

**ORDER CALLING CONFIRMATION AND DIRECTORS' ELECTION, BOND ELECTION,  
ROAD BOND ELECTION, RECREATIONAL FACILITIES BOND ELECTION,  
AND MAINTENANCE TAX ELECTION**

STATE OF TEXAS	§
	§
COUNTY OF MONTGOMERY	§
	§
MONTGOMERY COUNTY	§
MUNICIPAL UTILITY DISTRICT NO. 224	§

WHEREAS, Montgomery County Municipal Utility District No. 224 (the "District") was heretofore duly created by Order of the Texas Commission on Environmental Quality dated August 7, 2023, as a conservation and reclamation district created under and essential to accomplish the purposes of Article XVI, Section 59 and Article III, Section 52 of the Texas Constitution and operating pursuant to Chapters 49 and 54 of the Texas Water Code, as amended;

WHEREAS, the temporary directors of the District have met and organized and have qualified to serve as directors of the District by taking the oath and making the bond required by law;

WHEREAS, it is now necessary to call an election in accordance with Section 49.102, Texas Water Code, for the purpose of confirming the creation and establishment of the District and for the purpose of the election of five (5) permanent directors thereof;

WHEREAS, it is now timely to call an election to authorize the Board of Directors to issue water, sewer, and drainage bonds, and road bonds, (collectively the "Bonds") to provide the facilities for which the District was created and to provide for the refunding of such bonds;

WHEREAS, Article III, Section 52, Texas Constitution, authorizes the District to construct, acquire, improve, maintain, or operate macadamized, graveled, or paved roads or turnpikes, or improvements in aid of those roads or turnpikes and to issue road bonds to finance the construction, maintenance or operation of road projects;

WHEREAS, on September 13, 2003, the registered voters of the State of Texas passed an amendment to the constitution of the State of Texas which authorizes conservation and reclamation districts, such as the District, to develop and finance with taxes certain parks and recreational facilities and authorizes the issuance of bonds by conservation and reclamation districts located in Harris County and Montgomery County, Texas, such as the District, to provide for improvements and maintenance of such parks and recreational facilities;

WHEREAS, Section 49.107, Texas Water Code, provides that the District may levy an operation and maintenance tax for any District purpose, including to administer the District, maintain and operate the District, construct or acquire improvements, or provide a service, and that such tax may not be levied by the District until is approved by a majority of the electors in an election held for that purpose in accordance with Section 49.107, Texas Water Code;

WHEREAS, pursuant to Section 49.107, Texas Water Code, an election for the levy of an ad valorem tax for operation and maintenance purposes and any other lawful purposes may be held at the same time and in conjunction with any other District election, and therefore, the Board desires to call such an election to be held in conjunction with the elections herein described;

WHEREAS, as of the date hereof, the aggregate amount of the outstanding principal of the debt obligations of the District is \$0.00;

WHEREAS, as of the date hereof, the aggregate amount of the outstanding interest on debt obligations of the District is \$0.00;

WHEREAS, as of the date hereof, the ad valorem debt service tax rate for the District is \$0.00 per \$100 valuation of taxable property;

WHEREAS, there has been filed with the District, open to inspection by the public, an engineer's report, a copy of which is on file in the official records of the District (the "Engineering Report"), covering the works, improvements, facilities, plants, equipment and appliances to be purchased, constructed or otherwise acquired by the District and the property, contract rights, rights of use and interests in property to be purchased or otherwise acquired, as well as the estimated cost of all the foregoing, together with maps, plats, profiles and data showing and explaining the Engineering Report, and the Engineering Report has been carefully considered by the Board and has been fully approved by the Board;

WHEREAS, the Engineering Report heretofore filed and approved contains an estimate of the probable cost of the purchase, construction or other acquisition of the proposed works, improvements, facilities, plants, equipment and appliances, an estimate of the cost of purchase or other acquisition of property, contract rights, rights of use and interests in property, and an estimate of expenses incident thereto;

WHEREAS, the Board finds that the submitted estimates of bonds in the amounts of \$140,400,000 for water, sewage, and drainage purposes, the submitted estimates of \$59,700,000 for the construction, maintenance, and operation of macadamized, graveled, or paved roads or turnpikes, or improvements in aid of those roads or turnpikes, and the submitted estimates of \$25,000,000 for the construction, maintenance, and operation of parks and recreational facilities is reasonable and proper and hereby approves the same and all items thereof but reserves the right to authorize amendments to the Engineering Report and to reallocate costs and make such other changes as necessary to meet the changing requirements of the District's system;

WHEREAS, the Board is of the opinion that it would be of benefit to the District to authorize the use of taxes to develop and finance certain water, sewer, and drainage facilities and the issuance of bonds in an amount not to exceed \$140,400,000 for improvements and maintenance of such water, sewer, and drainage facilities, authorize the use of taxes to develop and finance certain road facilities and the issuance of bonds in an amount not to exceed \$59,700,000 to develop and finance of such road facilities, and authorize the use of taxes to develop and finance certain parks and recreational facilities and the issuance of bonds in an amount not to exceed \$25,000,000 for improvements and maintenance of such parks and recreational facilities;

WHEREAS, the Board may find it necessary to impose debt service ad valorem taxes sufficient to pay the principal of and interest on the Bonds;

WHEREAS, if the Board imposes debt service ad valorem taxes sufficient to pay the principal of and interest on the Bonds, the estimated debt service tax rate will be \$1.50;

WHEREAS, the Bonds may be issued to mature over a specified number of years not to exceed the maximum number of years authorized by law from the date of issuance;

WHEREAS, the Board is of the opinion that it would be of benefit to the District to be authorized to levy and collect annual ad valorem taxes at a rate not to exceed \$1.50 per \$100 of assessed valuation on all taxable property within the District to secure funds for operations and maintenance purposes;

WHEREAS, the Board of Directors is of the opinion that an election should be held within the District on November 7, 2023, for the purposes of: (i) confirming the creation and establishment of the District; (ii) electing five (5) permanent directors; (iii) submitting a proposition on the issuance of Bonds in the maximum aggregate original principal amount of \$140,400,000 to develop and finance water, sewer and drainage facilities; (iv) submitting a proposition on the issuance on Refunding Bonds in the maximum aggregate original principal amount of \$210,600,000 to refund any bonds for other indebtedness issued by the District to develop and finance water, sewer and drainage facilities; (v) submitting a proposition on the issuance of Bonds in the maximum aggregate original principal amount of \$59,700,000 to develop roads; (vi) submitting a proposition on the issuance on Refunding Bonds in the maximum aggregate original principal amount of \$89,550,000 to refund any bonds for other indebtedness issued by the District to develop roads; (vii) submitting a proposition on the issuance of Bonds in the maximum aggregate original principal amount of \$25,000,000 to develop and finance parks and recreational facilities; (viii) submitting a proposition on the issuance on Refunding Bonds in the maximum aggregate original principal amount of \$37,500,000 to refund any bonds for other indebtedness issued by the District to develop and finance parks and recreational facilities; and (ix) submitting a proposition on the levying and collecting of an annual ad valorem tax for maintenance and operations purposes not to exceed \$1.50 per \$100 valuation of taxable property.

WHEREAS, the Board of Directors wishes to proceed with the ordering of said election.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 THAT:

Section 1: The matters and facts set out in the preamble of this order are hereby found and declared to be true and complete.

Section 2: The Engineering Report and estimate of costs hereinabove mentioned are hereby approved.

Section 3: Elections shall be held within and for the District between the hours of 7:00 a.m. and 7:00 p.m., on November 7, 2023 (“Election Day”), at a place to be determined by Montgomery County (the “County”).

Section 4: The District will enter into a Joint Election Agreement and Contract for Election Services (the “Contract”) with the County which provides that the County will conduct the election on behalf of the District.

Section 5: Subject to the provisions of Chapter 31, Subchapter D of the Election Code, the District agrees to allow the County to administer an election to be held for the District on November 7, 2023, between the hours of 7:00 a.m. and 7:00 p.m., at a place to be determined by the County. Pursuant to the Contract, the District has directed that the place for the election be a suitable public building and a proper place for conducting said election.

Section 6: Voting in said election shall be by the use of an electronic voting system prepared by the County pursuant to the Contract and Texas Election Code, Chapter 123. Ballots shall be printed in both English and Spanish as required by federal voting rights law. At said elections there shall be submitted to the duly qualified resident electors of the District the following propositions:

#### **PROPOSITION A**

SHALL THE CREATION OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 BE CONFIRMED?

#### **PROPOSITION B**

SHALL THE BOARD OF DIRECTORS OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 BE AUTHORIZED TO ISSUE THE BONDS OF SAID DISTRICT IN ONE OR MORE ISSUES OR SERIES IN THE MAXIMUM AMOUNT OF \$140,400,000 MATURING SERIALLY OR OTHERWISE IN SUCH INSTALLMENTS AS ARE FIXED BY SAID BOARD OVER A PERIOD OR PERIODS NOT EXCEEDING THE MAXIMUM NUMBER OF YEARS AUTHORIZED BY LAW FROM THEIR DATE OR DATES, BEARING INTEREST AT ANY RATE OR RATES, AND TO SELL SAID BONDS AT ANY PRICE OR PRICES, PROVIDED THAT THE NET EFFECTIVE INTEREST RATE, AS DEFINED BY CHAPTER 1204, TEXAS GOVERNMENT CODE, AS AMENDED, ON ANY ISSUE OR SERIES OF SAID BONDS SHALL NOT EXCEED THE MAXIMUM LEGAL LIMIT IN EFFECT AT THE TIME OF ISSUANCE OF EACH SUCH ISSUE OR SERIES, ALL AS MAY BE DETERMINED BY THE BOARD OF DIRECTORS OF SAID DISTRICT, FOR THE PURPOSE OR PURPOSES OF PURCHASING, CONSTRUCTING, ACQUIRING, OWNING, LEASING, OR OPERATING A WATERWORKS SYSTEM, A SURFACE WATER SYSTEM, A SANITARY SEWER SYSTEM, AND A DRAINAGE AND STORM SEWER SYSTEM FOR SAID DISTRICT AND ADDITIONS, EXTENSIONS, AND IMPROVEMENTS THERETO AND PURCHASING OR OTHERWISE ACQUIRING ANY AND ALL PROPERTY, CONTRACT RIGHTS, RIGHTS OF USE, AND INTERESTS IN PROPERTY NECESSARY, APPROPRIATE, OR INCIDENT TO THE PURCHASE, CONSTRUCTION, ACQUISITION, OWNERSHIP, LEASING, OR OPERATION OF SUCH WATERWORKS SYSTEM, SURFACE WATER SYSTEM, SANITARY SEWER SYSTEM, AND DRAINAGE AND STORM SEWER SYSTEM, AND ADDITIONS, EXTENSIONS, AND IMPROVEMENTS THERETO, AND FOR THE ADDITIONAL PURPOSE OF PAYING ALL EXPENSES IN ANY MANNER INCIDENTAL THERETO AND SUCH EXPENSES AS ARE INCIDENTAL TO THE ORGANIZATION, ADMINISTRATION, AND FINANCING OF THE DISTRICT WHICH UNDER APPLICABLE LAW MAY PROPERLY BE PAID FROM THE PROCEEDS OF SUCH BONDS AND IN AN AMOUNT NOT IN EXCESS OF \$210,600,000 FOR THE PURPOSE OF REFUNDING ANY BONDS OR OTHER EVIDENCES OF INDEBTEDNESS ISSUED BY THE DISTRICT FOR ANY OF THE FORGOING PURPOSES, AND TO PROVIDE

FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON SUCH BONDS BY THE LEVY AND COLLECTION OF A SUFFICIENT TAX UPON ALL TAXABLE PROPERTY WITHIN SAID DISTRICT ALL AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, INCLUDING PARTICULARLY (BUT NOT BY WAY OF LIMITATION) CHAPTERS 49, AND 54, TEXAS WATER CODE, TO THE EXTENT APPLICABLE, TOGETHER WITH ALL AMENDMENTS AND ADDITIONS THERETO?

### **PROPOSITION C**

SHALL THE BOARD OF DIRECTORS OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 BE AUTHORIZED TO ISSUE BONDS OF SAID DISTRICT IN ONE OR MORE ISSUES OR SERIES IN THE MAXIMUM AMOUNT OF \$59,700,000 MATURING SERIALY OR OTHERWISE IN SUCH INSTALLMENTS AS ARE FIXED BY SAID BOARD OVER A PERIOD OR PERIODS NOT EXCEEDING THE MAXIMUM NUMBER OF YEARS AUTHORIZED BY LAW FROM THEIR DATE OR DATES, BEARING INTEREST AT ANY RATE OR RATES, AND TO SELL SAID BONDS AT ANY PRICE OR PRICES, PROVIDED THAT THE NET EFFECTIVE INTEREST RATE, AS DEFINED BY CHAPTER 1204, TEXAS GOVERNMENT CODE, AS AMENDED, ON ANY ISSUE OR SERIES OF SAID BONDS SHALL NOT EXCEED THE MAXIMUM LEGAL LIMIT IN EFFECT AT THE TIME OF ISSUANCE OF EACH SUCH ISSUE OR SERIES, ALL AS MAY BE DETERMINED BY THE BOARD OF DIRECTORS OF SAID DISTRICT, FOR THE PURPOSE OR PURPOSES OF PURCHASING, CONSTRUCTING, ACQUIRING, OWNING, OPERATING, OR MAINTAINING PAVED ROADS AND TURNPIKES FOR SAID DISTRICT AND ADDITIONS, EXTENSIONS, AND IMPROVEMENTS THERETO AND PURCHASING OR OTHERWISE ACQUIRING ANY AND ALL PROPERTY, CONTRACT RIGHTS, RIGHTS OF USE, AND INTERESTS IN PROPERTY NECESSARY, APPROPRIATE, OR INCIDENT TO THE PURCHASE, CONSTRUCTION, ACQUISITION, OWNERSHIP, OPERATION, OR MAINTENANCE OF SUCH PAVED ROADS AND TURNPIKES AND ADDITIONS, EXTENSIONS, AND IMPROVEMENTS THERETO, AND FOR THE ADDITIONAL PURPOSE OF PAYING ALL EXPENSES IN ANY MANNER INCIDENTAL THERETO WHICH UNDER APPLICABLE LAW MAY PROPERLY BE PAID FROM THE PROCEEDS OF SUCH BONDS AND IN AN AMOUNT NOT IN EXCESS OF \$89,550,000 FOR THE PURPOSE OF REFUNDING ANY BONDS OR OTHER EVIDENCES OF INDEBTEDNESS ISSUED BY THE DISTRICT FOR ANY OF THE FORGOING PURPOSES, AND TO PROVIDE FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON SUCH BONDS BY THE LEVY AND COLLECTION OF A SUFFICIENT TAX UPON ALL TAXABLE PROPERTY WITHIN SAID DISTRICT, ALL AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, INCLUDING PARTICULARLY (BUT NOT BY WAY OF LIMITATION) ARTICLE III, SECTION 52(b)(3) OF THE TEXAS CONSTITUTION, AND CHAPTERS 49, 51, AND 54, TEXAS WATER CODE, TO THE EXTENT APPLICABLE, TOGETHER WITH ALL AMENDMENTS AND ADDITIONS THERETO?

### **PROPOSITION D**

SHALL THE BOARD OF DIRECTORS OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 BE AUTHORIZED TO ISSUE BONDS OF SAID DISTRICT IN ONE OR MORE ISSUES OR SERIES IN THE MAXIMUM AMOUNT OF \$25,000,000 MATURING SERIALY OR OTHERWISE IN SUCH INSTALLMENTS AS ARE FIXED BY SAID BOARD OVER A PERIOD OR PERIODS NOT EXCEEDING THE MAXIMUM NUMBER OF YEARS AUTHORIZED BY LAW FROM THEIR DATE OR DATES, BEARING INTEREST AT ANY RATE OR RATES, AND TO SELL SAID BONDS AT ANY PRICE OR PRICES, PROVIDED THAT THE NET EFFECTIVE INTEREST RATE, AS DEFINED BY CHAPTER 1204, TEXAS GOVERNMENT CODE, AS AMENDED, ON ANY ISSUE OR SERIES OF SAID BONDS SHALL NOT EXCEED THE MAXIMUM LEGAL LIMIT IN EFFECT AT THE TIME OF ISSUANCE OF EACH SUCH ISSUE OR SERIES, ALL AS MAY BE DETERMINED BY THE BOARD OF DIRECTORS OF SAID DISTRICT, FOR THE PURPOSE OR PURPOSES OF ACQUIRING, PURCHASING, OWNING, OPERATING, REPAIRING OR IMPROVING PARKS, LANDSCAPING, PARKWAYS, GREENBELTS, SIDEWALKS, TRAILS, PUBLIC RIGHT-OF-WAY BEAUTIFICATION PROJECTS AND RECREATIONAL EQUIPMENT AND FACILITIES AND ASSOCIATED STREET AND SECURITY LIGHTING, INCLUDING, BUT NOT LIMITED TO, ALL ADDITIONS TO THE PARKS AND RECREATIONAL FACILITIES AND ALL WORKS, IMPROVEMENTS, FACILITIES, EQUIPMENT, APPLIANCES, INTERESTS IN PROPERTY, AND CONTRACT RIGHTS NEEDED THEREFOR AND IN AN AMOUNT NOT IN EXCESS OF \$37,500,000 FOR THE PURPOSE OF REFUNDING ANY BONDS OR OTHER EVIDENCES OF INDEBTEDNESS ISSUED BY THE DISTRICT FOR ANY OF THE FORGOING

PURPOSES, AND TO PROVIDE FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON SUCH BONDS BY THE LEVY AND COLLECTION OF A SUFFICIENT TAX UPON ALL TAXABLE PROPERTY WITHIN SAID DISTRICT, ALL AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, TOGETHER WITH ALL AMENDMENTS AND ADDITIONS THERETO?

**PROPOSITION E**

SHALL THE BOARD OF DIRECTORS MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 BE AUTHORIZED TO ASSESS, LEVY AND COLLECT AN ANNUAL OPERATION AND MAINTENANCE TAX NOT TO EXCEED ONE AND 50/100 DOLLARS (\$1.50) PER ONE HUNDRED DOLLARS (\$100) VALUATION OF TAXABLE PROPERTY WITHIN SAID DISTRICT IN AMOUNTS SUFFICIENT TO SECURE FUNDS FOR OPERATION AND MAINTENANCE PURPOSES, INCLUDING BUT NOT LIMITED TO FUNDS FOR PLANNING, CONSTRUCTING, ACQUIRING, MAINTAINING, REPAIRING AND OPERATING ALL NECESSARY LAND, PLANTS, WORKS, FACILITIES, IMPROVEMENTS, APPLIANCES AND EQUIPMENT OF SUCH DISTRICT AND FOR PAYING COSTS OF PROPER SERVICES, ENGINEERING AND LEGAL FEES, AND ORGANIZATION AND ADMINISTRATIVE EXPENSES, IN ACCORDANCE WITH THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, INCLUDING PARTICULARLY (BUT NOT BY WAY OF LIMITATION) SECTION 49.107 OF THE TEXAS WATER CODE, TOGETHER WITH ALL AMENDMENTS AND ADDITIONS THERETO?

**OFFICIAL BALLOT**

MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224

CONFIRMATION AND DIRECTORS ELECTION, BOND ELECTION, ROAD BOND ELECTION, MAINTENANCE TAX ELECTION AND CONTRACT TAX ELECTION

NOVEMBER 7, 2023

Place an "X" in the square beside the statement indicating the way you wish to vote.

**MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 PROPOSITION A**

FOR

CONFIRMATION OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224

AGAINST

**MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 PROPOSITION B**

FOR

THE ISSUANCE OF \$140,400,000 IN BONDS AND \$210,600,000 IN REFUNDING BONDS AND THE LEVY OF AD VALOREM TAXES SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS (WATER, SANITARY SEWER, DRAINAGE, AND STORM SEWER, ORGANIZATION, AND ADMINISTRATION)

AGAINST

**MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 PROPOSITION C**

FOR

THE ISSUANCE OF \$59,700,000 IN ROAD BONDS AND \$89,550,000 IN REFUNDING BONDS AND THE LEVY OF AD VALOREM TAXES SUFFICIENT TO PAY THE PRINCIPAL

OF AND INTEREST ON THE ROAD BONDS (PAVED ROADS AND TURNPIKES)

AGAINST

**MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 PROPOSITION D**

FOR

THE ISSUANCE OF \$25,000,000 IN PARKS AND RECREATIONAL FACILITIES BONDS AND \$37,500,000 IN REFUNDING BONDS AND THE LEVY OF AD VALOREM TAXES SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE PARKS AND RECREATIONAL FACILITIES BONDS (PARKS AND RECREATIONAL FACILITIES)

AGAINST

**MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 PROPOSITION E**

FOR

THE LEVY OF AN OPERATION AND MAINTENANCE TAX NOT TO EXCEED ONE AND 50/100 DOLLARS (\$1.50) PER ONE HUNDRED DOLLARS (\$100) VALUATION OF TAXABLE PROPERTY

AGAINST

**DIRECTORS**

Vote for any five (5) persons for director by placing an "X" in the square beside the person's name or by writing the name or names of a person or persons in the blank space provided.

- Jacob Abraham
- Josh Adair
- Joshua Brooks
- Jacob Miller
- William Bood
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

The voter may vote for any five (5) persons for director by placing an "X" in the square beside the person's name or by writing the name or names of a person or persons in the blank space provided.

Oral assistance in Spanish shall be made available to all persons requiring such assistance. Any person requiring oral assistance in Spanish should contact the presiding judge or absentee voting clerk.

Section 7: The boundaries of the District are hereby established as and shall constitute one election precinct. The Elections Administrator of the County (the "Administrator") shall appoint the presiding judge and clerks for the election pursuant to the Contract. The Administrator may appoint, as he or she deems necessary, clerks to assist in the conduct of the election. If the regularly appointed presiding judge is unable to serve at the election, the alternate presiding judge shall serve as the presiding judge for the election. If the election is conducted by the regularly appointed presiding judge, he or she may appoint the alternate presiding judge as one of the clerks to serve at the election.

The early voting ballot board shall be appointed by the Administrator in accordance with the Contract.

Early voting in the election by personal appearance shall occur as provided by the County pursuant to the Contract. The clerk for early voting shall be the Administrator, and the place at which such early voting shall be conducted is to be determined by the County pursuant to the Contract. The early voting clerk's address at which the early voting clerk may receive applications for ballot by mail is:

(a) USPS  
Elections Administrator  
P. O. Box 2646  
Conroe, Texas 77305-2646

(b) Common or contract carrier or in person  
Elections Administrator  
9159 Airport Road  
Conroe, Texas 77303

An application for ballot by mail may be submitted to the early voting clerk via email or fax. The early voting clerk's email at which the early voting clerk may receive applications for ballot by mail is [election.ballot@mctx.org](mailto:election.ballot@mctx.org). The early voting clerk's fax number at which the early voting clerk may receive applications for ballot by mail is (936) 788-8340. To be effective, an application for ballot by mail submitted by FAX or EMAIL must also be submitted by mail and be received by the early voting clerk not later than the fourth business day after the transmission by fax or email is received.

Section 8: The election shall be held and conducted and returns made to this Board of Directors (the "Board") in accordance with the Texas Election Code as modified by Chapter 49, Texas Water Code.

Section 9: SK Law is hereby appointed as the agent for the District for the purpose of being custodian of the election records. The agent shall maintain election records in accordance with the Texas Election Code.

Section 10: All qualified resident electors of the District shall be entitled to vote in the election.

Section 11: The President and Secretary of the Board and the District's attorney are authorized and directed to take any action necessary to carry out the provisions of this Order. The District hereby approves the Contract with the County to assist with the election and authorizes execution of such Contract by any member of the Board.

Section 12: In accordance with Texas Election Code, Section 4.003, the President and the Secretary of the Board or the District's agent are hereby directed to cause notice of this election to be posted within the District (at the place where notices of meetings are posted) at least twenty-one (21) days before the date of the election, or the next business day after the twenty-first day if the twenty first day is a Saturday, Sunday, or official State holiday and at such other places as notice of the meetings of the Board of Directors of the District are required to be posted.

Section 13: The election shall be held and conducted and returns made to the Board in accordance with the Texas Election Code, as modified by Chapter 49, Texas Water Code, as amended.

If the District's agent for the preparation of the ballot should certify in writing to the Board that the candidates for election to the Board are unopposed for election (the "Unopposed Certification"), the Board shall declare each unopposed candidate elected to office as set forth herein. Upon receipt of the Unopposed Certification, the Secretary of the Board, or the District's agent, is authorized to post notice that the election will not be held. Such notice shall be posted on or before the commencement of early voting at each polling place. Upon the timely posting of the notice, the District will not be required (i) to post or publish notice of the election, (ii) to prepare ballots for the election, (iii) to prepare election materials, or (iv) to hold early and regular voting. The Board shall meet at the earliest practicable time to declare each unopposed candidate elected to office. If this declaration is made, the election will not be held.

Section 14: The rate of pay for judges and clerks of the election shall be determined by the Administrator, in compliance with the Texas Election Code.

Section 15: The President and Secretary are authorized and directed to take any action necessary to carry out the provisions of this order.

**[SIGNATURE PAGE FOLLOWS]**



PASSED AND APPROVED, this 8<sup>th</sup> day of August, 2023.

ATTEST:

/s/ William Bood  
President, Board of Directors

/s/ Jacob Miller  
Secretary, Board of Directors

## **NOTICE OF ELECTIONS**

### **TO THE QUALIFIED ELECTORS OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224, AND TO ALL OTHER INTERESTED PERSONS:**

Notice is hereby given that an election will be held on November 7, 2023, between the hours of 7:00 a.m. and 7:00 p.m., at the locations listed in Exhibit B, for the purpose of voting upon the following propositions:

#### **PROPOSITION A**

SHALL THE CREATION OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 BE CONFIRMED?

#### **PROPOSITION B**

SHALL THE BOARD OF DIRECTORS OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 BE AUTHORIZED TO ISSUE THE BONDS OF SAID DISTRICT IN ONE OR MORE ISSUES OR SERIES IN THE MAXIMUM AMOUNT OF \$140,400,000 MATURING SERIALLY OR OTHERWISE IN SUCH INSTALLMENTS AS ARE FIXED BY SAID BOARD OVER A PERIOD OR PERIODS NOT EXCEEDING THE MAXIMUM NUMBER OF YEARS AUTHORIZED BY LAW FROM THEIR DATE OR DATES, BEARING INTEREST AT ANY RATE OR RATES, AND TO SELL SAID BONDS AT ANY PRICE OR PRICES, PROVIDED THAT THE NET EFFECTIVE INTEREST RATE, AS DEFINED BY CHAPTER 1204, TEXAS GOVERNMENT CODE, AS AMENDED, ON ANY ISSUE OR SERIES OF SAID BONDS SHALL NOT EXCEED THE MAXIMUM LEGAL LIMIT IN EFFECT AT THE TIME OF ISSUANCE OF EACH SUCH ISSUE OR SERIES, ALL AS MAY BE DETERMINED BY THE BOARD OF DIRECTORS OF SAID DISTRICT, FOR THE PURPOSE OR PURPOSES OF PURCHASING, CONSTRUCTING, ACQUIRING, OWNING, LEASING, OR OPERATING A WATERWORKS SYSTEM, A SURFACE WATER SYSTEM, A SANITARY SEWER SYSTEM, AND A DRAINAGE AND STORM SEWER SYSTEM FOR SAID DISTRICT AND ADDITIONS, EXTENSIONS, AND IMPROVEMENTS THERETO AND PURCHASING OR OTHERWISE ACQUIRING ANY AND ALL PROPERTY, CONTRACT RIGHTS, RIGHTS OF USE, AND INTERESTS IN PROPERTY NECESSARY, APPROPRIATE, OR INCIDENT TO THE PURCHASE, CONSTRUCTION, ACQUISITION, OWNERSHIP, LEASING, OR OPERATION OF SUCH WATERWORKS SYSTEM, SURFACE WATER SYSTEM, SANITARY SEWER SYSTEM, AND DRAINAGE AND STORM SEWER SYSTEM, AND ADDITIONS, EXTENSIONS, AND IMPROVEMENTS THERETO, AND FOR THE ADDITIONAL PURPOSE OF PAYING ALL EXPENSES IN ANY MANNER INCIDENTAL THERETO AND SUCH EXPENSES AS ARE INCIDENTAL TO THE ORGANIZATION, ADMINISTRATION, AND FINANCING OF THE DISTRICT WHICH UNDER APPLICABLE LAW MAY PROPERLY BE PAID FROM THE PROCEEDS OF SUCH BONDS AND IN AN AMOUNT NOT IN EXCESS OF \$210,600,000 FOR THE PURPOSE OF REFUNDING ANY BONDS OR OTHER EVIDENCES OF INDEBTEDNESS ISSUED BY THE DISTRICT FOR ANY OF THE FORGOING PURPOSES, AND TO PROVIDE FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON SUCH BONDS BY THE LEVY AND COLLECTION OF A SUFFICIENT TAX UPON ALL TAXABLE PROPERTY WITHIN SAID DISTRICT ALL AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, INCLUDING PARTICULARLY (BUT NOT BY WAY OF LIMITATION) CHAPTERS 49, AND 54, TEXAS WATER CODE, TO THE EXTENT APPLICABLE, TOGETHER WITH ALL AMENDMENTS AND ADDITIONS THERETO?

**PROPOSITION C**

SHALL THE BOARD OF DIRECTORS OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 BE AUTHORIZED TO ISSUE BONDS OF SAID DISTRICT IN ONE OR MORE ISSUES OR SERIES IN THE MAXIMUM AMOUNT OF \$59,700,000 MATURING SERIALLY OR OTHERWISE IN SUCH INSTALLMENTS AS ARE FIXED BY SAID BOARD OVER A PERIOD OR PERIODS NOT EXCEEDING THE MAXIMUM NUMBER OF YEARS AUTHORIZED BY LAW FROM THEIR DATE OR DATES, BEARING INTEREST AT ANY RATE OR RATES, AND TO SELL SAID BONDS AT ANY PRICE OR PRICES, PROVIDED THAT THE NET EFFECTIVE INTEREST RATE, AS DEFINED BY CHAPTER 1204, TEXAS GOVERNMENT CODE, AS AMENDED, ON ANY ISSUE OR SERIES OF SAID BONDS SHALL NOT EXCEED THE MAXIMUM LEGAL LIMIT IN EFFECT AT THE TIME OF ISSUANCE OF EACH SUCH ISSUE OR SERIES, ALL AS MAY BE DETERMINED BY THE BOARD OF DIRECTORS OF SAID DISTRICT, FOR THE PURPOSE OR PURPOSES OF PURCHASING, CONSTRUCTING, ACQUIRING, OWNING, OPERATING, OR MAINTAINING PAVED ROADS AND TURNPIKES FOR SAID DISTRICT AND ADDITIONS, EXTENSIONS, AND IMPROVEMENTS THERETO AND PURCHASING OR OTHERWISE ACQUIRING ANY AND ALL PROPERTY, CONTRACT RIGHTS, RIGHTS OF USE, AND INTERESTS IN PROPERTY NECESSARY, APPROPRIATE, OR INCIDENT TO THE PURCHASE, CONSTRUCTION, ACQUISITION, OWNERSHIP, OPERATION, OR MAINTENANCE OF SUCH PAVED ROADS AND TURNPIKES AND ADDITIONS, EXTENSIONS, AND IMPROVEMENTS THERETO, AND FOR THE ADDITIONAL PURPOSE OF PAYING ALL EXPENSES IN ANY MANNER INCIDENTAL THERETO WHICH UNDER APPLICABLE LAW MAY PROPERLY BE PAID FROM THE PROCEEDS OF SUCH BONDS AND IN AN AMOUNT NOT IN EXCESS OF \$89,550,000 FOR THE PURPOSE OF REFUNDING ANY BONDS OR OTHER EVIDENCES OF INDEBTEDNESS ISSUED BY THE DISTRICT FOR ANY OF THE FORGOING PURPOSES, AND TO PROVIDE FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON SUCH BONDS BY THE LEVY AND COLLECTION OF A SUFFICIENT TAX UPON ALL TAXABLE PROPERTY WITHIN SAID DISTRICT, ALL AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, INCLUDING PARTICULARLY (BUT NOT BY WAY OF LIMITATION) ARTICLE III, SECTION 52(b)(3) OF THE TEXAS CONSTITUTION, AND CHAPTERS 49, 51, AND 54, TEXAS WATER CODE, TO THE EXTENT APPLICABLE, TOGETHER WITH ALL AMENDMENTS AND ADDITIONS THERETO?

**PROPOSITION D**

SHALL THE BOARD OF DIRECTORS OF MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 BE AUTHORIZED TO ISSUE BONDS OF SAID DISTRICT IN ONE OR MORE ISSUES OR SERIES IN THE MAXIMUM AMOUNT OF \$25,000,000 MATURING SERIALLY OR OTHERWISE IN SUCH INSTALLMENTS AS ARE FIXED BY SAID BOARD OVER A PERIOD OR PERIODS NOT EXCEEDING THE MAXIMUM NUMBER OF YEARS AUTHORIZED BY LAW FROM THEIR DATE OR DATES, BEARING INTEREST AT ANY RATE OR RATES, AND TO SELL SAID BONDS AT ANY PRICE OR PRICES, PROVIDED THAT THE NET EFFECTIVE INTEREST RATE, AS DEFINED BY CHAPTER 1204, TEXAS GOVERNMENT CODE, AS AMENDED, ON ANY ISSUE OR SERIES OF SAID BONDS SHALL NOT EXCEED THE MAXIMUM LEGAL LIMIT IN EFFECT AT THE TIME OF ISSUANCE OF EACH SUCH ISSUE OR SERIES, ALL AS MAY BE DETERMINED BY THE BOARD OF DIRECTORS OF SAID DISTRICT, FOR THE PURPOSE OR PURPOSES OF ACQUIRING, PURCHASING, OWNING, OPERATING, REPAIRING OR IMPROVING PARKS, LANDSCAPING, PARKWAYS, GREENBELTS, SIDEWALKS, TRAILS, PUBLIC RIGHT-OF-WAY BEAUTIFICATION PROJECTS AND RECREATIONAL EQUIPMENT AND FACILITIES AND ASSOCIATED STREET AND SECURITY LIGHTING, INCLUDING, BUT NOT LIMITED TO, ALL ADDITIONS TO THE PARKS AND RECREATIONAL FACILITIES AND

ALL WORKS, IMPROVEMENTS, FACILITIES, EQUIPMENT, APPLIANCES, INTERESTS IN PROPERTY, AND CONTRACT RIGHTS NEEDED THEREFOR AND IN AN AMOUNT NOT IN EXCESS OF \$37,500,000 FOR THE PURPOSE OF REFUNDING ANY BONDS OR OTHER EVIDENCES OF INDEBTEDNESS ISSUED BY THE DISTRICT FOR ANY OF THE FORGOING PURPOSES, AND TO PROVIDE FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON SUCH BONDS BY THE LEVY AND COLLECTION OF A SUFFICIENT TAX UPON ALL TAXABLE PROPERTY WITHIN SAID DISTRICT, ALL AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, TOGETHER WITH ALL AMENDMENTS AND ADDITIONS THERETO?

**PROPOSITION E**

SHALL THE BOARD OF DIRECTORS MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224 BE AUTHORIZED TO ASSESS, LEVY AND COLLECT AN ANNUAL OPERATION AND MAINTENANCE TAX NOT TO EXCEED ONE AND 50/100 DOLLARS (\$1.50) PER ONE HUNDRED DOLLARS (\$100) VALUATION OF TAXABLE PROPERTY WITHIN SAID DISTRICT IN AMOUNTS SUFFICIENT TO SECURE FUNDS FOR OPERATION AND MAINTENANCE PURPOSES, INCLUDING BUT NOT LIMITED TO FUNDS FOR PLANNING, CONSTRUCTING, ACQUIRING, MAINTAINING, REPAIRING AND OPERATING ALL NECESSARY LAND, PLANTS, WORKS, FACILITIES, IMPROVEMENTS, APPLIANCES AND EQUIPMENT OF SUCH DISTRICT AND FOR PAYING COSTS OF PROPER SERVICES, ENGINEERING AND LEGAL FEES, AND ORGANIZATION AND ADMINISTRATIVE EXPENSES, IN ACCORDANCE WITH THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, INCLUDING PARTICULARLY (BUT NOT BY WAY OF LIMITATION) SECTION 49.107 OF THE TEXAS WATER CODE, TOGETHER WITH ALL AMENDMENTS AND ADDITIONS THERETO?

**DIRECTORS**

Each voter shall vote on the proposition by placing an "X" in the square beside the statement indicating the way he wishes to vote. There shall also be placed on the ballots used in the election the names of the temporary directors, as follows:

- Jacob Abraham
- Josh Adair
- Joshua Brooks
- Jacob Miller
- William Bood
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

The voter may vote for any five (5) persons for director by placing an "X" in the square beside the person's name or by writing the name or names of a person or persons in the blank space provided. Oral assistance in Spanish shall be made available to all persons requiring such assistance. Any person requiring oral assistance in Spanish should contact the presiding judge or absentee voting clerk.

The election is being held pursuant to an order adopted by the Board of Directors of the District on August 8, 2023, a copy of which is available in the office of the District at 1980 Post Oak Boulevard, Suite 1380, Houston, Texas. The Montgomery County Election Administrator shall appoint the presiding judge and clerks. The early voting ballot board shall be appointed by the Montgomery County Election Administrator.

Early voting in the election by personal appearance shall occur as provided by the County pursuant to the Contract. The clerk for early voting shall be the Administrator, and the place at which such early voting shall be conducted is to be determined by the County pursuant to the Contract. The early voting clerk's address at which the early voting clerk may receive applications for ballot by mail is:

(a) USPS  
Elections Administrator  
P. O. Box 2646  
Conroe, Texas 77305-2646

(b) Common or contract carrier or in person  
Elections Administrator  
9159 Airport Road  
Conroe, Texas 77303

An application for ballot by mail may be submitted to the early voting clerk via email or fax. The early voting clerk's email at which the early voting clerk may receive applications for ballot by mail is [election.ballot@mctx.org](mailto:election.ballot@mctx.org). The early voting clerk's fax number at which the early voting clerk may receive applications for ballot by mail is (936) 788-8340. To be effective, an application for ballot by mail submitted by FAX or EMAIL must also be submitted by mail and be received by the early voting clerk not later than the fourth business day after the transmission by fax or email is received.

The Administrator is hereby appointed as the agent for the Secretary of the Board of the District for the purpose of being custodian of the election records. The agent shall maintain election records in accordance with the Texas Election Code.

Early voting by personal appearance shall occur on each day beginning Monday, October 23, 2023, through Friday, November 3, 2023, that is not an official State holiday. The early voting schedule shall be between the hours and at the locations listed in Exhibit A.

Oral assistance in Spanish is available by contacting the Montgomery County Election Administrator.

BY ORDER OF THE BOARD OF DIRECTORS  
MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 224