

**MINUTES OF REGULAR MEETING
FORT BEND COUNTY W.C. & I.D. NO. 2
FORT BEND AND HARRIS COUNTIES, TEXAS**

November 15, 2023

The Board of Directors of Fort Bend County Water Control & Improvement District No. 2 of Fort Bend and Harris Counties, Texas, met in regular session, open to the public, on the 15th day of November 2023, at 6:30 pm, at the District Office, 2331 South Main, Stafford, Texas, within the boundaries of the District, and the roll was called of the duly constituted members of the Board, to-wit:

John K. Rose	President
Jody Court	Vice President
Linda Walker	Secretary
Harvey Koudelka	Assistant Secretary
Linda Burks	Assistant Secretary

And all of the said persons were present; except Assistant Secretary Burks, thus, constituting a quorum.

Also present, Harry Thompson with Allen Boone Humphries Robinson, LLP, Mr. Drew Crow with Quiddity, Mr. Loren Morales with RBC Capital Markets, Owen Matherne, Jason Kirby, Ray Casal, and Robbie Ginsel.

1. Call meeting to order;

President Rose: Called the meeting to order at 6:30pm.

2. Pledge of Allegiance to the Flag of our Country and State.

All: Cited the Pledge of Allegiance to the Flag of our Country and State.

3. Audience comments. Comments from the audience (for matters not on the agenda). This provides an opportunity to comment on non-agenda items in advance of the regular business of the Board of Directors. Comments shall be limited to three (3) minutes per person. By state law, comments by the President or Board members on any item not on the agenda shall be limited to;

- a. Statement of specific factual information given in response to any inquiry;
- b. A recitation of existing policy in response to any inquiry;
- c. A proposal to place the subject on the agenda for a future meeting;

President Rose: Stated no audience comments.

4. Approve Board meeting minutes of October 25, 2023;

President Rose made a motion to approve the Board meeting minutes of October 25, 2023; Seconded by; Assistant Secretary Koudelka; Favor: 3 to 1; Vice President Court abstained.

5. Series 2024 Unlimited Tax Bonds;

- Preparation of Preliminary Official Statement and Official Notice of Sale
- Authorize District engineer to request Texas Commission on Environmental Quality inspection of facilities.

After discussion; **Vice President Court made a motion to approve the preparation of Preliminary Official Statement and Official Notice of Sale and to authorize District engineer to request Texas Commission on Environmental Quality inspection of facilities; Seconded by; Assistant Secretary Koudelka; Favor: 4 to 0.**

6. Approve Developer Reimbursement Agreement with MW Industrial for Murphy Road waterline extension and authorize any necessary action;

District Engineer: Reviewed the Developer Reimbursement Agreement for MW Industrial for the Murphy Road waterline extension with the Board. The engineer stated staff is awaiting comments from the developer and request the Board approve the Developer Reimbursement Agreement subject to final review. After discussion, **Vice President Court made a motion to approve the Developer Reimbursement Agreement with MW Industrial subject to final review; Seconded by; Assistant Secretary Koudelka; Favor: 3 to 1.** Secretary Walker voted against.

7. Discuss Wastewater Treatment Plant No. 1 permit renewal and authorize any necessary action;

District Engineer: Stated the following requirements for the WWTP No. 1 permit renewal.

- 6.0 MGD TPDES permit expires 11/5/2024;
- Must be submitted 180 days prior;
- May 9, 2024, preparation of renewal 150 days;
- District will pay and coordinate effluent lab testing;
- Lump sum fee for preparation and coordination with TCEQ is \$25,000 plus reimbursable expenses;

The staff is requesting to authorize preparation of the Wastewater Treatment Plant No. 1 TPDES permit per submitted proposal dates September 25, 2023.

President Rose made a motion to authorize preparation of the Wastewater Treatment Plant No. 1 TPDES permit per submitted proposal date of September 25, 2023; Seconded by; Vice President Court; Favor: 4 to 0.

8. Review bids for Surface Water Treatment Plant expansion and authorize any necessary action;

District Engineer: Discussed the Surface Water Treatment Plant Expansion Project with the Board.

- Bids received November 2, 2023, at 3:00 p.m.; bids were publicly opened and read at that time.
- Two (2) contractors submitted proposals for this work;
 - LEM Construction Company, Inc.
 - RAVA Construction
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Staff recommends the Board approve the base bid with alternate bids 2, 3, and 4 for a total amount of \$74,801,700.00, with Notices to Proceed being issued separately for certain contractual milestones.

After discussion **Vice President Court made a motion to award the bid to LEM Construction Company, Inc. in the amount of \$74,801,700.00; Seconded by; President Rose; Favor: 4 to 0.**

9. Engineer's Report, including status of the following District projects and authorize any necessary action;

a. Miscellaneous development repair and improvement projects;

District Engineer: Stated no action needed.

b. General Engineering, development plats, consent to encroach agreements, easements, facilities, annexations, and development issues.

District Engineer: Stated no action needed.

10. Adopt Resolution Casting Ballot for the Election of a Person to the Board of Directors of the Harris Central Appraisal District;

Mr. Harry Thompson: Stated the Board could cast their ballot for the Election of a Person to the Board of Directors of the Harris Central Appraisal District. After discussion, no action was taken.

11. General Manager's Report including Water and Wastewater System Operations, and the Industrial Pretreatment Program;

General Manager: Reviewed the General Manager's Report with the Board. Information only no action needed.

12. Review and discuss the Financial Statement for October 2023 and authorize any necessary action;

General Manager: Reviewed the Financial Statement for October 2023 with the Board. Information only no action needed.

13. Approve District expenditures;

Vice President Court made a motion to approve the District expenditures; Seconded by; Secretary Walker; Favor: 4 to 0.

14. Discuss Board meeting calendar for year 2024 and authorize any necessary action;

General Manager: Discussed the board meeting calendar for the year 2024 with the Board. After discussion; Vice President Court made a motion to approve the board meeting calendar for year 2024; Seconded by; Secretary Walker; Favor: 4 to 0.

15. Discuss newspaper used for publication for the District and authorize any necessary action;

General Manager: Discussed the newspaper publication with the Board. After discussion, Vice President Court made a motion that the Fort Bend Independent be the primary newspaper publication for the District; Seconded by; President Rose; Favor: 4 to 0.

16. District operations, including but not limited to; Administrative, Field Service, Wastewater and Surface Water Treatment facilities and authorize any necessary action;

General Manager:

- Quarterly maintenance has been completed for all facilities.
- Membranes have been purchased and installed at the Surface Water Treatment Plant
- Thanksgiving luncheon will be held on November 17
- Employee Banquet will be held on December 8
- Working on Staffordshire waterline

17. Future agenda items;

President Rose: Stated any future agenda items needed to contact himself, the General Manager or Robbie Ginsel.

18. Adjourn.

Secretary Walker made a motion to adjourn; Seconded by; Assistant Secretary Koudelka; Favor: 4 to 0. The meeting adjourned at 7:38 p.m.




Linda Walker - Secretary

Attachments

Call meeting to order	1
Pledge of Allegiance to the Flag of our Country and State	1
Audience comments	1
Approve Board meeting minutes of October 25, 2023	2
Series 2024 Unlimited Tax Bonds	2
Approve Developer Reimbursement Agreement with MW Industrial for Murphy road water extension	2
Discuss Wastewater Treatment Plant No. 1 permit renewal	2
Review bids for Surface Water Treatment Plant expansion	3
Engineer's Report	3
Adopt Resolution Castin Ballot for the election of a Person to the Board of Directors of the Harris Central Appraisal District	3
General Manager's Report	3
Financial Statement for October 2023	3
Approve District expenditures	4
Discuss Board meeting calendar for year 2024	4
Discuss newspaper used for publication for the District	4
District operations	4
Future agenda items	4
Adjourn	4