

FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 7

AMENDED 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/429358981>. 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 **1-877-568-4106 (toll free)** and the access code is **429358981#**.

The meeting will be held on *Thursday, June 4, 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. **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 May 7, 2020, and May 19, 2020, Board meetings;
 - b. Bookkeeper's report, including financial and investment reports and authorizing the payment of invoices presented;
 - c. 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;

- d. Authorize completion, execution and filing with the Secretary of State of Voting System Annual Filing Form relative to District elections; and
 - e. Request from Records Management Officer to destroy notes of Board of Directors meetings from February 7, 2019, to February 18, 2020;
4. **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;
 - (ii) Status of compliance with the EPA Phase II Small MS4 General Permit; any training that is necessary under the Storm Water Management Plan; and
 - (iii) Endorsement of application to the Texas Water Development Board of Chris Steubing, Assistant City Manager, City of Sugar Land, to serve as a member of the Regional Flood Planning Group for the Brazos River region in connection with developing Texas' first regional flood 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. Status of negotiations with AECOM Technical Services, Inc. ("AECOM") regarding Professional Services Agreement to complete design and provide other engineering, consulting and construction management services; communications with Texas Division of Emergency Management ("TDEM") and FEMA regarding same in relation to compliance with Hazard Mitigation Grant Program ("HMGP");
 - b. Status of communications with TDEM regarding Phase I Award from FEMA under the 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 cultural and environmental assessment on land of the New Territory Residential Community Association, Inc. ("NTRCA"); approve Right of Entry and Indemnity Agreement with the NTRCA regarding same, if necessary;
 - g. Status of acquisition of real property interests from NTRCA for the River Erosion Project and preparation of Settlement Agreement with NTRCA regarding same; 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; and
 - (ii) Discussion regarding scope of responsibility of LJA and SWCA, respectively; approval of Assignment and Assumption of Master

Subconsultant Services Agreement between the District and LJA; approval of Amended and Restated Master Subconsultant Services Agreement between the District and SWCA; approval of Amended Task Order No. 5 to LJA; approval of proposal from SWCA 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;

f. **STATUS OF TEXAS WATER DEVELOPMENT BOARD FLOOD INFRASTRUCTURE FUND ASSISTANCE APPLICATIONS;**

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

- (i) Status of real property acquisition from Bonnie Reid;

5. **WEBSITE AND COMMUNICATIONS MATTERS;**

6. **CLOSED SESSION** – If necessary, the Board will adjourn to Closed Session as this point in the meeting to consider the following items; however, the Board 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;

7. **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;

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

9. **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.

