

FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 35,
OF FORT BEND COUNTY, TEXAS

Minutes of Meeting of Board of Directors
March 4, 2026

The Board of Directors ("Board") of Fort Bend County Municipal Utility District No. 35, of Fort Bend County, Texas ("District"), met in regular session on March 4, 2026, at 1300 Post Oak Boulevard, Suite 2500, Houston, Harris County, Texas 77056, in accordance with the duly posted notice of public meeting, and the roll was called of the duly constituted officers and members of said Board, as follows:

Piero Battistini	President
Sergio Handal	Vice President
Trevor Eynon	Secretary
Shah Haleem	Assistant Secretary
Garima D. Gupta	Assistant Secretary

and all of said persons were present, except Directors Handal and Haleem, thus constituting a quorum. Directors Handal and Haleem entered the meeting after it was called to order as noted herein.

Also present were: Darrell Hawthorne of Municipal Accounts & Consulting, L.P. ("MAC"); Esther Flores of Tax Tech, Inc. ("Tax Tech"); Jeff Safe of Brown & Gay Engineers, Inc. ("BGE"); Dawn Mouton and Allen Jenkins of Inframark, LLC ("Inframark"); Cheyenne Evans of Champions Hydro-Lawn, Inc. ("Champions"); Wouter Blakborn of Apollo IT Consulting ("Apollo"); Christie Leighton of Best Trash, Inc. ("Best Trash"); Aimee Ordeneaux and Rose Montalbano of Texas Pride Disposal ("Texas Pride"); Avik Bonnerjee of B&A Municipal Tax Service, LLC ("B&A"); Arya Karve and Jim Warren as members of the public; and Kate Henderson and Kate Gribble of Schwartz, Page & Harding, L.L.P. ("SPH").

The President called the meeting to order and declared it open for such business as might regularly come before it.

COMMENTS FROM THE PUBLIC

The Board began by opening the meeting for public comments. No comments from the public were presented.

APPROVAL OF MINUTES

As the next order of business, the Board considered approval of the minutes of its meetings held on February 4, 2026, and February 18, 2026. After discussion, Director Battistini moved that the minutes for the February 4, 2026, Board meeting be approved, as written. Director Gupta seconded said motion, which unanimously carried. The Board deferred approval of the minutes of its February 18, 2026, Board meeting at this time.

STATUS OF CONTINUING DISCLOSURE REPORT

Ms. Henderson advised the board that the annual continuing disclosure report will be filed by McCall, Parkhurst & Horton L.L.P., the District's continuing disclosure counsel, prior to the March 30, 2026, deadline.

BOOKKEEPER'S REPORT

Mr. Hawthorne presented to and reviewed with the Board the Bookkeeper's Report prepared by MAC dated March 4, 2026, a copy of which is attached hereto as **Exhibit A**, including a Quarterly Investment Inventory Report for the investment period ending December 31, 2025. Mr. Hawthorne also presented the EVO Metrics Report for the District, a copy of which is included with the Bookkeeper's Report. Following discussion, it was moved by Director Battistini that (i) the Bookkeeper's Report be approved and the disbursements identified therein be approved for payment, and (ii) the Quarterly Investment Inventory Report be approved, as presented, and the Investment Officers of the District be authorized to execute same on behalf of the District. Director Eynon seconded said motion, which unanimously carried.

Director Handal entered the meeting during the above discussion.

TAX ASSESSOR-COLLECTOR REPORT

Ms. Flores presented to and reviewed with the Board the Tax Assessor-Collector Report for the month ending February 28, 2026, a copy of which is attached hereto as **Exhibit B**. Following discussion, it was moved by Director Gupta, seconded by Director Battistini and unanimously carried, that the Tax Assessor-Collector Report be approved as presented and that the disbursements identified therein be approved for payment.

SALES AND USE TAX AUDIT REPORT FROM B&A

Mr. Bonnerjee presented to and reviewed with the Board the Sales and Use Tax Audit Report prepared by B&A, a copy of which is attached hereto as **Exhibit C**. After discussion, it was noted that no action was required by the Board in connection with the Sales and Use Tax Audit Report at this time.

UNCLAIMED PROPERTY REPORT

The Board considered authorizing the preparation of Unclaimed Property Reports as of March 1, 2026. After discussion on the matter, Director Battistini moved that the District's consultants be authorized to research the District's accounts to determine whether the District has unclaimed property and the District's Bookkeeper and/or Tax Assessor/Collector be authorized to prepare such report for the Board's approval. Director Eynon seconded said motion, which unanimously carried.

DELINQUENT TAX REPORT

Ms. Henderson reported that a Delinquent Tax Report was not received this month from Perdue, Brandon, Fielder, Collins & Mott, L.L.P., the District's delinquent tax collections attorneys.

FORT BEND COUNTY CONSTABLE'S OFFICE ("FBCCO") ACTIVITY REPORT

Ms. Henderson presented Monthly Contract Deputy Activity Report for the month of February 2026, prepared by the FBCCO, a copy of which are attached hereto as **Exhibit D**. It was noted that no action was required by the Board in connection with the FBCCO Report at this time.

ENGINEER'S REPORT

Mr. Safe presented to and reviewed with the Board a written Engineer's Report dated March 4, 2026, a copy of which is attached hereto as **Exhibit E**, relative to the status of various engineering and construction projects within the District, and discussed the matters contained therein. Following discussion, it was moved by Director Battistini, seconded by Director Handal and unanimously carried, that the Engineer's Report and all action items listed therein be approved, including concurrence in Fort Bend County Municipal Utility District No. 34's ("No. 34") authorization for BGE to advertise for bids in connection with the Wastewater Treatment Plant No. 1 Rehabilitation project.

Mr. Bonerjee exited the meeting during the above discussion.

RESOLUTION ADOPTING PREVAILING WAGE RATE SCALE

Ms. Henderson presented to the Board for review and approval a Resolution Adopting Prevailing Wage Rate Scale for Construction Projects, a copy of which is attached hereto as **Exhibit F**. She reviewed various provisions of the Resolution with the Board. Ms. Henderson advised the Board that the District previously adopted the wage rates for Fort Bend County, and noted that BGE is recommending that the District adopt the Department of Labor's updated wage rates for Fort Bend County effective January 1, 2026, and discussed same in detail with the Board. After discussion and consideration of the survey and the proposed Resolution, Director Handal moved that the Board adopt the Resolution with Exhibit "A" to same reflecting the wage rates for the Department of Labor for Fort Bend County, and that the President and the Secretary be authorized to execute and attest same on behalf of the Board and the District. Director Battistini seconded said motion, which unanimously carried.

RESOLUTION CONCERNING DEVELOPED DISTRICT STATUS FOR 2026

Ms. Henderson next advised the Board that the procedures involved in setting a tax rate each year applicable to a particular district will depend, in part, upon whether it is determined to be a "Developed District" under Texas Water Code Section 49.23602. Ms. Henderson then reviewed with the Board a worksheet completed by BGE to assist the Board in making this determination, along with a Resolution Concerning Developed District Status for 2026 Tax Year, a copy of which is attached hereto as **Exhibit G**. She advised the Board that pursuant to said

worksheet the District is a "Developed District." Following discussion, upon motion made by Director Eynon, seconded by Director Battistini and unanimously carried, the Board determined that the District shall be considered a Developed District for the 2026 Tax Year and adopted the attached Resolution.

DETENTION AND DRAINAGE FACILITIES REPORT

Ms. Evans next presented to and reviewed with the Board a Detention and Drainage Facilities Report ("D&D Report") dated March 4, 2026, prepared by Champions, for Little Prong Creek ("LPC") and corresponding photographs, a copy of which is attached hereto as **Exhibit H**. Ms. Evans then presented to and reviewed with the Board a proposal for repair of the overflow swale that is retaining water as depicted on page 4 of the D&D Report, a copy of which is included with the D&D Report. Mr. Safe next advised the Board there is damage to the Shoresox barrier, as depicted on page 13 of the D&D Report, and that BGE has contacted Shoresox to determine the cause of damage to the barrier per a request made by No. 34. Following discussion, it was moved by Director Handal, seconded by Director Battistini, and unanimously carried, that the proposal for repair of the swale be approved in the amount of \$7,512.50, subject to approval by No. 34.

PARKS FACILITIES REPORT

Ms. Evans next presented to and reviewed with the Board a Parks Report dated March 2026, prepared by Champions, for the District's Family Park and Dog Park (the "Parks"), a copy of which is attached hereto as **Exhibit I**. Ms. Evans then presented to and reviewed with the Board: (i) a proposal for irrigation repairs at the Parks and (ii) a proposal for repair of four (4) gate latches at the District's Dog Park, copies of which are included with **Exhibit I**. She also provided the Board with renderings of benches to be replaced at the Parks, copies of which are included with **Exhibit I**. Following discussion, it was moved by Director Battistini, seconded by Director Haleem, and unanimously carried, that the Board approve (i) the proposal for irrigation repairs in the amount of \$1,310.00, and (ii) the proposal for repair of gate latches at the District's Dog Park in the amount of \$233.15.

Ms. Henderson then advised the Board that the District received a request from a resident for replacement of sod at the District's Dog Park in areas that are not covered by grass. Ms. Evans advised that Champions does not recommend repairing those areas with sod and will evaluate the possibility of seeding those areas.

STORMWATER MANAGEMENT PROGRAM ("SWMP")

The Board next considered the status of the District's SWMP. Ms. Henderson noted that there were no updates at this time.

OPERATIONS AND MAINTENANCE REPORT

Ms. Mouton presented to and reviewed with the Board the Operations and Maintenance Report ("O&M Report") for the month of January 2026, a copy of which is attached hereto as **Exhibit J**. Ms. Mouton then reported that the District had approximately 95% water accountability for the reporting period and discussed repairs made throughout the District. Ms. Mouton next

advised that Seven Meadows Community Association, Inc. ("Seven Meadows") has paid the water bill for the water loss incurred as a result of damage to the main water line near Nettleleaf Garden Drive and Chamomile Meadow Trail. She then presented fourteen (14) accounts to be referred to collections in the total amount of \$7,744.08. A discussion ensued regarding high usage by District customers. Following discussion, the Board concurred that Inframark be authorized to send high usage letters to the ten (10) customers with highest usage water bills.

Ms. Mouton next discussed with the Board a request from Seven Meadows for the repair of an ADA pedestrian ramp located near 5315 Everhard Manor that is holding water. She advised Inframark has inspected the nearby manhole and determined there was no infiltration. Ms. Henderson further advised that the ramp is not a District facility and that the District is not responsible for maintaining same or complying with ADA requirements.

Ms. Mouton then presented to and reviewed with a revised proposal for the Year 4 of 5 Sanitary Sewer Televising and Cleaning Project, a copy of which is included with the O&M Report. Following discussion, it was moved by Director Battistini, seconded by Director Gupta, and unanimously carried, that (i) Inframark be authorized to refer fourteen (14) delinquent accounts to collections, as recommended by Inframark, (ii) the Board approve the proposal for Year 4 of 5 Sanitary Sewer Televising in the amount of \$53,904, (iii) the Board ratify its prior approval and execution of the North Fort Bend Water Authority ("NFBWA") Water Usage Reporting Form for the 2025 calendar year in all respects, (iv) the Board approve the 2026 water loss audit and authorize Inframark to file same with the Texas Water Development Board ("TWDB"), (v) the Board authorize Inframark to prepare and file the Annual Implementation Report regarding the water conservation plan with the NFBWA and TWDB prior to the May 1, 2026, deadline, and (vi) the Board authorize SPH to prepare correspondence to Seven Meadows regarding the request for repair of an ADA pedestrian ramp to advise its Board of Directors that the District does not own the ADA ramp and is not responsible for ADA requirements for same.

SUBMISSION OF CRITICAL LOAD STATUS INFORMATION TO ELECTRICITY PROVIDERS

Ms. Henderson reported that Section 13.1396 of the Texas Water Code requires that a district must annually submit to each electric distribution utility and each retail electric utility provider a list of its facilities which may qualify for critical load status and various emergency contact information for a determination that the facilities qualify for critical load status. After discussion on the matter, Director Handal moved that the District's Engineer and/or Operator be authorized to make such annual filings on behalf of the District. Director Battistini seconded the motion, which carried unanimously.

ENVIRONMENTAL PROTECTION AGENCY'S ("EPA") FINAL NATIONAL PRIMARY DRINKING WATER REGULATION FOR PFAS

The Board deferred consideration of the status of the District's compliance with the EPA's final National Primary Drinking Water Regulation for PFAS.

DISTRICT WEBSITE AND MASS NOTIFICATION MESSAGING MATTERS

The Board deferred consideration of the continued operation of the District's website and its mass notification system.

RENEWAL OF INSURANCE COVERAGES

The Board next considered the renewal of the District's various insurance coverages expire on March 31, 2026. In that regard, the Board discussed the proposal received from the District's current insurance provider, McDonald & Wessendorff Insurance ("McDonald"), a copy of which is attached hereto as **Exhibit K**. Ms. Henderson reminded the Board that it authorized SPH to solicit a proposal from Arthur J. Gallagher & Co, but that the underwriters were unable to submit a proposal in time for the Board meeting. After discussion, Director Handal moved that the proposal from McDonald be accepted, and that the President be authorized to execute the accepted proposal on behalf of the Board and the District. Director Battistini seconded the motion, which carried unanimously.

PROPOSALS FOR RESIDENTIAL GARBAGE COLLECTION AND RECYCLING SERVICES

Ms. Leighton exited the meeting at this time.

Ms. Ordaneaux next presented to and reviewed with the Board a proposal provided by Texas Pride for garbage and recycling services, a copy of which is attached hereto as **Exhibit L**, and discussed with the Board terms and pricing being offered by Texas Pride for a five (5) year term.

Ms. Leighton re-entered the meeting following the above discussion and Ms. Ordaneaux and Ms. Montalbano exited the meeting.

Ms. Leighton next discussed the District's current service and pricing for garbage and recycling services. Following discussion, the Board deferred consideration of a proposal for garbage and recycling services and requested that Ms. Leighton inquire with Best Trash regarding a competitive base rate for the next five years.

Ms. Leighton exited the meeting following the above discussion.

MATTERS RELATED TO MAY 2, 2026, DIRECTORS ELECTION

Ms. Henderson advised there are no updates on issues related to the District's Directors Election (the "Election") to be held on May 2, 2026.

ATTORNEY'S REPORT

The Board considered the attorney's report. In connection therewith, Ms. Henderson updated the Board on her communications with CenterPoint Energy ("CenterPoint") regarding the

conversion of LED bulbs and painting of the decorative light poles in the community by CenterPoint.

CLOSED SESSION

The Board announced at 2:18 p.m. that it would convene in Closed Session, as authorized pursuant to Texas Government Code, Section 551.071 to discuss matters protected by attorney-client privilege. All those in attendance, with the exception of the Board, Ms. Gribble and Ms. Henderson, exited the meeting at this time.

RECONVENE IN OPEN SESSION

The Board reconvened in Open Session at 2:26 p.m. with the Board, Mr. Blackburn, Mr. Warren, Ms. Karve, Ms. Gribble, and Ms. Henderson in attendance. No action was taken with regard to matters discussed in Closed Session.

PROPOSALS FOR RESIDENTIAL GARBAGE COLLECTION AND RECYCLING SERVICES (CONT'D)

The Board then further discussed the proposals from Texas Pride and Best Trash. Following discussion, no action was taken by the Board at this time.

FUTURE AGENDA ITEMS

The Board considered items for placement on future agendas. No other specific agenda items other than routine and ongoing matters, or those discussed above, were requested.

ADJOURNMENT OF MEETING

There being no further business to come before the Board, Director Handal moved that the meeting be adjourned. Director Battistini seconded said motion, which unanimously carried.



Secretary, Board of Directors

Table of Exhibits

- Exhibit A: Bookkeeper's Report
- Exhibit B: Tax Assessor-Collector's Report
- Exhibit C: Sales and Use Tax Audit Report
- Exhibit D: FBCCO Monthly Activity Report
- Exhibit E: Engineer's Report
- Exhibit F: Resolution Adopting Prevailing Wage Rate Scale for Construction Projects
- Exhibit G: Resolution Concerning Developed District Status for 2026 Tax Year
- Exhibit H: Detention and Drainage Facilities Report
- Exhibit I: Parks Report
- Exhibit J: Operations and Maintenance Report
- Exhibit K: Insurance Proposal from McDonald & Wessendorff Insurance for 2026 - 2027 Term
- Exhibit L: Texas Pride Disposal Proposal for Garbage and Recycling Services