



The Board of Directors of New Caney Municipal Utility District of Montgomery County, held a Regular Meeting, open to the public, October 17, 2024, at 6:00 P.M., 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-ASST. SECRETARY/ASST. TREASURER**

Thus, constituting a quorum.

MATT PETERSON-TREASURER/ASST. SECRETARY – Not Present

Also, present: Ricky McDonald-General Manager, Lisa Latham-Office Manager, Cory DeSpain-Asst. General Manager, Kassidy Permenter-Office Assistant, Zach Petrov with Johnson Petrov LLP, Jimmy Flowers with LJA Engineering, Bill Blitch-Financial Advisor, Kelly Landry with LJA Engineering, Kris Colangelo with Citizens State Bank, Benjamin Slotnick, and Paul Cote.

APPROVAL OF THE MINUTES

A motion was made by Jerry Vernon and seconded by Tony Martinez to approve the minutes for September 19, 2024 regular meeting. All voted for. Motion carried.

CITIZEN'S PRESENTATIONS

No presentation

OLD BUSINESS

APPROVE UNCOLLECTIBLE ACCOUNTS

A motion was made by Jerry Vernon and seconded by Anne Vickery to approve uncollectible accounts in the amount of \$1458.07 for September 2024. All voted for. Motion carried.

DISCUSS POSSIBLE ACQUISITION OF PROPERTY AND APPROVE ANY NECESSARY ACTION TO BE TAKEN, INCLUDING APPROVAL OF ORDERS DECLARING A PUBLIC NECESSITY AND AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS.

Kelly Landry updated the board on the status of properties that he is working on.

A motion was made by Anne Vickery and seconded by Tony Martinez to adopt the order declaring the public necessity for the Park Dr property for the purpose of the Water Treatment Plant and authorizing the institution of condemnation proceedings if necessary. All voted for. Motion carried.

Recess at 6:09 PM

Re-Opened at 6:49 PM

NEW BUSINESS

DISCUSS AND APPROVE CHANGING THE DISTRICTS BANK ACCOUNT TO CITIZENS STATE BANK AND APPROVE ANY NECESSARY ACTION TO BE TAKEN.

Kris Colangelo – Vice President of Citizens State Bank presented to the board the services and customer support that Citizens State Bank has to offer.

The board asked that the staff make a list of the things that would need to be done in order to change the bank account and present to the board at the next Regularly scheduled board meeting.

DISCUSS AND APPROVE AUDIT REPORT FOR FISCAL YEAR ENDED MAY 31, 2024.

A motion was made by Anne Vickery and seconded by Tony Martinez to approve the audit for the fiscal year ended May 31, 2024. All voted for. Motion carried.

AMEND DISTRICT'S RATE ORDER AND RULES AND PROCEDURES REGARDING FEES CHARGED BY THE DISTRICT TO CUSTOMERS.

Zach Petrov discussed with the board the changes to the rate order. The changes included the unlock fees raised to \$50.00 and the credit card transaction fees charged to the customer.

A motion was made by Jerry Vernon and seconded by Tony Martinez to approve the amendments to the rate order as presented in the red line copy. All voted for. Motion carried.

RESOLUTION CASTING VOTE FOR CANDIDATE FOR APPOINTMENT TO GRP CONTRACT REVIEW COMMITTEE.

Benjamin Slotnick presented to the board his plan if elected for the GRP contract review committee.

A motion was made by Jerry Vernon and seconded by Anne Vickery to approve the resolution casting the votes for Benjamin Slotnick as the GRP contract representative. All voted for. Motion carried.

DISCUSS CUSTOMER ISSUES AT 24776 SHADOWS OF ALPESTRINE AND APPROVE ANY NECESSARY ACTION TO BE TAKEN.

Ricky McDonald explained to the board the situation that happened at the customer's address. Jerry Vernon asked that this matter be discussed further in executive session.

DISCUSS PROPOSAL FROM CLEARPATH LAND SERVICES AND APPROVE ANY NECESSARY ACTION TO BE TAKEN.

Discuss during executive session.

DISCUSS AND APPROVE PROPOSAL FOR LEAD AND COPPER RULE REVISED LINE INVENTORY: PHASE III – HISTORICAL RECORDS REVIEW IN THE AMOUNT OF \$3,000.00 AND APPROVE ANY NECESSARY ACTION TO BE TAKEN.

A motion was made by Anne Vickery and seconded by Tony Martinez to approve the change order to LJA Environmental for the lead and copper rule revised line inventory in the amount of \$3,000.00. All voted for. Motion carried.

DISCUSS AND APPROVE ESTIMATE #9 FOR (E208-0520) RENOVATIONS TO WATER PLANT NO. 2 FOR SCHIER CONSTRUCTION COMPANY IN THE AMOUNT OF \$231,895.00.

A motion was made by Jerry Vernon and seconded by Tony Martinez to approve estimate #9 for Renovations to Water Plant No. 2 for Schier Construction Company in the amount of \$231,895.00 and 5 days. All voted for. Motion carried.

ANNUAL REVIEW OF INVESTMENT POLICY, AMEND LIST OF AUTHORIZED BROKERS, IF NECESSARY.

Zach Petrov let the board know that they reviewed the policy and found it in compliance with the public funds investment act and public collateralization act.

A motion was made by Anne Vickery and seconded by Tony Martinez to approve the Investment policy as it stands for 2024-2025. All voted for. Motion carried.

ADOPT POLICY FOR PREVENTING USE OF PROHIBITED TECHNOLOGY AND COVERED APPLICATIONS.

Zach Petrov presented a document to the board regarding the policy preventing the use of prohibited technology and covered applications.

A motion was made by Anne Vickery and seconded by Tony Martinez to adopt the policy for preventing the use of prohibited technology and covered applications. All voted for. Motion carried.

ENGINEER'S REPORT

Jimmy Flowers informed the board that the Lead and Copper inventory was completed and submitted to the TCEQ, and no lead was found, and no further action is due at this time.

Jimmy flowers updated the board on the following projects:

The Elevated Storage Tank #2 project has been submitted to TCEQ and is anticipating approval by mid-November.

The Water Plant #4 project is around 50% complete with overall design and 80% complete with civil mechanical and structural.

The admin building has been submitted to Montgomery County a few weeks back and he is expecting a response in 2-3 more weeks.

Phase F waterline extension started advertising today and bids will be open on November 7th.

ATTORNEY'S REPORT

Nothing further.

FINANCIAL ADVISOR'S REPORT

Bill Blitch discussed with the board the historical operations of the General Fund for the fiscal year.

TAX ASSESSOR/COLLECTOR'S REPORT

Bill Smith went over the J.R. Moore Tax Assessor's report for New Caney MUD.

BOOKKEEPER'S REPORT

Ricky McDonald went over the 9/30/2024 budget with the board.

SAFETY REPORT

No accidents or close calls.

GENERAL MANAGER'S REPORT

Ricky McDonald discussed the mulch fire that happened on East Community Dr. and the fire department was very professional in communicating when they were going to pump water. We pumped around 280,000 gallons of extra water that morning and the water system handled it very nicely.

He also asked the board about trying to get out of the ETJ because of the ridiculous request they are asking from New Caney MUD.

APPROVE MONTHLY ACCOUNTS PAYABLE

A motion was made by Jerry Vernon and seconded by Tony Martinez to Approve the **General Fund** accounts payable in the amount of **\$557,421.41**. All voted for. Motion carried.

A motion was made by Jerry Vernon and seconded by Tony Martinez to Approve the **Capitol Project** accounts payable in the amount of **\$360,896.39**. All voted for. Motion carried.

A motion was made by Jerry Vernon and seconded by Tony Martinez to Approve the **Debt Services** accounts payable in the amount of **\$976,754.16**. All voted for. Motion carried.

BOARD OF DIRECTOR'S REPORTS AND/OR PROPOSALS

Bill Smith went over the water loss and the bank balances.

CLOSED FOR EXECUTIVE SESSION AT 8:04 PM.
RE-OPENED FROM EXECUTIVE SESSION AT 8:49 PM.

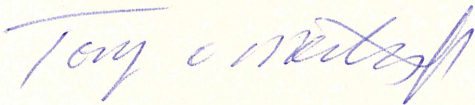
A motion was made by Anne Vickery and seconded by Jerry Vernon to pay the customer at 24776 Shadows of Alpestrine \$200 subject to her signing a waiver. All voted for. Motion carried.

ADJOURNMENT

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

Adjourned at 8:51 PM.

Respectfully,

A handwritten signature in blue ink, appearing to read "Tony Martinez", with a stylized flourish at the end.

Tony Martinez, Secretary