

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

**October 11, 2023**

The Board of Directors of Fort Bend County Water Control & Improvement District No. 2 of Fort Bend and Harris Counties, Texas, met in special session, open to the public, on the 11<sup>th</sup> day of October 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 said persons were present except Secretary Walker and Assistant Secretary Burks; thus, constituting a quorum.

Also, Mr. Harry Thompson, Ms. Kim Cannon, with Allen Boone Humphries Robinson, LLP, Mr. Drew Crow with Quiddity, Mr. Loren Morales with RBC Capital Markets, Mark Woodward, Phillip Medina, Ray Casal, Robbie Ginsel and Jason Kirby.

**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 September 27, 2023;**

**President Rose:** Stated this agenda item will be tabled for further discussion and to place on next agenda.

**5. Conduct public hearing regarding District’s tax rate, adopt Order Levying Taxes and authorize execution of Amendment to Information Form;**

President Rose: Opened the public hearing, no comments from the audience. President Rose: Closed the public hearing. Mr. Harry Thompson with ABHR: Stated the Board published a tax rate for the District for \$0.2125, if there were no changes the Board would need to adopt the Order Levying Taxes of said \$0.2125 and no changes are needed to the Amendment to Information Form. Vice President Court made a motion to set the tax rate as presented; Seconded by; Assistant Secretary Koudelka; Favor: 3 to 0.

**6. Conduct public hearing regarding Defined Area tax rate, adopt Order Levying Taxes and authorize execution of Amendment to Information Form;**

President Rose: Opened the public hearing, no comments made by the audience. President Rose: Closed the public hearing. Mr. Harry Thompson with ABHR: Stated the Board published a tax rate for the Defined Area for \$0.515, if there were no changes the Board would need to adopt the Order Levying Taxes of said \$0.515 and no changes are needed to the Amendment to Information Form. Vice President Court made a motion to set the tax rate as presented; Seconded by; Assistant Secretary Koudelka; Favor: 3 to 0.

**7. Adopt Order Calling Tax Rate Election and approve contract for election services with Fort Bend County;**

Vice President Court made a motion to Adopt the Order Calling Tax Rate Election and approve contract for election services with Fort Bend County; Seconded by; Secretary Koudelka; Favor: 3 to 0.

**8. Approve contract for election services with Fort Bend County and Harris County;**

Vice President Court made a motion to contract for election services with Fort Bend County and Harris County; Seconded by; Assistant Secretary Koudelka; Favor: 3 to 0.

**9. Adopt Order Cancelling Tax Rate Election;**

Vice President Court made a motion to Adopt the Order Cancelling the Tax Rate Election; Seconded by; Assistant Secretary Koudelka; Favor: 3 to 0.

**10. Authorize cancellation of county contracts for election services;**

Vice President made a motion to authorize cancellation of county contracts for election services; Seconded by; Assistant Secretary Koudelka; Favor: 3 to 0.

**11. Adopt Resolution Expressing Intent to Reimburse related to Surface Water Transmission Line Phase IV and V projects;**

Mr. Harry Thompson with ABHR: Stated the District will be disbursing monies out of the Operating Fund to be reimbursed through future bond proceeds. A resolution has been prepared expressing the intent to reimburse consistent with the Treasury Regulation Section 1.1502-2 to finance the cost for the Surface Water Transmission Lines Phase IV and V. President Rose made a motion to adopt the Resolution

**Expressing Intent to Reimburse related to the Surface Water Transmission Line Phase IV and V projects for 7.888 million dollars; Seconded by; Vice President Court; Favor: 3 to 0.**

**12. Cash defeasance of certain District Bonds;**

**Mr. Loren Morales with RBC Capital Markets:** Stated the call date for the Series 2015 bonds has passed, there are two maturities with a 4% coupon and are a little further out. A portion of the 2039 maturity and all of the 2040 maturity. The District will realize additional savings, one because the coupon is higher, and the maturities are further out. The total amount for the 2039 bonds will be \$455,000.00 and the amount for the 2040 bonds will be \$1,135,000.000. **Mr. Harry Thompson with ABHR:** Stated the District would need to give notice to the market and a motion is needed for the District's financial advisor and counsel to take all the steps necessary to provide the notices. **Vice President Court made a motion to authorize the financial advisor, counsel, and the General Manager to proceed with the cash defeasance of the Series 2015 bonds to include of a portion of the 2039 maturity and all of the 2040 maturity; Seconded by; Assistant Secretary Koudelka; Favor; 3 to 0.**

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

**District Engineer:** Reviewed and discussed the General Manager's Report with the Board. Information only no action needed.

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

**District Engineer:** Discussed request for cooling tower credit from ChemPlast. The District cannot give credit to them due to the fact that after inspection, the coolers do not meet the guidelines of the Rate Order.

**Mr. Harry Thompson with ABHR:** Stated the District could amend the rate order for cooling tower credits.

**District Engineer:** Informed the Board the check was mailed to GCWA for the Shannon Pump Station.

**Mr. Harry Thompson with ABHR:** Stated all other entities chose to pay cash for their portion of the Shannon Pump Station.

**Mark Woodward:** Informed the Board The Kabob Place has been notified the deadline for the installation of the grease trap is October 31, 2023. The business owner was not present at this meeting.

**President Rose:** Stated it was his understanding the Stafford Run Water Plant may be salvageable with limited production. **District Engineer:** Replied currently the production is 900 GPM – 1100 GPM. The contractor completed two camera surveys and jetted the well, however the sand could not be removed. The conclusion is there may be a rupture in the screen at approximately 1050 feet. The recommendation of all parties to keep the plant viable is to cap at about 1050 feet and bind off the bottom 500 feet which will allow the top screening available for an undetermined amount of flow.

**Assistant Secretary Koudelka:** Asked if there were any updates on acquiring real estate. **District Engineer:** Replied the General Manager is working on and will update the Board at the next meeting.

**15. Authorize preparation of report on electricity consumption and energy efficiency measures;**

**Mr. Harry Thompson with ABHR:** Stated the District is required to prepare a report on electricity consumption and energy efficiency, this report is due this year and every five years after. The report does not have to be submitted to any governing agency. The report should include the evaluation of electricity consumed; establish goals to reduce electricity consumption; and identify and implement efficiency measures to reduce consumption. A motion is needed to authorize the preparation of the report on electricity consumption and energy efficiency measures. Vice President Court made a motion to authorize preparation of the electricity consumption and energy efficiency measures; Seconded by; Assistant Secretary Koudelka; Favor: 3 to 0.

**16. Future agenda items;**

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

**17. Adjourn.**

**Vice President Court made a motion to adjourn; Seconded by; Assistant Secretary Koudelka; Favor: 3 to 0.** The meeting was adjourned at 7:00 p.m.



  
John K. Rose – President

  
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 September 27, 2023	1
Conduct public hearing regarding District's tax rate, adopt Order Levying Taxes and authorize execution of Amendment to Information Form	2
Conduct public hearing regarding Defined Area tax rate, adopt Order Levying Taxes and authorize execution of Amendment to Information Form	2
Adopt Order Calling Tax Rate Election and approve contract for election services with Fort Bend County	2
Approve contract for election services with Fort Bend County and Harris County	2
Adopt Order Cancelling Tax Rate Election	2
Authorize cancellation of county contracts for election services	2
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