

MINUTES
BRAZORIA COUNTY MUNICIPAL UTILITY DISTRICT NO. 26

May 7, 2019

The Board of Directors (the "Board") of Brazoria County Municipal Utility District No. 26 (the "District") met in regular session, open to the public, on the 7th day of May, 2019, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

Caralynn Prade	President
Melissa Slade	Vice President
Edward T. Mears	Secretary
Fred E. Weary, Jr.	Assistant Vice President
Marie Ferguson	Assistant Secretary

and all of the above were present, thus constituting a quorum.

Also present at the meeting were David Patterson of Assessments of the Southwest, Inc. ("ASW"); Erin Garcia of Myrtle Cruz, Inc.; James Ross of LJA Engineering, Inc. ("LJA"); Javier Ortiz and Chris Wilson of Shadow Creek Ranch Maintenance Association ("SCRMA"); and Lynne Humphries, Hannah Brook, and Erika Smiley of Allen Boone Humphries Robinson LLP ("ABHR").

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.076, TEXAS GOVERNMENT CODE, TO DELIBERATE THE DEPLOYMENT, OR SPECIFIC OCCASIONS FOR IMPLEMENTATION OF SECURITY PERSONNEL OR DEVICES, OR A SECURITY AUDIT

The Board did not convene in this executive session.

RECONVENE IN OPEN SESSION AND AUTHORIZE APPROPRIATE ACTION REGARDING DEPLOYMENT, OR SPECIFIC OCCASIONS FOR IMPLEMENTATION OF SECURITY PERSONNEL OR DEVICES AND APPROVE ANY NECESSARY ACTIONS RELATED TO SECURITY REPORT, AND APPROVE ANY NEW SECURITY PATROL AGREEMENTS

The Board reviewed the written security report for Shadow Creek Ranch, provided in advance of the meeting.

MINUTES

The Board considered approving the minutes of the April 2, 2019, regular meeting, which were distributed to the Board in advance of the meeting. After review and discussion, Director Ferguson moved to approve the minutes of the April 2, 2019, regular meeting. Director Mears seconded the motion, which passed unanimously.

NEWSLETTER AND WEBSITE MATTERS

The Board reviewed a draft newsletter notice distributed in advance of today's meeting. Ms. Brook stated that the notice will be updated to reflect the recent City of Pearland ("Pearland") City Council election. The Board reviewed an analytics report on the prior month's website activity, a copy of which is attached. Following review and discussion, the Board concurred to authorize ABHR to submit (1) the newsletter notice for publication; and (2) any website updates as posted articles become outdated.

COMMENTS FROM THE PUBLIC

There were no comments from the public.

DEVELOPMENT IN THE DISTRICT

There was no discussion on this matter.

Director Slade entered the meeting.

FINANCIAL AND BOOKKEEPING MATTERS

Ms. Garcia reviewed the bookkeeper's report, including the investment report, budget comparison, debt service payment schedule, and list of checks presented for approval, a copy of which is attached.

After review and discussion, Director Ferguson moved to approve the bookkeeper's report and payment. Director Weary seconded the motion, which passed unanimously.

ASSOCIATION OF WATER BOARD DIRECTORS SUMMER CONFERENCE AND DISCUSS TRAVEL REIMBURSEMENT GUIDELINES

Ms. Brook presented a proposed Travel Reimbursement Guidelines ("Travel Guidelines") for the Board's consideration. The Board considered amending the District's Travel Guidelines to establish that the district will not reimburse a Board member for registration fees in an amount more than the regular or discount rate for "early registration."

The Board considered establishing travel guidelines for the upcoming Association of Water Board Directors ("AWBD") summer conference in Fort Worth. Ms. Garcia stated that advances for the AWBD summer conference in Fort Worth will be disbursed at the District's June meeting.

After review and discussion, Director Ferguson moved; (1) to amend the District's Travel Reimbursement Guidelines to establish that the district will not reimburse a Board member for registration fees in an amount more than the regular or discount rate for "early registration," and (2) to establish maximum limits of four Director fees of office, three nights of lodging, and reasonable and necessary meal expenses per day for any director attending the AWBD summer conference for expenses submitted in accordance with the guidelines. Director Mears seconded the motion, which passed unanimously.

TAX ASSESSMENT AND COLLECTION MATTERS

Mr. Patterson reviewed the tax assessor/collector's report, including the unpaid accounts tax roll and the quarterly delinquent tax attorney report. A copy of the tax assessor/collector's report is attached. He noted 98.60% of the 2018 taxes have been collected as of April 30, 2019.

Following review and discussion, Director Slade moved to approve the tax assessor/collector's report and authorize the waiver of penalty and interest and based upon their failed attempt to timely make payment. Director Weary seconded the motion, which passed unanimously.

Ms. Humphries entered the meeting.

ENGINEERING MATTERS

Mr. Ross reviewed the engineer's report, a copy of which is attached.

Mr. Ross gave an update on the Water Line Extension to serve Shadow Creek Ranch Senior Housing Development. He recommended the Board approve Change Order No. 1 from AR Turnkey Construction Company ("AR Turnkey").

Mr. Ross reported that America Modern Green Development, LLC is considering selling a 1.8 acre tract for commercial development in the District's northeast corner near State Highway 288 and Clear Creek. He stated that developing the tract would require the developer to make substantial drainage improvements.

Following review and discussion, Director Slade moved to approve the engineer's report and Change Order No. 1 from AR Turnkey to remove attachment A from the District's construction contract. Director Mears seconded the motion, which passed unanimously.

There was no discussion on this item.

REPORTS FROM DIRECTORS AND DISTRICT CONSULTANTS

Director Slade reported that she spoke with CenterPoint Energy regarding lighting for the District's trails and streets. After discussion, the Board directed Director Slade to coordinate with CenterPoint to have a representative attend the District's June meeting.

Director Mears discussed the Environmental Trade Fair and Conference hosted by the Texas Commission on Environmental Quality ("TCEQ"). He updated the Board regarding the Blue Ridge Landfill matters.

Director Ferguson reported that she attended the Brazoria - Fort Bend Municipal Utility District No. 1 ("BFB No.1") regular April meeting, and the Village of Emerald Bay annual meeting.

Mr. Ortiz discussed the Lake Irrigation and Well Repair ("the Project") with the Board. He presented a cost estimate for replacement and a cost estimate for repair of the irrigation pumps and wells. A copy of the cost estimate is attached. The Board discussed the cost difference in replacing and repairing the irrigation pumps. Director Mears suggested the District engage LJA to provide guidance for SCRMA with respect to the irrigation pump and well repairs. The Board discussed holding a joint meeting with BFB No. 1, LJA, and SCRMA to consider the well and irrigation pump proposal. Director Ferguson recommended the District fund any necessary repairs in order to make the wells functional for testing. The Board requested SCRMA provide (1) the bid tabulations used for the cost estimates and (2) the results of the testing once complete.

Following review and discussion, Director Mears moved to authorize design work and approve a consulting proposal from LJA to coordinate the Project with SCRMA. Director Slade seconded the motion, which passed unanimously.

Ms. Humphries left the meeting.

ATTORNEY'S REPORT

There was no discussion on this matter.

BLUE RIDGE LANDFILL ODOR MATTERS

There was no further discussion on this matter.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE, TO CONDUCT A PRIVATE CONSULTATION WITH ATTORNEY TO DISCUSS MATTERS RELATED TO BLUE RIDGE LANDFILL, INCLUDING TCEQ AIR QUALITY MONITORING

The Board did not convene in this executive session.

MEETING SCHEDULE

The Board discussed the meeting schedule and concurred to hold the regular meeting on June 4, 2019, at 11:00 a.m. at the offices of ABHR.

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



A handwritten signature in black ink, consisting of stylized, cursive letters, positioned above a horizontal line.

Secretary, Board of Directors

ACTION LIST

1. Ms. Smiley will submit the newsletter notice to the community print newsletters.
2. Ms. Smiley will submit updates to the District's website, as appropriate.

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