

MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 94
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 regular 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 826495#.** All members of the public may participate in the meeting via telephone conference call.

The meeting will be held on **Tuesday, November 3, 2020, at 12:00 Noon.**

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

1. Call to order, including explanation of telephone conference call meeting procedures;
2. Public Comments;
3. Review and approve the minutes of the October 6, 2020, Board of Directors meeting;
4. Report from Montgomery County Constable's Office regarding the provision of security services within the District;
5. Report by Republic Services of Houston concerning solid waste and recycling collection activities within the District;
 - (a) Discuss potential dates for annual document shredding event;
6. Tax Assessor/Collector's Report, including authorizing the payment of invoices presented and approve moving of accounts to uncollectible roll;
7. Report and legal action taken by the District's tax collection attorney, including authorizing foreclosure proceedings, installment agreements, and the filing of proofs of claim;
8. Operations Report, including:
 - (a) Authorizing the repair and maintenance of District facilities;
 - (b) Appeals of District charges;
 - (c) Referral of accounts for collection and approve write-off of uncollectible accounts;
 - (d) Review and discuss list of completed and/or proposed District projects; discuss recommendations from the operator and engineer; and
 - (e) Status of Enforcement Action and Agreed Order relative to Montgomery County Municipal Utility District No. 119 ("No. 119") Wastewater

Treatment Plant ("WWTP");

9. Engineer's Report, including:
 - (a) Authorizing the design and/or advertisement for bids for construction of facilities within the District, and acceptance of TEC Form 1295;
 - (b) Review and approval of any Storm Water Pollution Prevention Plans related to construction within or on behalf of the District;
 - (c) Authorizing the award of construction contracts or concurrence of award of contracts for the construction and/or repair of facilities within the District;
 - (d) Status of construction and/or repair of facilities to serve land within the District, including the approval of any pay estimates and/or change orders;
 - (i) Recently authorized tree trimming project;
 - (e) Acceptance of site and/or easement conveyances for facilities constructed or to be constructed for the District, and acceptance of facilities for operation and maintenance purposes;
 - (f) Discussion regarding proposed adjustments of sidewalks and status of Interlocal Agreement with Montgomery County in connection therewith;
 - (g) Status of improvements to WWTP by No. 119;
 - (h) Status of Spring Trails Community Association (the "Association") tree installation within certain areas of the District; and
 - (i) Consider proposals for irrigation of landscaping along northeast boundary of District;
10. Discussion regarding America's Water Infrastructure Act of 2018 and District's compliance with same;
11. Discussion regarding unauthorized construction of drainage ditch on District property by Riley Fuzzel Road Property, LLC and related issues;
 - (a) Conduct public hearing concerning Rate Order violations associated with unauthorized construction, including but not limited to the imposition of fines and penalties and/or termination of water service;
12. Discuss historical billing for District's share of operating costs associated with Harris County Water Control and Improvement District No. 92 wastewater treatment plant; discuss response to District's request for billing adjustment and options for addressing same;
13. Consider approval and/or status of any Association related construction or maintenance projects within District property; discuss resident communications including construction activities and/or requested maintenance;
 - (a) Proposed improvements at park and community center;
14. Status of the District's Stormwater Management Program ("SWMP"), including any training necessary under the SWMP and comments from the public;
 - (a) Status of sewer medallion project;
15. Issuance of utility commitments;

16. Bookkeeper's Report, including financial and investment reports and authorizing the payment of invoices presented;
17. Status of compliance by the District with Texas Government Code, Chapter 2265, relative to energy reporting;
18. District website report;
19. Status of compliance with annual cybersecurity training as required by Chapter 2054, Texas Government Code, and authorize any required reporting to the Texas Department of Information and Resources;
20. Authorize attorney to file Eminent Domain Report with the Texas Comptroller of Public Accounts prior to February 1, 2021, pursuant to § 2206.154, Texas Government Code;
21. Adoption of Resolution Casting Vote for Candidate for Appointment to San Jacinto River Authority's GRP Contract Review Committee;
22. Attorney's Report;
 - (a) Impact of COVID-19 pandemic on District operations and related matters; and
 - (b) Discuss scheduling of special meeting to canvass results of Directors Election;
23. Convene in executive session for consultation with attorney pursuant to Open Meetings Act, Section 551.071, Texas Government Code;
24. Reconvene in open session and authorize any necessary action resulting from executive session; and
25. Matters for possible placement on future agendas.

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

By: Spencer W. Creed
Spencer W. Creed
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.

568430