

FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 7

NOTICE OF PUBLIC MEETING

Notice is hereby given to all interested members of the public that the Board of Directors (the "Board") of the above captioned District will hold a regular public meeting **via videoconference and telephone conference call** pursuant to Texas Government Code, Sections 551.125 and 551.127, as amended, respectively, 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. All members of the public may participate in the meeting via videoconference or telephone conference call. To join the meeting by videoconference, please go to <https://global.gotomeeting.com/join/374408469>. If joining from a Chrome browser, no additional steps are necessary. For Safari, Edge, and other web browsers, you will need to take additional download steps for mobile- or desktop-based use. To join the meeting by telephone conference call, the phone number is **1-877-309-2073 (toll free)** and the access code is **374408469#**.

The meeting will be held on *Thursday, May 7, 2020, at 5:30 P.M.*

The Board shall consider and discuss the following matters and take any action necessary or appropriate with respect to such matters:

1. **CALL TO ORDER, INCLUDING EXPLANATION OF MEETING PROCEDURES;**
2. **PUBLIC COMMENTS;**
3. **SEATING OF ELECTED DIRECTORS AND RELATED MATTERS;**
 - a. Acceptance of Qualification Statements, Bonds, Oaths of Office, Affidavits of Current Director and Elections Not to Disclose Certain Information for Directors Grotte and Hanig;
 - b. Election of officers of the Board; and
 - c. Approval of District Registration Form relative to election of Directors;
4. **CONSENT AGENDA** – This agenda consists of ministerial or "housekeeping" items required by law and items of a non-controversial nature. These items will be considered by a single motion unless removed and placed on the Regular Agenda for individual consideration at the request of any Director;

- a. Review and approve the minutes of the March 5, 2020, March 24, 2020, April 2, 2020, and April 21, 2020, Board meetings;
 - b. Bookkeeper's report, including financial and investment reports and authorizing the payment of invoices presented;
 - c. Approval of Unclaimed Property Report as of March 1, 2020, and authorize bookkeeper to file Report with State Comptroller prior to July 1, 2020; and
 - d. Tax Assessor-Collector report, including status of delinquent tax accounts, authorizing the payment of invoices presented, approving tax refunds and approving the transfer of accounts to the uncollectible roll;
5. **REGULAR AGENDA** – This agenda consists of items requiring individual consideration by the Board;
- a. **GENERAL AND ADMINISTRATIVE;**
 - (i) Report and legal action taken by the District's delinquent tax collection attorneys, including authorizing the initiation of lawsuits, foreclosure proceedings, installment agreements, and the filing of proofs of claim; and
 - (ii) Status of compliance with the EPA Phase II Small MS4 General Permit; any training that is necessary under the Storm Water Management Plan;
 - b. **OPERATIONS AND MAINTENANCE REPORTS;**
 - (i) Levee and drainage facilities, including:
 - a. Status of operation and maintenance of levees and pump station; authorize any action necessary in connection therewith; and
 - b. Status of storm drain inspections; authorize any action necessary in connection therewith;
 - (ii) Reclaimed water system, including:
 - a. Status of completion of deficiency items from one-year warranty inspection of Reclaimed Water Plant; status of correspondence to contractor(s) regarding same, if necessary; and
 - b. Status of communications with the City of Sugar Land ("City") regarding District's request for reimbursement of certain costs incurred to maintain reclaimed water lift station owned by the City;
 - c. **STATUS OF BOND APPLICATION REPORT FOR THE BRAZOS RIVER BANK EROSION CONTROL PROJECT (THE "RIVER EROSION PROJECT");**

- d. **GENERAL MANAGER'S REPORT**, including review and approval of Task Order(s) proposed by Mike Stone Associates, Inc.;
 - (i) Status of management of River Erosion Project, including:
 - a. Report from selection committee regarding review and evaluation of submitted Statements of Qualifications, interviews, and recommendation(s) regarding engaging engineering firm to complete design and provide other engineering, consulting and construction management services;
 - b. Status of communications with Texas Division of Emergency Management ("TDEM") regarding Phase I Award from FEMA under the Hazard Mitigation Grant Program ("HMGP");
 - c. Status of preparation of Request for Modifications to Scope of Work, Budget, and Period of Performance for HMGP;
 - d. Status of submission of first request for reimbursement to TDEM pursuant to the HMGP;
 - e. Authorize any actions necessary or appropriate in connection with the HMGP;
 - f. Status of cultural investigation for environmental assessment on land of the New Territory Residential Community Association, Inc. ("NTRCA"); approve Temporary Right of Entry Agreement(s) with the NTRCA regarding same, if necessary;
 - g. Status of acquisition of real property interests from NTRCA for the River Erosion Project, including appraisal of real property interests to be acquired and authorization to proceed; and
 - h. Status of communications with CenterPoint Energy regarding planned relocation of certain transmission towers;
 - (ii) Status of management of External Drainage Channel Erosion Control Project, including compliance with grant funding agreement with the USDA Natural Resources Conservation Service ("NRCS"); status of reimbursement requests to NRCS; authorize any actions necessary or appropriate in connection with said grant program; and
 - (iii) Status of Financial Management Plan and implementation of same;
- e. **EXTERNAL DRAINAGE CHANNEL EROSION CONTROL PROJECT**;
 - (i) Status of construction (Longhorn Excavators, Inc.), including approval of any pay estimates and/or change orders;
 - (ii) Review and approval of proposal(s) and agreements(s) to manage and implement the first two (2) years of operation and maintenance, monitoring, and reporting requirements in conformance with grant funding agreement with NRCS; and

- (iii) Discussion regarding scope of responsibility of LJA and SWCA, respectively, including release of liability, covenant not to sue, and termination and/or enter into agreements regarding same;

f. **ATTORNEY'S REPORT, including:**

- (i) Status of Purchase and Sale Agreement with Bonnie Reid; authorize any action necessary or appropriate in connection therewith; and
- (ii) Update on cyber security training and reporting under HB 3834;

6. **WEBSITE AND COMMUNICATIONS MATTERS;**

7. **CLOSED SESSION** – If necessary, the Board of Directors will adjourn to Closed Session at this point in the meeting to consider the following items; however, the Board of Directors reserves the right to adjourn to Closed Session at any time during the course of this meeting as allowed by law.

- a. Consultation with District's attorney regarding matters protected by attorney-client privilege pursuant to Open Meetings Act, Texas Government Code, Sections 551.071, and/or consider matters related to the acquisition of real property interests pursuant to Open Meetings Act, Texas Government Code, Sections 551.072;

8. **RECONVENE IN OPEN SESSION** – The Board will reconvene in Open Session at this point in the meeting, and if necessary, take action on any agenda item discussed in Closed Session;

9. **ANNOUNCEMENTS / FUTURE AGENDA;** and

10. **ADJOURN.**

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

(SEAL)

By: /s/ Christopher T. Skinner
Christopher T. Skinner
Attorney 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.