

**FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 34,**  
**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 **Tuesday, February 28, 2023, at 12:00 p.m.**

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


1. Comments from the public;
2. Review and approval of the minutes of the January 24, 2023, Board of Directors meeting;
3. Bookkeeper's Report, including financial and investment reports and authorizing the payment of invoices presented;
4. Tax Assessor-Collector Report, including status of delinquent tax accounts, authorizing the payment of invoices presented, approving tax refunds, and moving of accounts to the uncollectible roll;
5. Delinquent Tax Collections Attorney Report, including authorizing foreclosure proceedings, installment agreements and the filing of proofs of claim;
6. Status of continuing disclosure report (due March 30, 2023);
7. Report by Champions Hydro-Lawn, Inc. regarding maintenance of drainage facilities;
8. 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");
9. District website and mass notification messaging matters;
10. Review activity reports and/or receive updates regarding Fort Bend County Precinct 1 Constable's Office;
11. Operations and Maintenance Report, including:
  - a) Compliance with District's Water and Waste Discharge Permits;
  - b) Operation, maintenance and repair of District's water, wastewater and drainage facilities;
  - c) Appeals of District charges;
  - d) Referral of District accounts for collection and the deeming of various accounts to be uncollectible;
  - e) Maintenance of District park facilities;
  - f) Report regarding water accountability;

- g) Review results of Phase 1 of 5 (Schedule A) of District's 5-year annual sanitary sewer televising program and consider repair recommendations in connection therewith;
  - h) Status of replacement of the drum screen at the Joint Wastewater Treatment Plant;
  - i) Status of implementation of Accurate Meter & Supply's Smart Meter Pilot Program; and
  - j) Status of District's enrollment in the North Fort Bend Water Authority 2023 Water Provider Conservation Program;
12. Consider the following actions in connection with Operator's change in electronic payment program vendors:
- a) Authorize termination of Service Agreement with T-Tech, Inc.;
  - b) Authorize termination of Card Services Agreement and related Addendum with Global Payments Direct, Inc., HSBC Bank USA, N. A., Century Bankcard Services, Inc. and AVR, Inc.;
  - c) Approve Merchant Services Processing Agreement with JPMorgan Chase Bank, NA and Paymentech, LLC, including Attestation and Amendment of Agreement and ECP Addendum Terms; and
  - d) Approve Addendum to Professional Services Agreement with Operator;
13. Engineer's Report, including:
- a) Authorize the design, advertisement for bids and/or award of construction contracts, and the acceptance of Texas Ethics Commission ("TEC") Form 1295 for projects, including:
  - 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) Little Prong Creek North and South Slope Erosion Repair (AR Turnkey Construction Company, Inc.); and
    - ii) Installation of permanent emergency generator at the District's remote water well (McDonald Municipal and Industrial);
  - c) Acceptance of easements, conveyances for facilities constructed or to be constructed for the District, and acceptance of TEC Form 1295;
  - d) Review of updated Capital Improvement Plan;
  - e) Status of relocation of District's 12" Waterline and Waterline Easement to accommodate proposed office building footprint on 1.5 acre tract at northwest corner of FM 1093 and Gaston Road, including:
    - i) Approval of Consent to Encroachment and Indemnity Agreement by and between XAG Group and the District;
  - f) Discussion regarding North Fort Bend Water Authority effluent reuse program; and
  - g) Status of implementation of Geographic Information System by BGE, Inc.;
14. Review of annual survey of wage rate scales and consider adoption of Resolution Adopting Prevailing Wage Rate Scale for Construction Projects;
15. Adoption of Resolution Concerning Developed District Status for 2023 Tax Year;
16. Utility commitment requests, and acceptance of TEC Form 1295;

17. Review and approval of proposal 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;
18. Attorney's Report;
19. 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;
20. Reconvene in Open Session and authorize any action resulting from matters discussed in Closed Session; and
21. Matters for possible placement on future agendas.



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

By:   
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Kate 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.***