MINUTES OF MEETING OF BOARD OF DIRECTORS June 2, 2022

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

The Board of Directors ("Board") of Montgomery County Utility District No. 3 ("District") met in **special** session, open to the public, on **June 2, 2022,** beginning at approximately **3:30 P.M** 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, whereupon the roll was called of the members of the Board, to-wit:

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

and all members of the Board were present at the meeting place, except Ms. Robert, thus constituting a quorum. Also present at the meeting place were: Chris Roznovsky and Katherine Vu of Ward, Getz & Associates, PLLC ("WGA"), Philip Wright of Hays of Utility North Corporation ("HUNC"), and James Dougherty, special counsel. The meeting was called to order by the President, and in accordance with the notice attached as *Exhibit A*, the following business was transacted:

- **1. Notices, Minutes, Etc.** The Secretary reported that the notice had been duly posted, in the form shown in *Exhibit A*, attached. There were no draft minutes to review.
- **2. WWTP Matters.** Mr. Roznovsky gave a report on the pending project to modify the WWTP, and there was a general discussion. The discussion included the old agreements and a proposed new letter that would cover design, construction, capacity and use of the modified WWTP.

Mr. Roznovsky reviewed comments on a proposal from Quiddity Engineering LLC for design of the project (and pending comments on that proposal). There was further discussion. There was a motion to authorize Mr. Roznovsky to move ahead with the comments, in negotiation with Quiddity Engineering LLC. The motion was seconded and adopted.

Director Boulware moved to approve the proposed new letter for design, construction, capacity and use of the modified WWTP, in substance, and authorize the President or Vice President to work out the final version with UD4 and sign it. Director Smith seconded, and all voted in favor.

There was a motion to adjourn at about 5:15 PM. The motion was seconded and adopted.

These minutes were approved by the Board of Directors on ______

June 20 , 2022

SIGNED: Haves Healeman

rus Heckeman, President, Board of Directors

ATTESTATION & CERTIFICATION. By signing below, the Secretary attests to the signature of the President, above, and certifies that notice of the meeting was posted as required by state form attached as *Exhibit A*.

, Secretary, Board of Directors

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DOC# 22-1007
POSTED
05/27/2022 04:30PM
AIRN PREVITI
MARK TURNBULL, COUNTY CLERK
MONTGONERY COUNTY, TEXAS

MONTGOMERY COUNTY UTILITY DISTRICT NO. 3

NOTICE: In accordance with chapter 551, Texas Government Code and Section 49.063, Texas 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 3:30 PM on June 2, 2022, 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. The subjects of the meeting are as follows:

- I. Notices. Meeting notices agenda).
- 2. WWTP and related matters. Receive, discuss, consider and act upon reports, studies, plans, and data relating to the joint wastewater treatment plant located south of SH 105 near the District and Montgomery County Utility District No. 4 (UD4), including: (i) improvements, expansions, rehabilitation, site, permits, etc. and proposals and contracts relating to same; (ii) planning, design, engineering, construction, phasing, etc. and contracts and proposals relating to same; (iii) costs, cost-sharing, agreements (with UD4, City of Conroe, Aqua Texas-Lake Conroe Village, other users) etc., (iv) financing, bonds, TCEQ application, etc.; (v) consolidation of the District with UD4, consolidation agreement, bonds, debt service, taxes, etc.; and (vi) related matters.
- 3. Operations, repairs, rehab, etc. Receive, discuss and act upon matters relating to the District's water, sanitary sewer and solid waste systems and operations including repairs, rehabilitation, costs, billing, contract amendments, change orders, etc.
- 4. 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: And

Secretary, Montgomery County Utility District No. 3. Date

THE YEAR

COUNT