

**FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 94**

**NOTICE OF SPECIAL 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 special public meeting at 1300 Post Oak Boulevard, Suite 1400, Houston, Harris County, Texas, said address being an office and meeting place of the District.

**The meeting will be held on Friday, August 26, 2016, at 12:00 Noon.**

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

1. Review and approval of the minutes of the April 20, 2016, Special Board of Directors meeting;
2. Acceptance of Qualification Statements, Bonds, Oaths of Office, Affidavits of Current Director and Elections Not to Disclose Certain Information for Directors Gaytan, Hartfiel and Holguin;
3. Approval of District Registration Form relative to election of Directors;
4. Election of officers of Board of Directors;
5. Tax Assessor-Collector Report, status of delinquent tax collections, authorize moving of accounts to uncollectible roll and authorize payment of invoices presented;
6. Report and legal action taken by the District's delinquent tax collections attorneys, including authorizing foreclosure proceedings, installment agreements and the filing of proofs of claim;
7. Receive the Financial Advisor's recommendation concerning the District's proposed 2016 tax rate, determine intended tax rate, and authorize:
  - a. The required notice that the Board will consider adoption of a tax rate; and
  - b. The means of providing such notice;
8. Review Disclosure Statement of Municipal Advisor and Regulatory Disclosure regarding Municipal Advisory Agreement under MSRB Rule G-42;
9. Consider the following related to issuance of the District's Unlimited Tax Refunding Bonds, Series 2016 (the "Refunding Bonds"):
  - a. Review Financial Advisor's proposed Plan of Financing;
  - b. Establish parameters for sale of Refunding Bonds pursuant to Texas Government Code, Section 1207.007, and authorize the District's

consultants to proceed with the preparation of a final Plan of Financing and Pricing Certificate in connection with the Refunding Bonds;

- c. Approval and execution of an Order authorizing the issuance of the Refunding Bonds, including delegation of authority pursuant to Texas Government Code Section 1207.007;
  - d. Designation and approval of underwriter(s), including designation of Board officer(s) to receive and acknowledge MSRB Rule regarding disclosure of role, compensation, material conflicts of interest and material financial characteristics and risks of the financial structure provided by the approved underwriter(s); and approval of form of bond purchase agreement;
  - e. Engagement of Special Tax Counsel;
  - f. Designation of Paying Agent/Registrar, approval of execution of Paying Agent/Registrar Agreement; approval of execution of Agreement with Paying Agent for refunded bonds, if applicable;
  - g. Designation of Escrow Agent and approval of execution of an Escrow Agreement;
  - h. Designation of Verification Agent;
  - i. Approval of Preliminary Official Statement in connection with the issuance of the Refunding Bonds and authorize distribution of same; and authorize the completion and distribution of a Final Official Statement;
  - j. Authorize subscription for and purchase of U.S. Government securities or open market securities in connection with the issuance of the Refunding Bonds, if applicable;
  - k. Authorize bookkeeper to issue check for Attorney General's fees;
  - l. 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; and
  - m. Authorize submitting required documentation to City of Rosenberg;
10. 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; and
  - e. Authorize District's disclosure counsel to file material events notice relative to bonds to be refunded by the Refunding Bonds;
11. Such other matters and take any other necessary action relating to the issuance of the Refunding Bonds, including acceptance of Texas Ethics Commission Forms 1295 as and if necessary for the above;
12. Engineer's Report;
13. Bookkeeper's report, financial and investment reports, including:
- a. Authorizing the payment of invoices presented; and
  - b. Report on discussion with IRS relative to alleged underpayment for tax year 2011;
14. Attorney's Report;
- a. Open Records Act request from American Transparency;
  - b. Conflicts disclosure forms relative to Investment Officer; and
  - c. Notices from City of Rosenberg regarding vacant tracts;
15. Comments from the public; and
16. Matters for possible placement on future agenda.



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

By: Martha Bersch

Martha T. Bersch  
Attorneys for the District