# MINUTES OF THE MEETING OF FORT BEND COUNTY FRESH WATER SUPPLY DISTRICT NO. 1

July 20, 2017 (11:30 a.m.)

#### STATE OF TEXAS

#### COUNTY OF FORT BEND

The Board of Supervisors (the "Board") of Fort Bend County Fresh Water Supply District No. 1 of Fort Bend County, Texas (the "District"), met in special session, open to the public, on July 20, 2017, commencing at 11:30 a.m. at 1980 Post Oak Boulevard, Suite 1380, Houston, Harris County, Texas, inside the boundaries of the District, and the roll was called of the duly constituted officers and members of the Board, to wit:

Paul Hamilton President
Greg Fleck Vice President
Calvin Casher Secretary

Rodrigo Carreon Assistant Secretary Rosa Linda Medina Assistant Secretary

All members of the Board were present except Director Carreon, thus constituting a quorum.

Also present at the meeting were: David Smalling with R.W. Baird, Financial Advisor to the District; David Dybala with Jacobs Engineering Group, Inc. ("Jacobs"), the District's Engineer; Breah Campbell and Eli Hurtado with Environmental Development Partners ("EDP"), Operator for the District; Phyllis Herbst, the District's Bookkeeper; and Maria Salinas Parker and Michael Willis of Sanford Kuhl Hagan Kugle Parker Kahn LLP ("SK Law"), the District's Attorney.

The meeting was called to order and the following business was transacted.

FINANCIAL ADVISOR'S REPORT, including approval (i) of issuing refunding bonds, (ii) resolution delegating authority, (iii) preliminary official statement, official statement, and resolutions relating thereto, (iv) bond purchase agreement and resolution relating thereto, (v) bond register agreement, (vi) escrow agreement, (vii) bond order and (viii) of all certification and actions necessary to effect issuance of refunding bonds.

The Board recognized Mr. Smalling, who submitted to and reviewed with the Board an analysis relating to the issuance of \$5,530,000 of refunding bonds. A copy of such analysis is on file in the official records of the District.

Upon motion duly made and seconded, the Board voted unanimously to (1) authorize the issuance of \$5,530,000 in refunding bonds (the "Refunding Bonds") for the purpose of refunding a portion of the Series 2008 Bonds, (2) to approve the Refunding Bonds contingent upon and subject to a net present value of no less than 4.5%, (3) to authorize the Financial Advisor to negotiate with Raymond James, underwriter, for the purchase of the Refunding Bonds, (4) approve the Resolution Delegating Authority, (5) approve the Preliminary Official Statement and the resolution relating thereto, subject to review and comment by the Attorney, (6) approve the official statement, and resolution relating thereto, (7) approve the bond purchase agreement and resolution relating thereto, (8) to approve the bond register agreement, (9) approve the escrow

agreement, (10)approve the bond order and (xi) approve of all certification and actions necessary to effect issuance closing of the Refunding Bonds.

# Review Financial Report, budget, and preliminary tax rate discussions.

The Board deferred action on the budget and preliminary tax rate discussions.

### Discuss and take action on policy relating to water and sewer connections.

The Board deferred action on a policy relating to water and sewer connections.

#### **Amend Rate Order.**

Consideration was then given to amending the Rate Order.

Upon motion duly made and seconded, the Board voted unanimously to amend the Rate Order to include a policy relating to high water bills due to a water leak as follows:

#### "Section 5.05 D. Leak Adjustments.

A customer who experiences a high water and sewer bill may request from the Board, in writing, an adjustment to the bill. Each residential customer is allowed a one-time adjustment to his/her water bill if the unusually highwater usage is the result of a problem on the customer's side of the meter. In making the adjustment, the Operator will average the previous three months bills, and charge the customer the minimum water usage at the rate set forth in the Rate Order. All usage in excess of the minimum water bill shall be charged at the lowest residential rate for water set forth in the Rate Order, provided, however, the adjustment will not be applied to the customers' portion of the regulatory assessment set forth in Section 4.14 hereof. The Customer shall be responsible for customer's portion of the regulatory assessment for the total amount of water appearing on the water bill."

## Review Engineer's Report and consider taking action thereon, including:

The Board recognized Mr. Dybala, who reviewed with the Board the Engineer's Report.

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#### **HEAR FROM THE PUBLIC**

There were no members of the public present at the meeting, who wished to address the Board.

5001.1/Minutes 6.15.17

PASSED, ADOPTED, and APPROVED this August 17, 2017.

Secretary, Board of Supervisors

