

CERTIFICATE FOR
RESOLUTION ADOPTING PREVAILING WAGE RATE SCALE
FOR CONSTRUCTION PROJECTS

THE STATE OF TEXAS
COUNTY OF HARRIS
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 136

We, the undersigned officers of the Board of Directors (the "Board") of Harris County Municipal Utility District No. 136 (the "District"), hereby certify as follows:

1. The Board convened in regular session, open to the public, on February 9, 2006, at the Deerfield Village Community Center, 4045 Deerfield Village Drive, Houston, Harris County, Texas 77084, and the roll was called of the members of the Board, to-wit:

Steve Dornak, President
Neil Polansky, Vice President
James S. Hewlett, Second Vice President
Jay Singleton, Secretary
Barry Greer, Assistant Secretary

All members of the Board were present, except the following: _____, thus constituting a quorum. Whereupon among other business, the following was transacted at such Meeting: A written

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as duly introduced for the consideration of the Board and read in full. It was then duly moved and seconded that such Resolution be adopted; and, after due discussion, such motion, carrying with it the adoption of such Resolution, prevailed and carried by the following votes:

AYES: _____ NOES: _____

2. A true, full, and correct copy of the aforesaid Resolution adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; such Resolution has been duly recorded in the Board's minutes of such Meeting; the above and foregoing paragraph is a true, full, and correct excerpt from the Board's minutes of such Meeting pertaining to the adoption of such Resolution; the persons named in the above and foregoing paragraph are the duly chosen qualified, and acting officers and members of the Board as indicated therein; each of the officers and members of the Board was duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of such Meeting, and that such Resolution would be introduced and considered for adoption at such Meeting and each of such officers and members consented, in advance, to the holding of such Meeting for such purpose; and such Meeting was open to the public, and public notice of the time, place, and

purpose of such Meeting was given, all as required by Chapter 551, Texas Government Code, as amended, and Section 49.063, Texas Water Code, as amended.

SIGNED AND SEALED this _____.

Secretary, Board of Directors

President, Board of Directors

(DISTRICT SEAL)

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WHEREAS, Harris County Municipal Utility District No. 136 (the “*District*”) has been heretofore duly created and organized; and

WHEREAS, Chapter 2258, Texas Government Code (“*Chapter 2258*”), requires the District to determine the general prevailing rate of per diem wages for each craft or type of worker in the locality in which a construction project for the District is to be performed and the general prevailing rate of per diem wages for legal holiday and overtime work; and

WHEREAS, Chapter 2258, provides that a worker employed on a construction project by or on behalf of the District shall be paid not less than said general prevailing rates, as applicable; and

WHEREAS, Chapter 2258, provides that a contractor which is awarded a construction contract for the District, or a subcontractor of the contractor, shall pay not less than the rates determined as set forth above to a worker employed in the execution of such contract for a construction project; and

WHEREAS, Chapter 2258, applies to construction projects paid for in whole or in part from funds of the District, regardless of whether the work is done under the District’s supervision or direction; and

WHEREAS, the Board of Directors of the District (the “*Board*”) has determined to adopt a Prevailing Wage Rate Scale for Construction Projects for the District; Now, Therefore,

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 136, THAT:

Section 1: The Board has considered wages received by classes of workers employed on public works projects of Harris County, said projects being similar to the construction projects by or on behalf of the District and the Board has determined that the wage rates in the prevailing wage rate scale for construction projects adopted from time to time for Harris County, Texas are the general prevailing wage rates for construction projects by or on behalf of the District.

Section 2: A contractor or subcontractor on a construction project by or on behalf of the District shall maintain records as required by Chapter 2258 and shall be subject to the penalties, forfeitures, and withholding of money for failure to comply with this Resolution and/or pending a final determination of an alleged violation, as provided in Chapter 2258.

Section 3: The District’s engineer is hereby directed and authorized to specify the wage rates adopted hereunder in all specifications for bids and contracts for construction projects by or on behalf of the District.