

**FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 35,**  
**OF FORT BEND COUNTY, TEXAS**

**NOTICE OF PUBLIC MEETING**

Notice is hereby given to all interested members of the public that the Board of Directors of the above captioned District will hold a regular public meeting **via telephone conference call** pursuant to Texas Government Code, Section 551.125, as amended, and as modified by the temporary suspension of various provisions thereof effective March 16, 2020, by the Governor of Texas in accordance with the Texas Disaster Act of 1975, all as related to the Governor's proclamation on March 13, 2020, certifying that the COVID-19 pandemic poses an imminent threat of disaster and declaring a state of disaster for all counties in Texas. **The telephone conference call phone number is 1-877-304-9269 and the access code is 594747#.** All members of the public may participate in the meeting via telephone conference call.

**The meeting will be held on Wednesday, March 3, 2021, at 1:00 p.m.**

The Board shall consider and/or act on the following matters:

1. Call to order, including explanation of telephone conference call meeting procedures;
2. Comments from the public;
3. Review and approve the minutes of the February 3, 2021, Board of Directors meeting;
4. Review activity reports and/or receive updates regarding Fort Bend County Precinct 3 Constable's Office ("FBCCO"); discussion regarding proposed patrol schedules;
5. Discussion regarding request from Seven Meadows Community Association, Inc. for painting of the decorative light poles in the community in connection with conversion to LED bulbs by CenterPoint Energy;
6. Tax Assessor-Collector Report, including status of delinquent tax accounts, authorizing the payment of invoices presented, approving tax refunds and moving of accounts to uncollectible roll;
7. Delinquent Tax Collections Attorney Report, including authorizing foreclosure proceedings, installment agreements and the filing of proofs of claim;
8. Sales and Use Tax Audit Report from B&A Municipal Tax Service;
9. Bookkeeper's Report, including financial investment reports, authorizing the payment of invoices presented;
10. Authorize consultants to research unclaimed property and consider authorizing bookkeeper to prepare Unclaimed Property Report as of March 1, 2021;
11. Status of continuing disclosure report (due March 30, 2021);
12. Financial Advisor's proposed Plan of Financing related to issuance of the District's

Unlimited Tax Refunding Bonds, Series 2021 (the "Refunding Bonds");

13. Designation and approval of underwriter(s) relative to the Refunding Bonds, including designation of Board officer(s) to receive and acknowledge MSRB Rule regarding disclosure of role, compensation, material conflicts of interest and material financial characteristics and risks of the financial structure provided by the approved underwriter(s);
14. Engineering Report, including:
  - a. Authorizing the design, advertisement for bids and/or award of construction contracts or concurrence in the award of a contract for the construction of water, sanitary sewer and drainage facilities within the District and acceptance of TEC Form 1295;
  - b. Status of construction contracts, including the approval of any pay estimates, change orders and/or acceptance of facilities for operation and maintenance purposes, including:
    - (i) Repair of approximate 300-foot portion of Little Prong Creek at Fry Road utilizing the SOX erosion repair system and repair of outfall (Double Oak Erosion);
  - c. Acceptance of site and/or easement conveyances for facilities constructed or to be constructed for the District; and
  - d. Authorize annual submission to each electric utility that provides transmission and distribution service to the District and each retail electric provider for determination of District facilities that qualify for critical load status relative to compliance with §13.1396, Texas Water Code;
15. Proposed noise barrier wall to be constructed by TxDOT along State Highway 99 within the boundaries of the District;
16. Proposed construction by Fort Bend County of a proposed sidewalk along the east side of Katy Gaston Road between Fry Road and Summerset Ridge Lane;
17. Landscape Architect Report, including status of construction contracts and approval of any pay estimates and/or change orders, including:
  - a. Construction of replacement fences at Joint Water Plant and Joint Wastewater Treatment Plant (Republic Masonry & Fencing, LLC);
18. Report by Champions Hydro-Lawn, Inc., regarding maintenance of drainage facilities, including:
  - a. Status of removal of beavers from Long Meadow Channel;
19. Storm Water Management Program for the District;
20. Operations and Maintenance Report, including:
  - a. Authorizing the repair and maintenance of District facilities;
  - b. Compliance with Fort Bend County Municipal Utility District No. 34's water supply and waste discharge permits;
  - c. Appeals of District charges;
  - d. Referral of accounts for collection and deeming of various accounts as uncollectible;

- e. Report regarding water accountability;
  - f. Status of maintenance of the District's park facilities;
  - g. Discussion regarding keeping the District's park facilities open;
  - h. Discussion regarding status of planning Native Plant virtual event;
  - i. Discussion regarding proposed alternatives to reduce the use of flushable wipes within the District;
  - j. Status of sanitary sewer point repairs (Year 2 of 5 Sanitary Sewer Televising and Cleaning Project);
  - k. Status of installation of KSB vortex pumps at Lift Station No. 2;
  - l. Status of fire hydrants repairs;
  - m. Status of commercial meter repairs; and
  - n. Consider disposition of delinquent utility accounts due to the 2021 Winter Storm Uri;
21. Authorize preparation of Annual Implementation Report regarding Water Conservation Plan and the filing of same with the North Fort Bend Water Authority (due May 1, 2021);
  22. Approval of 2021 water loss audit and authorize filing of same with Texas Water Development Board;
  23. Discussion regarding America's Water Infrastructure Act of 2018 and District's compliance with same, including status of Risk and Resilience Assessment;
  24. Report by Apollo IT Consulting regarding status of District's website;
  25. Attorney's Report;
  26. Convene in Closed Session pursuant to Open Meetings Act, Section 551.071, Texas Government Code, for consultation with the District's attorney regarding pending or threatened litigation or matters protected by attorney-client privilege;
  27. Reconvene in Open Session and authorize any action resulting from discussions in Closed Session; and
  28. Matters for possible placement on future agendas.



SCHWARTZ, PAGE & HARDING, L.L.P.

By: \_\_\_\_\_

Bryan T. Yeates  
Attorneys for the District

***Persons with disabilities who plan to attend this meeting and would like to request auxiliary aids or services are requested to contact the District's attorney at (713) 623-4531 at least three business days prior to the meeting so that appropriate arrangements can be made.***