

## **BARKER-CYPRESS MUNICIPAL UTILITY DISTRICT**

### **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 meeting at 18650 Clay Road, Houston, Harris County, Texas, 77084, said address being an office and meeting place of the District.

#### **The meeting will be held on Monday, January 10, 2022, at 6:00 P.M.**

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

1. Public comments;
2. Review and approve minutes of the November 23, 2021, December 6, 2021, and December 13, 2021, Board of Directors meetings;
3. Consider the following related to issuance of the District's Unlimited Tax Refunding Bonds, Series 2022 (the "Refunding Bonds"):
  - a) establish parameters for sale of Refunding Bonds pursuant to Texas Government Code, Section 1207.007;
4. Approval of Preliminary Official Statement in connection with the issuance of the District's Refunding Bonds and authorize distribution of same;
5. Approval of an Order authorizing the issuance of the District's Refunding Bonds, including delegation of authority pursuant to Texas Government Code Section 1207.007; and approval of form of bond purchase agreement;
6. Authorize the District's consultants to proceed with the preparation of a final Plan of Financing in connection with the Refunding Bonds;
7. Approval and execution of a Paying Agent/Registrar Agreement in connection with the Refunding Bonds;
8. Approval and execution of an Escrow Agreement with Regions Bank in connection with the Refunding Bonds;
9. Authorize the completion and distribution of a Final Official Statement in connection with the Refunding Bonds;
10. Authorize subscription for and purchase of U.S. Government Securities (state and local government series or open market securities) in connection with the issuance of the Refunding Bonds, if applicable;

11. Authorize bookkeeper to issue wire for Attorney General's fees;
12. Authorize execution of various additional documentation for inclusion in the transcript of proceedings to be submitted to the Attorney General of the State of Texas;
13. Authorize designated Board officer(s) to:
  - a) execute Pricing Certificate and Bond Purchase Agreement relative to the Refunding Bonds;
  - b) authorize disbursement of bond proceeds relative to the Refunding Bonds;
  - c) authorize execution of closing documentation relative to the Refunding Bonds;
  - d) authorize execution and filing of Internal Revenue Service reporting forms relative to the Refunding Bonds;
  - e) authorize District's disclosure counsel to file material events notice relative to bonds to be refunded by the Refunding Bonds; and
  - f) Such other matters and take any necessary action relating to the issuance of the Refunding Bonds;
14. Tax Assessor-Collector's Report, including authorizing payment of invoices presented, approve moving accounts to uncollectible roll and status of delinquent tax accounts;
15. Report and legal action taken by the District's delinquent tax collections attorney, including authorizing foreclosure proceedings, installment agreements, and filing of proofs of claim;
16. Operation and Maintenance Report, including:
  - a) Authorizing the repair and maintenance of District facilities and property, including:
    - i) Replacement and/or testing of water meters in the District;
  - b) Consider referral of accounts for collection and approve write-off of uncollectible accounts; and
  - c) Appeals of District charges;
17. Status of Waste Disposal Agreements with Bear Creek Estates customers, including:
  - a) Status of cleaning and televising and/or repair of the private sanitary sewer system; and
  - b) Status of communications with customers regarding same;
18. Engineering Report, including:
  - a) Authorize the design and/or advertisement for bids for the construction and/or repair of facilities within the District, and approval of related storm water plans, including:

- i) Review and approval of any Storm Water Pollution Prevention Plans or Storm Water Quality Management Plans related to construction within or on behalf of District, and the execution of any documentation in connection therewith;
- b) Authorize the award of construction contracts or concurrence in award of contracts for the construction of facilities to serve property within the District, approval of TEC Form 1295, and approval of any related storm water permits, including:
  - i) 2021 Water Plant Improvements; and
  - ii) Perimeter fencing for Pine Forest Green detention pond;
- c) Status of construction and/or maintenance of facilities to serve land within the District, including the approval of any change orders, including:
  - i) Status of Langham Creek Utility District ("LCUD") Wastewater Treatment Plant, Sanitary Sewer Rehabilitation project;
  - ii) Status of LCUD Solids Dewatering Improvements;
  - iii) Status of LCUD WWTP Inspection;
  - iv) Status of Jackrabbit Road Public Utility District Wastewater Treatment Plant Improvements project, including SCADA System and Flood Wall Protections projects;
  - v) 2020 Sanitary Sewer Rehabilitation (Texas Pride Utilities); and
  - vi) Queenston Boulevard Sanitary Sewer Extension (Aranda Industries, LLC); and
  - vii) Lakes of Pine Forest submerged storm sewer cleaning and televising Phase I (Inframark);
- d) Acceptance of site and/or easement conveyances for facilities constructed or to be constructed for the District, acceptance of facilities for operation and maintenance purposes, and/or approval of consent to encroachment agreements;
  - i) Status of Encroachment Agreement with Reserve at Queenston;
- e) Status of Industrial Waste Order(s) for the District and associated sample testing, including notice(s) of violation;
- f) Status of discussions with Lakes of Pine Forest Homeowners Association , including:
  - i) Maintenance items and monthly invoicing; and
  - ii) Items arising from annual inspection of Storm Water Quality Pond;
- g) Discussions with developer concerning detention pond maintenance for Cordoba Estates; approval of any associated maintenance agreement;
- h) Status of Annual Water Plant Inspection;
- i) Status of compliance with Chapter 191, Texas Natural Resources Code ("Antiquities Code"); and
- j) Update to Capital Improvements Plan;

19. Approval of utility commitment request(s);

20. Bookkeeper's report;
21. Discussion regarding Association of Water Board Directors conference;
22. Review of security report from Harris County Sheriff's Office;
23. Approval of Agreement between the District and LCUD concerning the District's provision of water and sewer services to Cordoba Estates project;
24. Ratify matters related to Directors Election to be called for May 7, 2022, including (i) notification to Harris County officials that the District intends to participate in the joint election; (ii) publication of notice regarding accessible voting systems, and (iii) posting of Notice Regarding Candidate Filing Period;
25. Attorney's Report;
26. Closed Session for consultation with attorney regarding pending or threatened litigation and/or matters protected by attorney-client privilege pursuant to Section 551.071, Texas Government Code, as amended, and/or to discuss acquisition of interests in real property pursuant to Section 551.072, Texas Government Code, as amended, and/or to discuss security matters pursuant to Section 551.076, Texas Government Code, as amended;
27. Reconvene in Open Session and authorize any action resulting from matters discussed in Closed Session; and
28. Consideration of 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.***