

THE STATE OF TEXAS   §  
COUNTY OF MONTGOMERY   §  
MONTGOMERY COUNTY UTILITY DISTRICT NO. 3                     §

Doris Hickman, President  
Richard Tibbetts, Vice President  
Janis Boulware, Secretary and Assistant Treasurer  
Carolyn H. Smith, Treasurer  
Judy Robert, Assistant Secretary

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also that the signals could be improved with large lenses, fixed-beam supports and red rectangles behind the existing signals. Ms. Hickman pointed out that the newest signals on SH 105 had one red light per lane (three signals), but the existing signals had only two for three lanes.

Mr. Tibbetts said TxDOT was giving the ASPOA the option to relocate an entrance road at a cost of about \$1 million, or else the eastbound left turn would be eliminated and replaced with a u-turn at Navajo to get into the entrance to April Sound. He said MISD staff had expressed concerns about the time that u-turns would take and dislocations of bus schedules. He said that, currently, about 5,000 vehicles entered April Sound every day, and eastbound traffic was increasing. Therefore, he said, there could be 2,000 vehicles per day making u-turns at Navajo. (Ms. Howard later added that recent data indicated 48% of entering vehicles were coming from the west.) He said school buses would have to slow down to enter the u-turn lane, but vehicles in the adjacent lanes would be going 60-70 MPH. He mentioned the possibility of collisions involving both eastbound and westbound vehicles at the April Sound intersections. Overall, he said, the current TxDOT plan may be less safe than existing conditions. He also mentioned possible delays in emergency responses that would be caused by the u-turn at Navajo. He said that a third option may need to include a longer left-turn bay for eastbound traffic. Ms. Howard said the project was being funded as a safety project, and bids were scheduled to be sought in July.

Mr. Tibbetts said the current approach was to build a coalition of affected organizations and hire a traffic engineer. Ms. Boulware reported that a state official had suggested a letter to request an extension of time, mentioning the need for new data, traffic engineering analysis, new hearings, etc. The extension could provide enough time to develop a third option.

Ms. Howard said the POA had to send out materials for the ASPOA referendum by February 1, and it would be expensive. She said there were town hall meetings set up for January 10 and 11. Mr. North and Ms. Howard both reported that engineering work had been done in the 2016-2017 timeframe, and they had materials from that work. Mr. North pointed-out that the TxDOT proposal would adversely affect drainage in the area. He mentioned a drainage problem that TxDOT encountered in the City of Oak Ridge North.

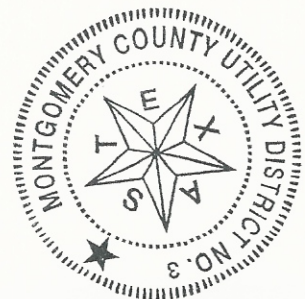
Ms. Hickman asked that a letter be drafted for consideration at a special Board meeting to be set for January 5, 2021 at 10 AM. She asked for background research on engineering and legal support. Ms. Porten asked that MISD be included on the draft letter. The President asked that the letter be prepared and circulated before the January 5 meeting and that inquiries be made to interested parties, including the City and the County.

A motion was made to adjourn the meeting at about 11:30 AM. The motion was seconded and carried unanimously.

These minutes were approved by the Board of Directors on January 18, 2021.

SIGNED: Doris Hickman, President, Board of Directors

ATTEST: Jos Boulware, Secretary, Board of Directors





*Exhibit A*

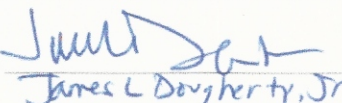
**MONTGOMERY COUNTY UTILITY DISTRICT NO. 3**

**NOTICE:** In accordance with Ch. 551, Tex. Gov't Code and Sec. 49.063, Tex. Water Code, both as amended, take notice that the Board of Directors (Board) of Montgomery County Utility District No. 3 (District) will meet in special session, open to the public, at **10:00 AM on December 30, 2020** at the offices of Hays Utility North Corporation (the District's utility operator) at 375 Lake Meadows Drive, Montgomery, Texas 77356, in Montgomery County, Texas where one or more persons will be present. Pursuant to the disaster declaration and suspension of certain laws by the Governor of Texas, any Director or other person may participate in the meeting via telephone (with two-way audio) by calling a public, toll-free number (800-504-7056, enter conference code 447079 when prompted), and an electronic copy of any agenda packet will be made available on the internet at <https://hayswater.com/montgomery-county-utility-district-3/>. Alternative means of communicating with District Directors include: (i) email addressed to "MCUD#3 Directors, c/o James Dougherty" sent to jim@jldjr.com; (iii) mail, phone or fax to the MCUD#3 Directors c/o James Dougherty, 12 Greenway Plz., Ste. 1100, Houston, TX 77046, phone 713-880-8808, fax 281-220-8984. The subjects of the meeting are as follows:

1. **Notices & Minutes.** Notices; minutes of current and prior meetings; etc.
2. **Public comments.**
3. **Neighborhood matters**, including Montgomery County Utility District No. 4 (UD4), projects, facilities, etc., *also*, --consolidation (merger) of the District with UD4, including agreement, election, and related matters.
4. **Operations.** Receive, discuss and act upon operation report, *also*: customer matters; repairs and maintenance; drainage; grounds maintenance; other projects; claims; operations contract; easements (and amendments and encroachments); water conservation (and drought contingency); utility services, policies, rates; and related matters.
5. **Intergovernmental matters.** Discuss, consider and act upon matters relating to: (i) City of Conroe: strategic partnership agreements, annexation, services, elections, codes, etc.; (ii) SH 105-TxDOT (plans, facilities, alternatives, engineering services, coalitions, presentations, litigation, etc.); (iii) legislation; and (iv) related matters.
6. **Other:** (i) inquiries, (ii) future meetings and agenda items, and (iii) related matters.

**IMPORTANT:** (1) Each subject listed includes discussion, consideration, action, etc. (2) Subjects may be taken up in the order listed or otherwise and may be taken up more than once during the meeting. (3) If a quorum is not present, directors present may form an ad hoc committee to discuss, consider and act upon the subjects listed. (4) If the Board determines that any closed or executive session is required or should be held, such session(s) will be held by the Board at the date, hour, and place given in this Notice, if permitted under Sections 551.071-551.084, Texas Gov't Code (including, but not limited to, Sec. 551.071 for private consultation with the Board's attorney). (5) IF YOU HAVE A DISABILITY REQUIRING SPECIAL ARRANGEMENTS AT THE MEETING, PLEASE CONTACT THE DISTRICT'S ATTORNEY AT 713-880-8808 BEFORE THE MEETING. REASONABLE ACCOMMODATIONS WILL BE MADE FOR YOUR PARTICIPATION IN THE MEETING.

**NOTICE (Meeting Place).** After at least 50 qualified electors are residing in the District, on written request of at least five of those electors, the District's Board shall designate a meeting place and hold meetings within the District. If no suitable meeting place exists inside the District, the Board may designate a meeting place outside the District that is located not further than 10 miles from the boundary of the District. On the failure of the Board, after such a request is made, to designate the location of the meeting place within the District or not further than 10 miles from the boundary of the District, five electors may petition the Texas Commission on Environmental Quality to designate a location. If it determines that the meeting place used by the District deprives the residents of a reasonable opportunity to attend District meetings, the Commission shall designate a meeting place inside or outside the District which is reasonably available to the public and require that the meetings be held at such place.

Signed:  *James L. Dougherty, Jr.* Attorney (Sp. Counsel)  
Secretary, Montgomery County Utility District No. 3. Date: 12-23-2020