



The Board of Directors of New Caney Municipal Utility District of Montgomery County, held a Regular Meeting, open to the public, September 19, 2024, at 6:00 P.M., and the roll was called of the duly constituted officers to wit:

**BILL SMITH-PRESIDENT
TONY MARTINEZ JR.-SECRETARY
ANNE VICKERY-ASST. SECRETARY/ASST. TREASURER
MATT PETERSON-TREASURER/ASST. SECRETARY**

Thus, constituting a quorum.

JERRY VERNON-VICE PRESIDENT – 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, Mike Others with McCall Gibson and Swedlund Barfoot PLLC, Jay Norris.

APPROVAL OF THE MINUTES

A motion was made by Anne Vickery and seconded by Matt Peterson to approve the minutes for August 15, 2024 regular meeting. All voted for. Motion carried.

CITIZEN'S PRESENTATIONS

Jay Norris with Clearpath Land Services presented a proposal to the board for his right-a-way acquisition services.

OLD BUSINESS

APPROVE UNCOLLECTIBLE ACCOUNTS

A motion was made by Matt Peterson and seconded Tony Martinez to approve uncollectible accounts in the amount of \$386.09 for August 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.

Jimmy Flowers updated the board on the properties that the right of way agent is working on.

Recess at 6:04 PM

Re-Opened at 6:41 PM

NEW BUSINESS

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

Michael Others discussed the audit report for the fiscal year.

CONDUCT PUBLIC HEARING CONCERNING PROPOSED TAX RATE FOR 2024 FOR THE DISTRICT.

The meeting opened at 6:49 PM for public hearing for the 2024 proposed tax rate for the district for .425 cent per \$100.00 tax rate.

A motion was made by Anne Vickery and seconded by Tony Martinez to close the meeting at 6:50 PM for the public hearing for the 2024 district tax rate. All voted for. Motion carried.

CONDUCT PUBLIC HEARING CONCERNING PROPOSED TAX RATE FOR 2024 FOR HENDRICKS DEFINED AREA.

The meeting opened at 6:50 PM for public hearing for the 2024 proposed tax rate for Hendricks Defined area for .164 cent per \$100.00 tax rate for debt service and .296 cent per \$100.00 tax rate for maintenance for a total of .46 cent per \$100.00 tax rate.

A motion was made by Matt Peterson and seconded by Tony Martinez to close the meeting at 6:51 PM for the public hearing for the 2024 Hendricks Defined Area tax rate. All voted for. Motion carried.

DISCUSS AND ADOPT ORDER SETTING RATE AND LEVYING TAX FOR 2024 FOR THE DISTRICT.

A motion was made by Anne Vickery and seconded by Matt Peterson to adopt an order setting the rate and levying a tax of .425 cent per \$100.00 for 2024 for the district. All voted for. Motion carried.

DISCUSS AND ADOPT ORDER SETTING RATE AND LEVYING TAX FOR 2024 FOR HENDRICKS DEFINED AREA.

A motion was made by Matt Peterson and seconded by Anne Vickery to adopt and order setting the rate and levying a tax of .164 cent per \$100.00 for debt service and .296 cent per \$100.00 for maintenance a total of .46 cent per \$100.00 for Hendricks Defined Area. All voted for. Motion carried.

DISCUSS AND APPROVE ESTIMATE #8 FOR (E208-0520) RENOVATIONS TO WATER PLANT NO. 2 FOR SCHIER CONSTRUCTION COMPANY IN THE AMOUNT OF \$737,010.00.

A motion was made by Anne Vickery and seconded by Matt Peterson to approve estimate #8 for Renovations to Water Plant No. 2 for Schier Construction Company in the amount of \$737,010.00. All voted for. Motion carried.

DISCUSS AND APPROVE ESTIMATE #5 REVISED FOR (E208-0530A) WASTEWATER TREATMENT PLANT IMPROVEMENTS (SCADA) FOR ELECTRICAL FIELD SERVICES IN THE AMOUNT OF \$6,750.00.

A motion was made by Matt Peterson and seconded by Tony Martinez to approve estimate #5 revised for Wastewater Treatment Plant Improvements (SCADA) for Electrical Field Services in the amount of \$6,750.00. All voted for. Motion carried.

DISCUSS AND APPROVE ESTIMATE #6 FINAL & FINAL DOCUMENTS FOR (E208-0530A) WASTEWATER TREATMENT PLANT IMPROVEMENTS (SCADA) FOR ELECTRICAL FIELD SERVICES IN THE AMOUNT OF \$26,770.54.

A motion was made by Anne Vickery and seconded by Tony Martinez to approve estimate #6 final and final documents for Wastewater Treatment Plant Improvements (SCADA) for Electrical Field Services in the amount of \$26,770.54. All voted for. Motion carried.

DISCUSS AND APPROVE CHANGE ORDER NO. 1 (E208-0590) WATERLINE EXTENSIONS – PHASE "E" FOR REDDICO CONSTRUCTION COMPANY IN THE AMOUNT OF \$136,255.00, WITH A TIME EXTENSION OF 20 C.D.

A motion was made by Matt Peterson and seconded by Tony Martinez to approve change order No. 1 Waterline Extensions – Phase "E" for Reddico Construction Company in the amount of \$136,255.00 with a time extension of 20 C.D. All voted for. Motion carried.

ORDER ANNEXING 10.598 ACRES AND 50.027 ACRES PURSUANT TO PETITION FROM LANDING I LLC AND REDEFINING THE BOUNDARIES OF THE DISTRICT.

Zach Petrov discussed the order annexing the Landing I LLC and redefining the boundaries of the district. Zach provided the board with a map of the updated maps from the ETJ showing that the Landing I LLC is no longer part of the ETJ so the property can be annexed into the district.

A motion was made by Anne Vickery and seconded by Matt Peterson to approve the order annexing 10.598 acres and 50.027 acres pursuant to petition from Landing I LLC and redefining the boundaries of the district. All voted for. Motion carried.

AMEND DISTRICT INFORMATION AND NOTICE TO PURCHASERS.

Zach Petrov stated that this amendment is due to the tax rate being changed and the updated map of the district with the new boundaries.

A motion was made by Anne Vickery and seconded by Matt Peterson to approve amendment of the district information and notice to purchasers. All voted for. Motion carried.

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

Ricky McDonald discussed with the board that New Caney MUD has to pay up to \$25,000 in bank fees for credit card transactions. The customers that pay online are paying this processing fee and we are looking into getting a card processor that would automatically charge the customer the processing fee.

Zach Petrov also discussed the disconnect fees. Ricky McDonald mentioned that the \$25 reconnect fee does not cover the cost. Bill Smith asked that this be added to the next agenda with the updated rate order showing the changes before this is voted on.

ENGINEER'S REPORT

Jimmy Flowers update the board on the LCRR progress. He also brought up that the City of Houston is requesting a capacity letter for the elevated storage tank, which he is going to get with them to see what they are needing.

ATTORNEY'S REPORT

Nothing further.

FINANCIAL ADVISOR'S REPORT

Not present.

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 8/31/2024 budget with the board.

SAFETY REPORT

No accidents or close calls.

GENERAL MANAGER'S REPORT

Nothing to add.

APPROVE MONTHLY ACCOUNTS PAYABLE

A motion was made by Anne Vickery and seconded by Tony Martinez to Approve the **General Fund** accounts payable in the amount of **\$528,382.05**. All voted for. Motion carried.

A motion was made by Anne Vickery and seconded by Tony Martinez to Approve the **Capitol Project** accounts payable in the amount of **\$770,530.54**. All voted for. Motion carried.

A motion was made by Anne Vickery and seconded by Tony Martinez to Approve the **Debt Services** accounts payable in the amount of **\$41,195.50**. All voted for. Motion carried.

BOARD OF DIRECTOR'S REPORTS AND/OR PROPOSALS

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

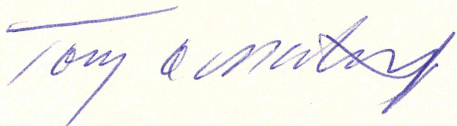
CLOSED FOR EXECUTIVE SESSION AT 8:07 PM.
RE-OPENED FROM EXECUTIVE SESSION AT 8:23 PM.

ADJOURNMENT

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

Adjourned at 8:23 P.M.

Respectfully,



Tony Martinez, Secretary