

EAST MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 3
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 public meeting on **Thursday, June 20, 2024, at 3:30 p.m.** Members of the public may attend the meeting in person at **The Atrium Center, Room 109, 21575 U.S. Highway 59 North, New Caney, Texas,** said address being a meeting place of the District.

The subject of the meeting will be as follows:

1. Consider questions and comments from public (the Board imposes a three-minute speaking limit for each member of the public wishing to address the Board; comments will be closed after this item);
2. Review and approve the minutes of the Board of Director's meetings held on May 9, 2024, and May 30, 2024;
3. Consider acceptance of Qualification Statement and Oath of Office for elected directors;
4. Consider report on security in District, and the taking of any actions required in connection therewith;
5. Consider engagement of auditor for preparation of the District's audit report for fiscal year ending June 30, 2024;
6. Consider matters related to the District's \$4,650,000 Unlimited Tax Bonds, Series 2024 (the "Series 2024 Bonds"), including:
 - a) Consider approval of report relative to payment of proceeds of the District's Series 2024 Bonds, and consider authorizing disbursement of Bond proceeds in accordance with same;
 - b) Consider review, approval and authorizing the filing of Internal Revenue Service Form 8038-G relative to the Bonds;
 - c) Review and discussion of correspondence from bond counsel regarding expenditure and investment of bond proceeds and Internal Revenue Service restrictions on same;
 - d) Consider approval of closing memorandum and authorize distribution of funds in accordance with same, and the taking of any actions required in connection therewith;
 - e) Consider and act upon any other matters in connection with the issuance of the Bonds, including the approval and execution of various closing documents, including authorizing release of funds to the developers, and authorization for Bond Counsel to proceed with closing on the sale of the Bonds; and the taking of any actions required in connection therewith;
7. Consider the approval and execution of an Amendment to the Sixth Amended and Restated District Information Form with Map Attached relative to the Bonds;
8. Consider report on the status of collection of taxes, the status of collection of delinquent tax accounts, and the payment of invoices in connection therewith, and the taking of any actions required in connection therewith;
9. Consider authorizing the Delinquent Tax Collections Attorney to pursue the collection of delinquent taxes for 2023 and prior years, including the filing of lawsuits regarding same, as necessary;
10. Consider Wal-Mart industrial permit, including review of test results and fine and penalty spreadsheet relative to Wal-Mart discharge testing, and status of receipt of payment for fines previously assessed against Wal-Mart, and the taking of any other actions required in connection therewith;

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 713-942-9922 at least three business days prior to the meeting so that appropriate arrangements can be made.

11. (a) Consider authorizing the design, advertisement for bids and/or award of construction contracts or concurrence in the award of a contract for the construction of water, sanitary sewer and drainage facilities within the District, and the taking of any action required in connection therewith; including:
 - (i) review and approve plans and specifications for Permanent WWTP Phase II 0.30 MGD expansion;
 - (ii) review bids and authorize award of contract for construction of Phase III detention to serve the Industrial Park;
 - (iii) review bids and concur in award of contract by developer for construction of Porters Mill force main extension (Wal-Mart lift station to wastewater treatment plant);(b) Consider status of construction contracts, including the approval of any change orders and/or acceptance of facilities for operation and maintenance purposes, and the taking of any action required in connection therewith, including:

District projects:

 - (i) status of contract between AUC Group and the District for purchase and rehabilitation of wastewater treatment package plant;
 - (ii) status of contract between R&B Group, Inc. and the District for construction of Wastewater Treatment Plant Phase I permanent capacity – 0.30 MGD;
 - (iii) status of contract between Gemini Contracting Services and the District for modifications to Water Plant No. 1 and Water Plant No. 2;

DR Horton projects:

 - (iv) status of contract between developer and Advanced Construction & Development for construction of Porters Mill South Detention, Phase 1;
 - (v) status of contract between developer and Dimas Bros. Construction for construction of water, sewer and drainage facilities to serve Porters Mill South, Section 1;
 - (vi) status of contract between developer and Dimas Bros. Construction for construction of water, sewer and drainage facilities to serve Porters Mill South, Section 2;
 - (vii) status of contract between developer and Dimas Bros. for construction of drainage facilities to serve Porters Mill South, Section 3;
 - (viii) status of contract between developer and DC Contracting Services, LLC for construction of Porters Mill South Detention, Phase 2;
 - (ix) status of contract between developer and Dimas Bros. Construction for construction of water, sewer and drainage facilities to serve Porters Mill South, Section 4;(c) Consider acceptance of site and/or easement conveyances for facilities constructed or to be constructed for the District, including:
 - (i) Conveyance of Utility Facilities for construction of water, sewer and drainage facilities to serve Miller Heights Drive and Porters Mill Boulevard, Phase 3 (Durwood Green);
 - (ii) Conveyance of Utility Facilities for construction of water, sewer and drainage facilities to serve Porters Mill, Section 5 (C.E. Barker);and the taking of any actions required in connection therewith;
12. Consider applications for industrial permits in the District, including the review industrial permit fees and fines, and the taking of any actions required in connection therewith;
13. Consider report on District's water, sanitary sewer and storm sewer systems, including:
 - (i) Authorizing the repair and maintenance of District facilities, including status of blower repair and repair of Water Plant No. 1;
 - (ii) Review of monthly service billings and collections;
 - (iii) Compliance with waste discharge permits and water well permit;
 - (iv) Status of water production and distribution system;

- (v) Status of District water plants and water quality;
 - (vi) Appeals of District charges;
 - (vii) Status of permits, including response to permit information request received from the Lone Star Groundwater Conservation District;
 - (viii) Status of water usage balancing between the District's two (2) water wells; and the taking of any actions required in connection therewith;
14. Consider review of TNG contract charges, and the taking of any actions required in connection therewith;
 15. Consider approval of Amendment to District's Rate Order, and the taking of any actions required in connection therewith;
 16. Consider review and approval of contract for maintenance of District generators, including presentation by Worldwide Products, and the taking of any action required in connection therewith;
 17. Consider status of Lone Star Groundwater Conservation District, and the taking of any actions required in connection therewith;
 18. Consider status of development in District, and the taking of any actions required in connection therewith;
 19. Consider status of request for annexation of 34-acre tract, 18-acre tract, 1.3383-acre tract and 1-acre tract, including approval of:
 - i) Petition to the City of Conroe for Consent to Include Land in East Montgomery County Municipal Utility District No. 3;and the taking of any actions required in connection therewith;
 20. Consider the issuance of utility commitments or will serve letters, and the taking of any actions required in connection therewith;
 21. Consider financial and investment reports, including invoices presented, and the taking of any actions required in connection therewith, including authorizing the payment of invoices presented;
 22. Consider adoption of operating budget for fiscal year ended June 30, 2025;
 23. Consider adoption of Resolution Declaring Development Status of District, and the taking of any actions required in connection therewith;
 24. Consider status of filing Unclaimed Property Report with State Comptroller;
 25. Consider request from Records Management Officer to destroy notes of Board of Directors meetings from February 2023 to February 2024;
 26. Consider status of District website, and the taking of any actions required in connection therewith;
 27. Consider election of officers of Board of Directors; and

28. Consider matters for possible placement on future agendas.

(SEAL)



MARKS RICHARDSON PC

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