hardoin reported a wash out around the storm sewer outfall located in the north pond. Mr. Reiter stated he would contact the City of Sugar Land regarding repair of the outfall.

Fence Proposal

Mr. Hardoin presented for the Board's review and approval a proposal to remove the existing greenbelt fence on Avondale and replace it with a cedar privacy fence with one gate in the amount of \$5,295 (the "Proposal"), a copy of which is included in the Champion's Report. After discussion, the Board requested Mr. Hardoin revise the Proposal to remove the 2"x6" baseboard. Upon a motion by Director Frerich, seconded by Director Lukin, the Board voted unanimously to approve the Proposal, subject to the revision.

OPERATOR'S REPORT

The Board recognized Mr. Klump, who presented and reviewed LID Solutions' monthly management report, a copy of which is attached hereto as Exhibit "D".

During the month of March 2019, the pump station and related equipment were inspected on a daily basis to insure proper operation. All outfall structures, drainage ditches, back slope drains, drainage swales, levees, and easements were inspected weekly or as weather permitted. A constant weather watch was maintained on a local and regional basis, as well as the Brazos River stages at Richmond. River reports are attached to the Operator's Report.

Both pumps are in place and operational. LID Solutions to run the generator for an hour twice a week to keep batteries charged, and continues debris removal and good housekeeping measures throughout the pump station and storage building. Weekly log sheets on-site are

maintained. The generator was moved to the temporary pad in December, and the annual maintenance was completed on March 11, 2019.

Avondale Slope Pavement

Mr. Klump presented for the Board's review and approval a proposal to lift the settled pavement and backfill slopes with pavement near Avondale in the amount of \$5,412 (the "Proposal"), a copy of which is included in the Operator's Report. After discussion, upon a motion by Director Frerich, seconded by Director Lukin, the Board voted unanimously to approve the Proposal.

ENGINEER'S REPORT

The Board recognized Mr. Reiter of J&C, who presented the Engineer's Report, attached hereto as Exhibit "E".

Ponding Near Penny Green Street

Director Frerich previously reported that water is ponding on a reserve near Penny Green Street and Stocksbridge Drive. Mr. Reiter updated the Board that it is a localized homeowner issue and no action by the Board is required.

Stormwater Pump Station Expansion

Mr. Reiter updated the Board on the status of construction on the stormwater pump station expansion.

Mr. Reiter noted the contractor is approximately 2-3 weeks behind schedule and is claiming delays are due to the manufacturing companies. J&C has requested a letter from the manufacturers explaining the delays. Further, Mr. Reiter presented a letter that was mailed to the contractor, attorney and bonding company on April 1st, a copy of which is included in the Engineer's Report.

Mr. Reiter requested Board approval of Progress Payment Request No. 5 in the amount of \$139,680, a copy of which is included in the Engineer's Report. After discussion and upon motion by Director Lukin, seconded by Director Frerich, the Board voted unanimously to approve Progress Payment Request No. 5.

Hog Fencing

Mr. Reiter reported that the City of Sugar Land approved the right-of-way permit to install the hog fencing.

BOOKKEEPER'S REPORT

The Board recognized Ms. Kay, who presented for the Board's review and approval the Bookkeeper's Report along with certain checks for payment, a copy of which is attached hereto as Exhibit "F".

After discussion, Director Lukin made a motion to approve the Bookkeeper's Report and checks presented for payment, which motion was seconded by Director Frerich and unanimously passed.

ATTORNEY'S REPORT

Functional Exercise in the Emergency Operations Center

Mr. Cannon updated the Board on the upcoming Functional Exercise in the Emergency Operations Center on April 26th, and various other upcoming events.

Mr. Cannon advised the Board that he had no additional items to present.

The meeting was adjourned.

[REMAINDER OF PAGE LEFT INTENTIONALLY BLANK]

PASSED, APPROVED, and ADOPTED this 7th day of May, 2019.

(DISTRICT SEAL)


Secretary, Board of Directors