

MINUTES
FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 119

November 1, 2023

The Board of Directors (the “Board”) of Fort Bend County Municipal Utility District No. 119 (the “District”) met in regular session, open to the public, on the 1st day of November, 2023, at Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, Texas 77027, outside the boundaries of the District, and the roll was called of the members of the Board:

Alan Shelby	President
Carol Richardson	Vice President
Jeanette Spinks	Secretary
Brian Keith Joseph	Assistant Vice President
Michael J. Garza	Assistant Secretary

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

Also attending the meeting were: Kurt Adkins of Summit Management, LLC; Corporal Salman Ghaffar of the Fort Bend County Constable’s Office; Magen Fischer of Wheeler & Associates, Inc. (“Wheeler”) and of Sales Revenue Inc. (“SRI”); Jimm Davis of Myrtle Cruz, Inc. (“Myrtle Cruz”); Sarah Valladares of Stormwater Solutions (“SWS”); Brian Chovanec of Benchmark Engineering Corporation (“Benchmark”); Randy Davila of Inframark, LLC (“Inframark”); and Teshia Judkins and Kia Fields of Allen Boone Humphries Robinson LLP (“ABHR”).

PUBLIC COMMENTS

The Board received no public comments.

MINUTES

The Board considered approving the minutes of the October 4, 2023, meeting. After discussion, Director Spinks moved to approve the minutes, as presented. Director Joseph seconded the motion, which carried by unanimous vote.

SECURITY SERVICES

Corporal Ghaffar discussed the October report on security services in the District, a copy of which is attached.

TAX REPORT

Ms. Fischer reviewed the District's monthly tax report for the month of October, reflecting collections of 1.08% of the District's 2023 taxes at the end of October, 2023.

Ms. Fischer stated she will now be attending the District's meetings on behalf of Wheeler, noting Ms. Andel has relocated away from Houston due to family.

Ms. Fischer updated the Board regarding an erroneous tax payment received from a real estate company, which is listed on the tax report to be paid back to that real estate company. Discussion ensued, including discussion regarding tax collections related to the sale of homes in the District.

Following review and discussion, Director Shelby moved to approve the tax assessor/collector's report and authorize payment of the tax bills. Director Joseph seconded the motion, which carried unanimously.

SALES TAX COLLECTIONS AND ACCOUNTS, INCLUDING REPORT FROM SALES REVENUE INC.

Ms. Judkins noted that the Sales and Use Tax Administration Report, dated October 2023, a copy of which is attached, was provided to the Directors.

FINANCIAL AND BOOKKEEPING MATTERS

Mr. Davis presented the bookkeeper's report for the month of October and submitted the bills for payment. A copy of the bookkeeper's report is attached. He reviewed the District's investments, including the monthly investment report, a year-to-date budget comparison, certificates of deposit matured and renewed, and a reconciliation of North Fort Bend Water Authority ("NFBWA") revenues and expenses. He then requested approval of check no. 1514 in the amount of \$650.93 to Director Spinks and check no. 1515 in the amount of \$612.28 to Director Joseph, both for Director fees of office, which he noted are not included in the report.

Mr. Davis confirmed a manhole repair item was added below the line of the budget, as requested. Discussion ensued, including discussion regarding other items listed below the line of the budget that could potentially be removed. Following discussion, Mr. Davis stated he would remove the WaterLogic Irrigation Inspection and Cost of Issuance line items that are below the line of the budget, noting they could be added back if needed. Mr. Davis further addressed questions regarding the negative water revenue line item in the budget for the current month.

After review and discussion, Director Garza moved to approve the bookkeeper's reports, including the checks presented for payment and check nos. 1514 and 1515. Director Spinks seconded the motion, which carried by unanimous vote.

MOWING, MAINTENANCE, AND REPAIR OF DISTRICT DRAINAGE FACILITIES

Ms. Valladares presented a report regarding maintenance of the District's drainage facilities, a copy of which is attached.

ENGINEER'S REPORT

Mr. Chovanec distributed and reviewed a report from Benchmark regarding the status of engineering projects in the District, including items specifically addressed as follows in these minutes. A copy of the report is attached.

UTILITY COMMITMENT LETTERS AND ANNEXATION REQUESTS

There were no utility commitment letters or annexation requests for the Board's review.

DEEDS, EASEMENTS, AND CONSENTS TO ENCROACHMENT

There were no deeds, easements, and/or consents to encroachment for the Board's approval and/or acceptance.

FORT BEND COUNTY'S MCKASKLE ROAD PROJECT

Mr. Chovanec stated there have been no changes since the last update regarding Fort Bend County's evaluation of a possible project to widen McKaskle Road.

OPERATOR'S REPORT

Mr. Davila presented the monthly operator's report for October, a copy of which is attached. He reviewed routine maintenance and repairs in the District, as itemized in the report. Mr. Davila stated the District's water accountability was 96.79% for the previous billing period.

Mr. Davila reported the total payment amount received to date from the District's insurer on an insurance claim for replacement of the fence at the water plant that was damaged due to high winds.

Mr. Davila updated the Board on the status of the repair to lift pump no. 1 at lift station no. 1.

The Board discussed whether the District should remain in Stage 1 of the District's Drought Contingency Plan. Following discussion, Mr. Davila stated he would further analyze related considerations and make a recommendation at the next Board meeting.

Following discussion, Director Shelby moved to approve the operator's report. Director Spinks seconded the motion, which carried by unanimous vote.

TERMINATION OF UTILITY SERVICE

Mr. Davila presented a list of delinquent accounts to the Board. He stated that the accounts in question have been given written notification of the opportunity to appear, either in person or in writing, at the Board meeting to contest, explain, or correct the charges, services, or disconnection. He noted that the accounts listed have neither attended the Board meeting nor contacted his office or the District to contest or explain the charges, except for accounts paid earlier in the day. After review and discussion, Director Shelby moved to authorize the District's operator to proceed with termination of the utility service pursuant to the provisions of the District's Rate Order to accounts remaining unpaid except for those accounts where payments are being made in accordance with a payment plan authorized by the District's operator. Director Spinks seconded the motion, which carried by unanimous vote.

AMEND RATE ORDER

The Board considered proposed changes to certain fees in the District's rate order that were recommended by the District's operator due to an increase in corresponding fees paid by the District to Inframark in accordance with the current agreement between the District and Inframark, which provides for annual rate adjustments based upon the applicable consumer price index. Following discussion, Director Shelby moved to amend the Rate Order, as recommended. Director Spinks seconded the motion, which carried by unanimous vote.

NFBWA MATTERS

Mr. Davila updated the Board regarding the status of the District's initiatives included in the Water Provider Conservation Program, noting a bill insert for high water usage was distributed.

DISTRICT CORRESPONDENCE

Ms. Judkins discussed correspondence the District received regarding notices of class action settlements by DuPont and 3M regarding Per- and Polyfluoroalkyl Substances ("PFAS") in drinking water.

Ms. Judkins further noted that correspondence from the District's financial advisor regarding G-10 and G-34 disclosures was provided to the Directors and encouraged the Directors to contact the District's financial advisor with any questions regarding same.

PHASE II SMALL MS4 GENERAL PERMIT AND STORM WATER MANAGEMENT PLAN, INCLUDING STATUS OF COMPLIANCE, NECESSARY TRAINING, AND PUBLIC COMMENT

There was no discussion on this matter.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE; RECONVENE IN OPEN SESSION AND AUTHORIZE APPROPRIATE ACTION

The Board did not convene in executive session.

The Board discussed the next meeting date and concurred to meet next on December 6, 2023.

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

Secretary, Board of Directors

(SEAL)

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