

FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 7

AMENDED NOTICE OF SPECIAL 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 special 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 501570#.** All members of the public may participate in the meeting via telephone conference call.

The meeting will be held on *Tuesday, March 24, 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 TELEPHONE CONFERENCE CALL MEETING PROCEDURES;**
2. **PUBLIC COMMENTS;**
3. **CONSIDER APPROVAL OF RESOLUTION ADOPTING TEMPORARY POLICIES AND PROCEDURES IN RESPONSE TO COVID-19 PANDEMIC, INCLUDING AUTHORIZING ANY ACTION NECESSARY OR APPROPRIATE IN CONNECTION THEREWITH;**
4. **STATUS OF BOND APPLICATION REPORT TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ("TCEQ") FOR THE BRAZOS RIVER BANK EROSION CONTROL PROJECT (THE "RIVER EROSION PROJECT");**
5. **GENERAL MANAGER'S REPORT**, including review and approval of Task Order(s) proposed by Mike Stone Associates, Inc.;
 - a. Status of management of River Erosion Project, including:
 - (i) Status of communications with Texas Division of Emergency Management ("TDEM") regarding Phase I Award from FEMA under the Hazard Mitigation Grant Program ("HMGP");
 - (ii) Status of preparation of Request for Modifications to Scope of Work, Budget, and Period of Performance for HMGP;
 - (iii) Status of submission of first request for reimbursement to TDEM pursuant

- to the HMGP;
 - (iv) Authorize any actions necessary or appropriate in connection with the HMGP;
 - (v) Status of Temporary Right of Entry Agreement with the New Territory Residential Community Association, Inc. to conduct cultural investigation for environmental assessment; and
 - (vi) Status of communications with CenterPoint Energy regarding planned relocation of certain transmission towers;
 - b. Status of Financial Management Plan and implementation of same;
- 6. **ENGINEERING REPORT FOR RIVER EROSION PROJECT**, including review and approval of Task Orders proposed by AECOM Technical Services, Inc. ("AECOM");
 - a. Discussion regarding project procurement, budgeting, insurance, financing, scheduling and proposed path forward;
 - b. Status of 30% design;
 - c. Status of U.S. Army Corps of Engineers permitting;
 - d. Status of acquisition of real property interests for the project from the New Territory Residential Community Association, Inc., including survey and appraisal of real property interests to be acquired; and
 - e. Coordination with other local governmental entities;
- 7. **ENGINEERING REPORT FOR OTHER CAPITAL IMPROVEMENT PROJECTS**, including review and approval of Task Order(s) proposed by LJA Engineering, Inc. ("LJA");
 - a. Stormwater Drainage and Detention Improvements Projects, including:
 - (i) Status of Internal Drainage Study;
 - (ii) Status of Internal Topographic Survey;
 - (iii) Review proposals and cost estimates for engineering, environmental, and construction for new pump station improvements project options;
 - (iv) Review proposals and cost estimates for engineering, environmental, and construction for drainage and detention improvements project options;
 - (v) Status of acquisition of real property interests for improvements projects; engagement of condemnation counsel regarding same; and
 - (vi) Status of preparation of abridged application to Texas Water Development Board for Senate Bill 7 grant funding;
 - b. External Drainage Channel Erosion Control Project, including:

- (i) Status of construction (Longhorn Excavators, Inc.), including the approval of any change orders and/or pay estimates;
 - (ii) Compliance with grant funding agreement with the USDA Natural Resources Conservation Service ("NRCS"); authorize any actions necessary or appropriate in connection with said grant program; 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;
 - c. Reclaimed Water Project, including:
 - (i) Landscaping and Irrigation Improvements for Reclaimed Water Plant; and
 - (ii) Connections to lakes for providing make-up water;
8. **RIVER EROSION PROJECT**, including:
- a. Status of preparation of Requests for Statements of Qualifications and/or proposals for engineering and other consulting services in conformance with the Requirements of the HMGP; and
 - b. Evaluation and other matters related to Statements of Qualifications received;
9. **ATTORNEY'S REPORT**;
10. **WEBSITE AND COMMUNICATIONS MATTERS**;
11. **CLOSED SESSION** – If necessary, the Board of Directors will adjourn to Closed Session as 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;
12. **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;
13. **ANNOUNCEMENTS / FUTURE AGENDA**; and
14. **ADJOURN**.



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

By: 
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.

547359_1