

MINUTES  
BRAZORIA COUNTY MUNICIPAL UTILITY DISTRICT NO. 26

October 1, 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 1st day of October, 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
Marrick Armstrong	Assistant Vice President
Marie Ferguson	Assistant Secretary

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

Also present at the meeting were Mr. Fred Weary, Jr., member of the public; Rhonda Patterson of Assessments of the Southwest, Inc. ("ASW"); Erin Garcia of Myrtle Cruz, Inc.; Patrick L. Newton of LJA Engineering, Inc. ("LJA"); Officer Natisha Lucas of the City of Pearland (the "City") Police Department; Javier Ortiz of Shadow Creek Ranch Maintenance Association ("SCRMA"); and, Lynne Humphries, Hannah Brook, and Erika Smiley of Allen Boone Humphries Robinson LLP ("ABHR").

MINUTES

The Board considered approving the regular meeting minutes of September 3, 2019, which were distributed to the Board in advance of the meeting. After review and discussion, Director Mears moved to approve the regular meeting minutes of September 3, 2019, as amended. Director Ferguson seconded the motion, which passed unanimously.

NEWSLETTER AND WEBSITE MATTERS

The Board reviewed a draft newsletter notice distributed in advance of today's meeting. The Board reviewed an analytics report on the prior month's website activity, a copy of which is attached. Director Mears suggested revisions to the newsletter. Following review and discussion, the Board concurred to authorize ABHR to submit (1) the newsletter notice for publication; and (2) the website updates as posted articles become outdated.

COMMENTS FROM THE PUBLIC

There were no comments from the public.

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

At 11:08 a.m., the Board convened in executive session. Present for the executive session include members of the Board, Officer Lucas, Mr. Ortiz, Ms. Brook, and Ms. Smiley. Officer Lucas reviewed the written security report for Shadow Creek Ranch, provided in advance of the meeting, and responded to questions from the Board.

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

At 11:15 a.m., the Board reconvened in open session.

RESOLUTION COMMENDING FRED E. WEARY JR. FOR SERVICE TO BRAZORIA COUNTY MUNICIPAL UTILITY DISTRICT NO. 26.

Ms. Brook reviewed a Resolution Commending Fred E. Weary, Jr. for Service to the District. After review, Director Armstrong moved to adopt the Resolutions and direct that the Resolution be filed appropriately and retained in the District's official records. Director Mears seconded the motion, which passed unanimously.

DEVELOPMENT IN THE DISTRICT

There was no discussion on this matter.

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.

Ms. Garcia stated that the District's next debt service payment is March 1, 2020. She noted that the payment amount will change due to the cash defeasance.

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

TAX ASSESSMENT AND COLLECTION MATTERS

Ms. 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. She noted 99.63% of the 2018 taxes have been collected as of September 30, 2019.

Ms. Patterson stated that, at the request of Director Mears, she inquired about posting the District's proposed tax rate hearing notice online in addition to the print newspaper. She stated that Pearland Reporter currently does not publish tax rate notices online. Ms. Patterson also stated that Pearland Reporter offered to post the tax rate notice online for an additional cost of \$25. No action was taken.

After inquiry from Director Ferguson, the Board discussed delinquent tax accounts who are also delinquent for other taxing entities. Ms. Patterson stated that she would follow up with the District's delinquent tax attorney regarding taxes owed by property owners to other taxing entities.

Following review and discussion, Director Mears moved to approve the tax assessor/collector's report. Director Armstrong seconded the motion, which passed unanimously.

#### ENGINEERING MATTERS

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

Mr. Newton reviewed an estimate of the remaining potential utility projects and impact fee reimbursements. He stated that the estimate is the potential maximum that could be owed to developers at complete buildout of the District.

Mr. Newton reported on the well repair and irrigation replacement project, stating that the construction is set to commence within the month and LJA will provide oversight for the project.

#### STORM WATER PERMIT TXRQ40000

There was no discussion on this matter.

#### REPORTS FROM DIRECTORS AND DISTRICT CONSULTANTS

Director Mears stated that he attended the Association of Water Board Director's Parks Committee meeting regarding environmental design.

Director Mears reported on SCRMA reserve funding, regarding the well and irrigation repair project. Discussion ensued. Director Prade requested that SCRMA provide a report on the proposed maintenance plan for the well and irrigation facilities.

DISCUSS AND TAKE ANY NECESSARY ACTION REGARDING USE OF DISTRICT EMBLEM IN CORRESPONDENCE AND ON SOCIAL MEDIA.

Director Prade brought to the attention of the Board to be cautious regarding posting on social media websites, including representation of actions taken during District meetings.

Director Prade also discussed unauthorized use of the District's emblem. The Board concurred that no Director is permitted to use the District's emblem without explicit permission from the Board.

ATTORNEY'S REPORT

There was no discussion on this item.

BLUE RIDGE LANDFILL ODOR MATTERS

Director Mears requested the Board consider adoption of a resolution in support of the City of Pearland's (the "City") application for a solid waste management grant. Discussion ensued regarding the Blue Ridge Landfill. The Board reviewed a Resolution Supporting the City's application to The Houston-Galveston Area Council for the Solid Waste Management Grant (the "Resolution"). Ms. Brook reported that the City would decide on submission of the application at their upcoming Council meeting. Following review and discussion, Director Mears moved to approve the Resolution, authorize submission to the City, and direct that the Resolution be filed appropriately and retained in the District's official records. Director Ferguson seconded the motion, which passed unanimously.

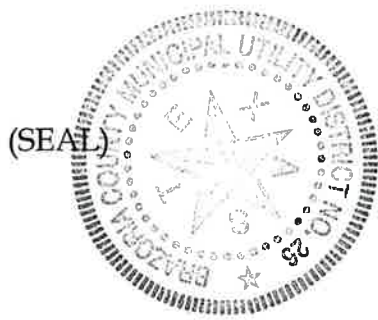
CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE, TO CONDUCT A PRIVATE CONSULTATION WITH ATTORNEY TO DISCUSS MATTERS RELATED TO BLUE RIDGE LANDFILL, INCLUDING TEXAS COMMISSION ON ENVIRONMENTAL QUALITY AIR QUALITY MONITORING

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 November 5, 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.



  
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.

### LIST OF ATTACHMENTS TO MINUTES

	Minutes <u>Page</u>
Website analytics report.....	1
Bookkeeper's report.....	2
Tax assessor/collector's report .....	2
Engineer's report.....	3