



The Board of Directors of New Caney Municipal Utility District of Montgomery County, held a Regular Meeting, open to the public April 20th, 2023, at 6:00pm, and the roll was called of the duly constituted officers to wit:

BILL SMITH-PRESIDENT
JERRY VERNON-VICE PRESIDENT
TONY MARTINEZ JR.-SECRETARY
ANNE VICKERY -ASSISTANT SECRETARY/ASSISTANT TREASURER

Thus, constituting a quorum.

MATTHEW PETERSON – TREASURER/ASSISTANT SECRETARY – Not Present
Also, present: Ricky McDonald-General Manager, Lisa Latham - Office Manager, Jackie Orrick – Office Assistant, Zachary Petrov with Johnson Petrov LLP, Bill Blicht – Financial Advisor, Jimmy Flowers – LJA Engineering, and Mark Neff.

Invocation

Meeting began at 6:00pm.

Approval of the Minutes

A motion was made by Jerry Vernon and seconded by Tony Martinez to Approve the March 16th, 2023 Regular Meeting Minutes. All voted for. Motion carried.

Citizens Presentations

No presentations given.

Old Business

Approve uncollectible accounts April 2023.

A motion was made by Jerry Vernon and seconded by Tony Martinez to Approve Uncollectible Accounts for April 2023 in the amount of \$339.82. All voted for. Motion carried.

Discuss Possible Acquisition of Easements and Approve any Necessary Action to be taken, including approval of Orders Declaring a Public Necessity and Authorizing the Institution of Condemnation Proceedings.

A motion was made by Anne Vickery and seconded by Jerry Vernon to Direct New Caney MUD'S Right of Way Agent, Jay Norris, to approach agent of discussed property on Strickland and begin negotiations with amounts discussed. All voted for. Motion carried.

Recess at 6:03pm.
Re-open at 6:38pm.

New Business

Discuss and Approve Estimate #2 for (E208-0500) Waterline Extension Phase "A" for Reddico Construction Company in the amount of \$181,521.25.

A motion was made by Jerry Vernon and seconded by Anne Vickery to Approve Estimate #2 for (E208-0500) Waterline Extension Phase "A" for Reddico Construction Company in the amount of \$181,521.25. All voted for. Motion carried.

Open and Approve Bids for the sale of Personal Property of New Caney Municipal Utility District.

A motion was made by Anne Vickery and seconded by Tony Martinez to approve and sell to the highest bidders. All voted for. Motion carried.

Bid Items Listed below.

1. A motion was made by Anne Vickery and seconded by Tony Martinez to sell the 2001 Ditch Witch Trencher Model 3700 to Van Johnson in the amount of \$5,250. All voted for. Motion carried.
2. A motion was made by Jerry Vernon and seconded by Anne Vickery to sell the 2015 ½ Ton Chevy Short Bed Truck Vin# 1GCNCPEC0FZ380339 to Kentech in the amount of \$9,500. All voted for. Motion carried.
3. A motion was made by Jerry Vernon and seconded by Tony Martinez to sell the Lincoln 200-AMP Gas Welder/Generator #1 to Julian Aguilera in the amount of \$1,250. All voted for. Motion carried.

4. A motion was made by Anne Vickery and seconded by Jerry Vernon to sell the Lincoln 200-AMP Gas Welder/Generator #2 to Jose Martinez in the amount of \$1,250. All voted for. Motion carried.
5. A motion was made by Anne Vickery and seconded by Tony Martinez to sell the Caterpillar 200 KW/480-Volt Generator to Kentech in the amount of \$5,000. All voted for. Motion carried.
6. A motion was made by Tony Martinez and seconded by Anne Vickery to sell the Speed Air 10 HP Compressor 230/480 Volt to Patrick Vernon in the amount of \$401. Three voted for, Ricky Vernon abstained. Motion carried.
7. A motion was made by Anne Vickery and seconded by Tony Martinez to sell the Honda 5000-Watt Gas Generator to Jose Martinez in the amount of \$350. All voted for. Motion carried.

Discuss drainage work and improvements in the District.

A motion was made by Jerry Vernon and seconded by Anne Vickery to get a proposal/pricing from Dr. Brown and have an assessment done on New Caney Municipal Utility District's discussed property and have status pictures taken, measurements done etc. Next, condition the area as planned and then calculate the change in flow rate of that specific area, along with taking Commissioner Matt Gray to the site to demonstrate the outcomes and compare before and after's. All voted for. Motion carried.

Discuss and Approve Inter-Local Agreement between Precinct 4 and New Caney Municipal Utility District.

Nothing to discuss as of now.

Discuss and approve Facilities Construction Agreement with Octa Homes.

A motion was made by Jerry Vernon and seconded by Tony Martinez to Approve the Facility Construction Agreement with Octa Homes with the amendments discussed with Zachary Petrov. Three voted for, Anne Vickery abstained. Motion carried.

Engineer's Report

Jimmy Flowers updated the Board on status for Water Plant No. 3 and Phase "D". More updates to follow on both at next month's board meeting.

Attorney's Report

Zachary Petrov brought Bond Election supplies, including ballot boxes.

Financial Advisor's Report

Bill Blitch had nothing to report as of now.

Tax Assessor/Collector's Report

Bill Smith reviewed the Tax Assessor Report and Collector's Report.

Bookkeeper's Report

Ricky McDonald reviewed Budget for March 2023.

Safety Report

Ricky McDonald states no accidents or close calls, all is good.

General Manager's Report

Ricky McDonald did not have anything further to add.

Board of Directors' Reports and/or Proposals

Ricky Vernon suggested a couple of changes be made to the Monthly Meeting Agenda prior to next month's meeting. Bill Smith reviewed Bank Balances.

Approve Monthly Accounts Payable

A motion was made by Jerry Vernon and seconded by Anne Vickery to approve the General Fund account payables in the amount of \$406,309.08 All voted for. Motion carried.

A motion was made by Jerry Vernon and seconded by Anne Vickery to approve the Capitol Projects account payables in the amount of \$267,537.75. All voted for. Motion carried.

A motion was made by Anne Vickery and seconded by Tony Martinez to convene in Executive Session at 8:35pm. All voted for. Motion carried.

Convene in executive session to discuss personnel matters pursuant to Open Meetings Act Section 551.074 of the Texas Government Code, and/or Section 551.071 of the Texas Government Code for consultation with Attorney for pending or contemplated litigation or matters related to attorney-client privilege, and/or Section 551.072 of the Texas Government Code for deliberations about real property, and/or Section 551.076 of the Texas Government Code for deliberations regarding security related matters.

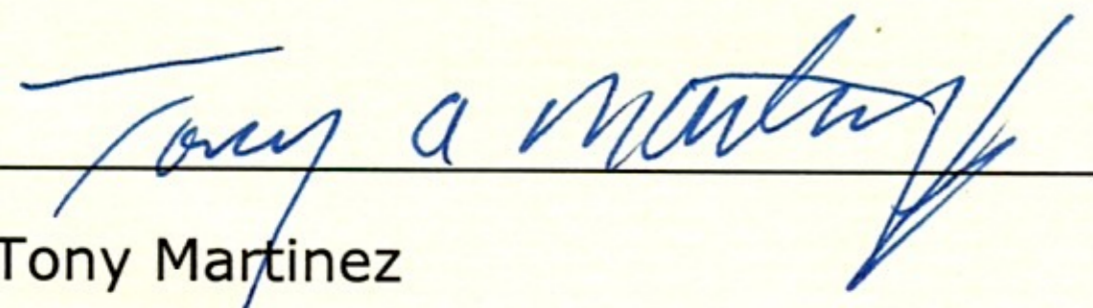
Re-convene in open session and authorize any necessary action concerning personnel matter and/or pending or contemplated litigation or matters related to attorney-client privilege and/or deliberations about real property and/or security matters.

Adjournment

A motion was made by Anne Vickery and seconded by Jerry Vernon to adjourn the meeting. All voted for. Motion carried.

Meeting adjourned at 8:43pm.

Respectfully,


Tony Martinez