

MINUTES
BRAZORIA COUNTY MUNICIPAL UTILITY DISTRICT NO. 26

July 10, 2015

The Board of Directors (the "Board") of Brazoria County Municipal Utility District No. 26 (the "District") met in special session, open to the public, on the 10th day of July, 2015, 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, thus constituting a quorum.

Also present at the meeting were Brazoria-Fort Bend County Municipal Utility District No. 1 ("BFB1) Directors Mike Rozell, Karri Axtell, Geoffrey Pope, and Terry Ruiz; Officer Natisha Lucas of the City of Pearland (the "City") Police Department; Christina Garcia of Myrtle Cruz, Inc. ("MCI"); James Ross of LJA Engineering, Inc. ("LJA"); Bob DeForest of KGA/DeForest Design, LLC; Michael Doyle of Development Consultants, Inc.; and Lynne Humphries, Hannah Brook, and Tracie Brownlee of Allen Boone Humphries Robinson LLP ("ABHR").

ENGINEERING MATTERS

Ms. Brook updated the Board and the Board of BFB1 (the "Boards") on the District's bond application no. 8 and BFB1's bond application no. 7, which are pending submittal to the Texas Commission on Environmental Quality ("TCEQ").

The Board considered reapproving the Resolution Authorizing Application to the Texas Commission on Environmental Quality for Approval of Project and Bonds, which was presented and approved at the February Board of Directors meeting for submittal with bond application no. 8. Following review and discussion, Director Slade moved to reapprove the Resolution and direct that it be filed appropriately and retained in the District's records. The motion was seconded by Director Prade and passed by unanimous vote.

RECREATIONAL FACILITIES IN AND NEAR THE DISTRICT

Director Slade reported on a meeting with Michael Murr of Park Rangers at the Association of Water Board Directors summer conference regarding management of the Fields. After discussion, the Boards concurred to take no action at this time.

Mr. Ross distributed and reviewed a proposal for LJA to monitor and report on the City's construction of the park improvements listed in the Agreement. Following review and discussion, the Boards requested Mr. Ross revise the proposal to reflect that the District and BFB1 (the "Districts") will be charged an hourly rate for the work proposed.

Director Parks entered the meeting.

Mr. DeForest distributed and reviewed the landscape architect's report, a copy of which is attached. He provided an update on construction of the temporary ball fields (the "Fields") as reflected in the landscape architect's report. Mr. DeForest reviewed and recommended Pay Estimate No. 2 to Four Seasons Development in the amount of \$96,208.99 to be cost-shared equally between the Districts. A copy of Pay Estimate No. 2 is attached to the landscape architect's report.

Mr. DeForest reviewed an updated sign graphic for the Fields as reflected in an attachment to the landscape architect's report.

Mr. DeForest reviewed additional proposals for maintenance of the Fields from Earthfirst Commercial Landscaping Service and Westco Grounds Maintenance Co., Inc., copies of which are attached to the landscape architect report. Director Slade said she knows of a company that would like to present a proposal for the work. Following review and discussion, the Boards deferred action on awarding the contract for maintenance of the Fields until next month.

Ms. Brook reported on a request from the City to extend the construction timeline in the Interlocal Agreement Related to Construction of Additional Public Park Improvements (the "Agreement") from twelve to eighteen months. She noted BFB1 approved the amended Agreement to reflect an eighteen month timeline for construction of the additional park improvement projects at its last meeting.

Following review and discussion, Director Slade moved to accept the landscape architect's report and, based on the recommendation of the landscape architect, approve Pay Estimate No. 2, as presented, for construction of the Fields to be cost-shared equally with BFB1, with BC 26's share being \$48,104.50; and (3) modification of the Agreement to reflect an eighteen month timeline for construction of the additional park improvement projects listed in the Agreement. Director Prade seconded the motion, which passed unanimously.

SECURITY SERVICES REPORT

Officer Lucas reviewed the written security report for Shadow Creek Ranch, submitted in advance of today's meeting. A copy of the security report is attached. Following review and discussion, the Boards concurred to accept the Security report.

ARTICLES FOR NEWSLETTERS AND WEBSITE

The Boards considered information to be included in the Districts' monthly notice published in the Shadow Creek Community Newsletter, *The Connection*, and on the website shared by the Districts. Ms. Brownlee distributed to the Boards a print out of recent updates, which were provided in advance of the meeting. Following review and discussion, the Boards directed ABHR to post the standard notice to the newsletter, and to update the Districts' website. The Boards then reviewed an analytics report on activity on the website for the prior month, a copy of which is attached.

Ms. Humphries reported that Conner Hyde, a reporter with the *Community Impact Newspaper*, contacted her to request an interview with a Director from each of the Districts to prepare an article to be published in his newspaper on special districts that do more than provide water, sewer, and drainage facilities. Following discussion, the Boards directed BC 26 Director Parks and BFB1 Director Rozell to call Mr. Conner to answer questions and explain (1) funds used to pay for construction of the Fields and the public water, sewer, and drainage to serve the Shadow Creek Ranch Sports Complex are not from maintenance tax revenue but from water revenue paid to the District from the City; (2) funds used to pay for extra security patrol are from maintenance tax revenue; and (3) BC 26, which is more established than BFB1, pays off bonds early whenever possible to allow the District to be dissolved early by the City of Pearland.

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

(SEAL)



Melissa Sted
Secretary, Board of Directors

ACTION LIST

1. ABHR will submit the standard notice to the community newsletters and update the District's website.
2. Director Slade will forward contact information to Mr. DeForest for the vender interested in bidding on maintenance of the Fields.
3. BC Director Parks and BFB1 Director Rozell will meet or call Connor Hyde to provide information about the Districts for an article to be published in *Community Impact Newspaper*.
4. Ms. Brownlee will send the updated Agreement to the City, which reflects an eighteen month timeline for the City to construct the park improvements listed in the Agreement.
5. Mr. Ross will present at the next meeting a revised proposal from LJA to monitor and report on construction of the park improvements reflecting a fee based on an hourly rate.

LIST OF ATTACHMENTS TO MINUTES

	Minutes
	<u>Page</u>
Security report	3
Landscape architect's report.....	2
Website Analytics Report	3