

**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 public meeting at 1300 Post Oak Boulevard, Suite 2500, Houston, Harris County, Texas 77056, said address being a meeting place of the District.

**The meeting will be held on Wednesday, March 1, 2023, at 1:00 p.m.**

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

1. Comments from the public;
2. Review and approve the minutes of the February 1, 2023, Board of Directors meeting;
3. Bookkeeper's Report, including financial investment reports, authorizing the payment of invoices presented;
4. Discussion regarding proposed service agreement with Paychex, Inc. in connection with direct deposit of director per diems and expense reimbursements;
5. Status of continuing disclosure report (due March 30, 2023);
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. Sales and Use Tax Audit Report from B&A Municipal Tax Service;
8. Delinquent Tax Collections Attorney Report, including authorizing foreclosure proceedings, installment agreements and the filing of proofs of claim;
9. Authorize consultants to research unclaimed property and consider authorizing bookkeeper to prepare Unclaimed Property Report as of March 1, 2023;
10. Review activity reports and/or receive updates regarding Fort Bend County Precinct 1 Constable's Office ("FBCCO");
11. Status of conversion to LED bulbs and painting of the decorative light poles in the community by CenterPoint Energy;
12. 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) Construction of North Outfall Detention Pond Side Slope Rehabilitation utilizing the SOX erosion repair system (Storm Water Solutions, LLC);
    - (ii) Little Prong Creek North and South Slope Erosion Repair (AR Turnkey Construction Company, Inc.); and
    - (iii) Installation of permanent emergency generator at the District's remote water well (McDonald Municipal and Industrial);
  - c. Acceptance of site and/or easement conveyances for facilities constructed or to be constructed for the District;
  - d. Discussion regarding North Fort Bend Water Authority ("NFBWA") effluent reuse program; and
  - e. Status of implementation of Geographic Information System by BGE, Inc.;
13. Review of annual survey of wage rate scales and consider adoption of Resolution Adopting Prevailing Wage Rate Scale for Construction Projects;
  14. Proposed agreement with Texas Department of Transportation regarding the construction of a noise barrier along State Highway 99;
  15. Report by Champions Hydro-Lawn, Inc., regarding maintenance of drainage facilities;
  16. Status of compliance with the Texas Commission on Environmental Quality Phase II Small MS4 General Permit, including public comments and any training that is necessary under the Storm Water Management Plan ("SWMP");
  17. 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;
  18. 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 ("No. 34") 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. Program to reduce the use of flushable wipes within the District;
    - h. Status of valve repairs throughout the District;
    - i. Status of replacement of the drum screen at the Joint Wastewater Treatment Plant;
    - j. Discussion regarding installation of a plaque or bench at the Family Park; and
    - k. Status of District's enrollment in the North Fort Bend Water Authority 2023 Water Provider Conservation Program;
  19. 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, 2023);

20. District website and mass notification messaging matters;
21. Review and approval of proposals relative to renewal of the District's general liability, umbrella liability, property, boiler and machinery, director and officer liability, and pollution liability insurance coverage for policies expiring March 31, 2023, and authorize acceptance of Texas Ethics Commission ("TEC") Form 1295;
22. Attorney's Report;
23. 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;
24. Reconvene in Open Session and authorize any action resulting from discussions in Closed Session; and
25. Matters for possible placement on future agendas.



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

By:   
Katherine Henderson  
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.***