

## NOTICE OF MEETING

### NORTH FORT BEND WATER AUTHORITY

The Board of Directors (the "Board") of North Fort Bend Water Authority (the "Authority") will hold a regular meeting on **Thursday, November 17, 2022, at 6:00 p.m.**, at the offices of BGE, Inc., 10777 Westheimer, 1st Floor, Lubbock Conference Room, Houston, Texas, with supplemental access by Zoom teleconference and/or videoconference.

**REGISTRATION IS REQUIRED FOR IN-PERSON OR VIRTUAL ATTENDANCE.\*** Registration for in-person attendance may be completed by sending an email request to [NFBWA@ABHR.com](mailto:NFBWA@ABHR.com). Upon registration for in-person attendance, an email confirmation will be provided.

**Registration for virtual attendance may be completed at:**

<https://us06web.zoom.us/meeting/register/tZYtcu2grD0pHtQgcnao2GxjWj5iSezS5CY6>. Upon registration for virtual attendance, a telephone number to join via teleconference, a link to join via videoconference, and a password to access the conference will be provided.

During the meeting, the Authority's Board may discuss and, if appropriate, act upon the following items:

1. Comments from the public.
2. Approve minutes.
3. Public communication matters, including presentations, website matters, attendance at conferences, membership in organizations, townhall meetings, distribution of newsletters, activity updates, and other publications, and approve related proposals, contracts, and contract amendments, if any.
4. Water conservation and reuse matters, including proposals and agreements for water conservation and reuse analysis, Integrated Water Management Planning, effluent reuse credit agreements, W.I.S.E. Guys Irrigation System Evaluation Program, and water conservation programs, and approve related marketing and education materials, proposals, contracts, license agreements, and contract amendments, if any.
5. Authority financial statements for fiscal year end December 31, 2022, including:
  - a. authorize auditor to prepare and conduct audit of financial statements; and
  - b. engage accounting firm to review audited financial statements.
6. Contracts, proposals, and work orders for services related to communications, legal, legislative support services, auditing, financial advisory, rate consulting, bookkeeping, billing, operating, marketing, web and telecommunication services, trademark, copyright, spokesperson, software, licensing, and appraisal services, including approve contracts, proposals, and work orders, approve amendments to contracts and proposals, approve assignment of contracts, approve termination of contracts, and approve legal conflicts waivers, if any.

7. Financial and bookkeeping matters, including payment of Authority's bills, online pumpage and surface water reporting system, correspondence, rate challenges, quarterly investment report, and budget for fiscal year end December 31, 2023.
8. Conduct hearing regarding any delinquent fees and rule violations, impose civil penalties, and engage collection attorney.
9. Conduct annual review of Investment Policy and adopt Resolution Regarding Annual Review of Investment Policy.
10. Review, revise, and adopt Resolution Establishing the Authorized Depository Institutions and Adopting List of Qualified Broker/Dealers with Whom the District May Engage in Investment Transactions.
11. Operation of Authority facilities, including inspections, repairs, maintenance, weatherization, insurance claims, COVID-19 epidemic operational impacts, fee adjustment credits, implementation of Drought Contingency Plan, and related proposals.
12. Regulatory matters, including:
  - a. Fort Bend Subsidence District matters, including Regulatory Plan, rules and regulations, and water well permitting; and
  - b. Authority Groundwater Reduction Plan, including amendments, and Authority requirements for conversion to surface water and chloramines conversion, including district/user design submittals, requests for variance from reimbursement policy for chloramines conversion, reimbursement to districts, sale of groundwater or over-conversion credits, early conversion and water distribution line financing agreements, water supply agreements, Groundwater Reduction Plan Participation Agreements and amendments, annexation notices, and requests for exclusion.
13. Engineering matters, including:
  - a. routing analyses, right-of-way acquisition, and design standards for Authority facilities, including authorize revised scopes of work, approve routing analysis reports and value ranges, authorize surveying and environmental analysis, authorize negotiation of contracts, approve contracts and proposals, approve plans and specifications, and authorize advertisement for bids, if applicable;
  - b. Authority construction projects and contracts, including review bids and award contracts for construction, approve contracts and proposals for material testing and storm water management, authorize notices to proceed, authorize execution of notices of intent, approve pay estimates, change orders, and final acceptance and direct engineer to notify insurance company of acceptance and update Critical Load Spreadsheet, and authorize any necessary termination, as appropriate; and
  - c. Authority facilities, projects, and communication systems matters, and services related to engineering, including smart meter installation program, water blending study, encroachment and crossing matters,

authorize negotiation of contracts, authorize advertisement for bids, approve contracts and proposals, authorize notices to proceed, approve amendments, change orders, increased budget allocations, and revised scopes of work, engineering proposals, receive updates on reports and studies, and approve reports and studies, as appropriate.

14. Regional Planning matters, including:
  - a. joint projects with West Harris County Regional Water Authority, including Bellaire Pump Station, Surface Water Supply Project matters, Joint Facilities Committee meetings, and realty interest matters; and
  - b. City of Houston water supply matters, including Luce Bayou Project, Northeast Transmission Line, Northeast Water Purification Plant Expansion Project, and Lease of Water Rights.
15. Participation as Amicus Party in:
  - a. *San Jacinto River Authority v. City of Conroe and City of Magnolia*; and
  - b. *Hidalgo County Water Improvement District No. 3 v. Hidalgo County Water Irrigation District No. 1*.
16. Financing Plan matters, including:
  - a. State Water Implementation Revenue Fund for Texas funding for regional projects, including:
    - i. escrow release applications; and
    - ii. \$23,110,000 Water System Junior Lien Revenue Bonds, Series 2022, including authorize distribution of bond proceeds;
  - b. Texas Water Development Board Clean Water State Revolving Fund funding for reuse projects, including escrow release applications and Loan Forgiveness Agreement Amendments; and
  - c. Note Purchase Agreement with JPMorgan Chase Bank, N.A., including financial reporting submissions.
17. Realty interest acquisition, including:
  - a. accept, convey, or release easements and deeds;
  - b. approve assignments of easements and deeds, water line easement agreements, letters of intent, confidentiality agreements, purchase and sale agreements, right-of-entry agreements, license agreements, encroachment agreements, letters of no objection, permits, and legal conflict waivers, if any; and
  - c. authorize appraisal services and final offers in conjunction with property acquisition.
18. Meeting planning and scheduling matters.
19. Convene Executive Session to: (i) discuss the purchase, exchange, lease, or value of real property pursuant to Section 551.072, Texas Government Code, and (ii) consultation with attorney pursuant to Section 551.071, Texas Government Code.

20. Reconvene in Open Session and authorize appropriate action regarding matters discussed in Executive Session.



*David M Oliver Jr*  
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Attorney for the District

\*The Board will conduct an in-person meeting at its physical meeting location. In order to provide additional public access, the Board is making available a Zoom teleconference and/or videoconference option for members of the public to attend the meeting and to address the Board. While members of the public may attend the meeting in-person, physical attendance is limited based on building capacity restrictions. Once the capacity limit has been reached through registrations, all other registrants must register and participate via virtual attendance. Members of the Board may also participate by videoconference in accordance with the requirements of the Texas Open Meetings Act, provided a quorum of the Board is physically present at the meeting location. An electronic copy of the agenda packet (which consists of the regular reports presented to the Board by its consultants) can be found on the Authority's website at <https://www.nfbwa.com/>.