

MINUTES
FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 122

April 19, 2023

The Board of Directors ("Board") of Fort Bend County Municipal Utility District No. 122 ("District") met in regular session, open to the public, on the 19th day of April 2023, at Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

Diane Perkins	President
Barbara Nelson	Vice President
Melissa Colihan	Secretary
Julia Mercer	Assistant Secretary
Shariq Ghani	Assistant Vice President

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

Also present at the meeting were Christy Wells and Dylan Wells of NJ Services, LLC ("NJ Services"); Kathy Cruthirds of Tax Tech, Inc. ("Tax Tech"); Mark Swanson and Kyle Kraus of LJA Engineering, Inc. ("LJA"); Erin Garcia of Myrtle Cruz Inc ("Myrtle Cruz"); Calvin Browne of Municipal District Services, LLC ("MDS"); and Katie Sherborne and Kia Fields of Allen Boone Humphries Robinson LLP ("ABHR").

PUBLIC COMMENTS

There were no comments from the public.

APPROVE MINUTES

The Board considered approving the regular meeting minutes of March 15, 2023, and the special meeting minutes of March 15, 2023. After review and discussion, Director Colihan moved to approve the regular meeting minutes March 15, 2023, and the special meeting minutes of March 15, 2023, as presented. Director Mercer seconded the motion, which passed by unanimous vote.

RECEIVE REPORTS FROM DIRECTORS

There was no discussion on this item.

WEBSITE COMMUNICATION MATTERS

The Board discussed website communication matters, including Touchstone District Services' ("Touchstone") monthly billing.

BOOKKEEPING MATTERS

Ms. Garcia reviewed the bookkeeper's report, including the investment report and the bills submitted for payment. A copy of the bookkeeper's report is attached. After review and discussion, Director Colihan moved to approve the bookkeeper's report, investment report, and payment of the bills. Director Mercer seconded the motion, which carried unanimously.

TAX ASSESSMENT AND COLLECTION MATTERS

Ms. Cruthirds reviewed the District's monthly tax report, a copy of which is attached, including the delinquent tax roll. She stated that 97.21% of the District's 2022 taxes had been collected as of March 2023. After review and discussion, Director Perkins moved to approve the tax assessor/collector's report and payment of the tax bills. Director Colihan seconded the motion, which passed by unanimous vote.

MAINTENANCE OF LAKES AND CHANNELS

Ms. Wells presented and reviewed a mowing report from NJ Services, a copy of which is attached. She then presented and reviewed a proposal to remove trees in Channel C in the amount of \$350.00 and a proposal to spray rip rap in Channel A and Channel C in the amount of \$2,725.80 ("Proposals"). After review and discussion, Director Perkins moved to (1) approve the mowing report; and (2) approve the Proposals. Director Mercer seconded the motion, which passed unanimously.

OPERATOR'S REPORT

Mr. Browne presented and reviewed the operator's report, a copy of which is attached, reviewed routine maintenance and repair items in the District, and addressed questions related to same.

Mr. Browne presented a list of delinquent customers and reported the residents on the termination list were delinquent in payment of their water and sewer bills and were given written notification, in accordance with the District's Rate Order, prior to the meeting of the opportunity to appear before the Board of Directors to explain, contest, or correct their bills and to show why utility services should not be terminated for reason of non-payment.

Mr. Browne requested Board authorization to write off three delinquent accounts in the amount of \$493.55 and send them to a collection agency.

Mr. Browne updated the Board regarding a sinkhole that developed near the recreation center. He reviewed alternative options for repairing and replacing the sinkhole, noting the replacement would include an upgraded part.

Mr. Browne presented and reviewed a proposal to pressure wash the perimeter fence and driveway at the water plant and lift station in the amount of \$5,975.00.

Mr. Browne stated that the District's Identity Theft Prevention Program (the "Program") requires MDS to provide an annual written report evaluating the effectiveness of the Program, significant instances of identity theft detection, and any recommendations regarding changes to the Program. Mr. Browne stated that there were no recommended changes to the District's Identity Theft Prevention Plan, that no instances of identity theft were reported in the last year, and that a copy of the annual report is attached to the operator's report.

Director Colihan left the meeting.

After review and discussion, Director Perkins moved to (1) approve the operator's report; (2) authorize termination of delinquent accounts in accordance with the District's Rate Order and direct that the delinquent customer list be filed appropriately and retained in the District's records; (3) authorize MDS to write off three delinquent accounts in the amount of \$493.55 and send them to a collection agency; (4) approve repairing the sinkhole for a cost not to exceed \$3,000.00, or replacing the sinkhole, including an upgraded part if the cost is near the cost for repairing the sinkhole, subject to final review by Director Perkins; and (5) approve the proposal to pressure wash the perimeter fence and driveway at the water plant and lift station in the amount of \$5,975.00. Director Nelson seconded the motion, which passed by a vote of 4 to 0, with Director Colihan being absent from the vote.

ENGINEERING MATTERS

Mr. Swanson distributed an engineer's report, a copy of which is attached.

Mr. Swanson updated the Board regarding construction of the Wastewater Treatment Plant ("WWTP") and reviewed and recommended approval of Pay Estimate No. 5 in the total amount of \$154,800.00, payable to R&B Group, Inc ("R&B Group"), split between the District and Fort Bend County MUD No. 123. He stated the District's portion is \$74,304.00.

Mr. Swanson updated the Board regarding design of the Water Plant Expansion.

Mr. Swanson updated the Board regarding design of the Lakemont Stormwater Reuse Pump Station Rehabilitation.

Director Colihan rejoined the meeting.

Following review and discussion, Director Perkins moved, based on the engineer's recommendation, to (1) approve the engineer's report; and (2) approve Pay Estimate No. 5 in the amount of \$74,304.00, payable to R&B Group for construction of the WWTP. Director Nelson seconded the motion, which passed by unanimous vote.

AUTHORIZE ACCEPTANCE AND CONVEYANCE OF EASEMENTS/DEEDS/
UTILITY DEEDS, APPROVAL OF ABANDONMENT OF EASEMENT OR FACILITIES,
AND REVIEW OF PLANS

There was no discussion on this item.

TCEQ PHASE II SMALL MS4 GENERAL PERMIT AND STORM WATER
MANAGEMENT PLAN

There was no discussion on this item.

SECURITY MATTERS

Director Perkins reported on security matters in the District.

REVIEW CONSULTANT CONTRACTS

Director Ghani reported overgrown near the AT&T service area on Mason Road. Discussion ensued regarding maintaining the area. Following discussion, the Board concurred to have NJ Services maintain the area.

TEXAS PUBLIC INFORMATION ACT REQUESTS

There was no discussion on this item.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS
GOVERNMENT CODE

The Board did not convene in executive session.

There being no further business to come before the Board, the Board concurred to adjourn the meeting.




Secretary, Board of Directors

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