

MINUTES  
BRAZORIA COUNTY MUNICIPAL UTILITY DISTRICT NO. 26

October 1, 2013

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, 2013, 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:

Michael Parks	President
Herbert Fain	Vice President
Melissa Slade	Secretary
Caralynn Prade	Assistant Vice President
Fred E. Weary, Jr.	Assistant Secretary

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

Also present at the meeting were Officer Natisha Lucas of the City of Pearland (the "City") Police Department; Erin Garcia of Myrtle Cruz, Inc.; David Patterson of Assessments of the Southwest, Inc.; James Ross of LJA Engineering, Inc.; and Lynne B. Humphries, Hannah Brook, Laura Medina, Kristen Hogan, and Tracie Brownlee of Allen Boone Humphries Robinson LLP ("ABHR").

MINUTES

The Board considered approving the minutes of the September 3, 2013, regular meeting, which were provided in advance of the meeting. After review and discussion, Director Prade moved to approve the minutes of the September 3, 2013, meeting, as presented. Director Fain seconded the motion, which passed unanimously.

DEVELOPMENT IN THE DISTRICT

The Board did not receive a report on development in the District.

FINANCIAL AND BOOKKEEPING MATTERS

Ms. Garcia distributed and 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. In response to a question from Ms. Humphries regarding the timing for final reimbursement of impact fees, Mr. Ross said the apartment project is almost complete. Ms. Garcia added that she is tracking expenses paid from the operating fund to be reimbursed from proceeds from

the District's next bond issue. In response to a question from Director Weary, Ms. Garcia said the portion of the impact fee reimbursement to be paid from surplus operating funds will come from the capital outlay budget item. After review and discussion, Director Prade moved to approve the bookkeeper's report and payment of the bills. Director Fain seconded the motion, which passed unanimously.

#### RECREATIONAL FACILITIES IN AND NEAR THE DISTRICT

Ms. Brook reported on comments received from the City regarding the draft interlocal agreement between the City and the District, which was sent to the full Board for review following last month's meeting. She said the City proposes to meet with District representatives to discuss the terms and logistics related to the District's options to promote additional parks in and near the District. Director Weary reported on a City meeting he attended last week with various groups regarding proposed policies for use of outdoor sports fields to be developed by the City. Discussion ensued regarding questions raised at such meeting. After discussion, the Board concurred for Director Weary to attend the meeting with the City along with the District's attorney.

#### TAX ASSESSMENT AND COLLECTION MATTERS

Mr. Patterson reviewed the tax assessor/collector's report, including the delinquent tax roll, a copy of which is attached. He noted the 2012 taxes were 99.66% collected as of the end of the previous month. Mr. Patterson next reviewed a delinquent tax report from Perdue, Brandon, Fielder, Collins & Mott, L.L.P., a copy of which is included in the tax assessor/collector's report. After review and discussion, Director Prade moved to approve the tax assessor/collector's report, the delinquent tax report, and payment of the tax bills. Director Fain seconded the motion, which passed unanimously.

#### SECURITY SERVICES REPORT, INCLUDING REPORT FROM SCRMA ON INSTALLATION OF CAMERAS

Officer Lucas reported on security in Shadow Creek Ranch and reviewed the written security report submitted by Officer Pratt in advance of today's meeting. A copy of the security report is attached. Officer Lucas then responded to questions from the Board regarding crime trends. Discussion ensued regarding the possibility of the District funding additional security services during nighttime hours. Ms. Brook said Director Slade is working with the Shadow Creek Ranch Maintenance Association ("SCRMA") to schedule a meeting with the apartment complex managers to discuss security. The Board discussed the current patrol hours and areas and concurred the security services funded by the District should be for the purpose of providing additional security for residences and should not include patrol of school zones/crossings or other requests from SCRMA or organizations other than the District. Discussion ensued regarding adding an additional officer for eight hours at night and

Officer Lucas said she would get information regarding the availability and cost for nighttime patrols. The Board then discussed the need for residents to be encouraged to dial 9-1-1 to report any suspicious behavior or incidents.

There was no update on the installation of cameras in the Shadow Creek Ranch area.

ENGINEERING MATTERS

Mr. Ross distributed and reviewed the engineer's report, a copy of which is attached. He updated the Board on preparation of bond application no. 7 and said the application should be submitted to the Texas Commission on Environmental Quality soon. Mr. Ross then discussed the plans for detention pond erosion protection improvements, noting design is complete and the plans were approved by the City. After review and discussion, Director Prade moved to approve the engineer's report. Director Fain seconded the motion, which passed unanimously.

ARTICLES FOR NEWSLETTERS AND WEBSITE

The Board considered information to be included in the District's monthly notice published in the Shadow Creek Area Community Newsletter, *The Connection* newsletter, and on the District's page of the website. After discussion, the Board directed ABHR to draft a notice for the newsletters and the District's website containing the same messages as last month and an additional message providing the discussed security tips for the upcoming holiday season and encouraging residents to call 9-1-1 to report any suspicious behavior or incidents. The Board concurred the notice also should remind residents that solicitation is prohibited in Shadow Creek Ranch.

REPORTS FROM DIRECTORS AND DISTRICT CONSULTANTS

There were no additional reports.

COMMENTS FROM THE PUBLIC

There were no members of the public who wished to address the Board.

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



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ASST. Secretary, Board of Directors

ACTION LIST

1. Director Weary will attend a meeting with the City and the District's attorney to discuss the interlocal agreement for development of park facilities.
2. Officer Lucas will get information regarding the availability and cost for nighttime patrols and will ensure security services funded by the District do not include patrol of school zones/crossings or other requests from SCRMA or organizations other than the District.
3. ABHR will prepare the requested notice for the newsletters and website.

LIST OF ATTACHMENTS TO MINUTES

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