

MONTGOMERY COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 205  
NOTICE OF PUBLIC MEETING


Notice is hereby given to all interested members of the public that the Board of Directors of the above captioned District will hold a regular meeting at 1300 Post Oak Boulevard, Suite 2500, Houston, Harris County, Texas 77056, said address being a meeting place of the District. **The meeting will be held on Wednesday, September 18, 2024, at 11:00 a.m.** The Board shall consider and discuss the following matters and take any action appropriate with respect to such matters:

1. Public comments;
2. Review and approve the minutes of the August 21, 2024, Board of Directors meeting;
3. Consider Bookkeeper's Report authorizing the payment of invoices presented;
4. Tax Assessor-Collector's Report;
5. Conduct a public hearing regarding the adoption of the District's 2024 tax rate;
6. Levy of the District's 2024 tax rate, and the adoption of an Order in connection therewith;
7. Financial Advisor's Report;
8. Matters related to District's \$7,100,000 Series 2024 Bonds (the "Bonds");
  - a. Approval of audit relative to the payment of proceeds of the Bonds, and authorize disbursement of Bond proceeds in accordance with same;
  - b. Review, approve and authorize the filing of Internal Revenue Service Form 8038-G;
  - c. Review and discussion of correspondence from bond counsel regarding expenditure and investment of bond proceeds and Internal Revenue Service restrictions on same;
  - d. Authorize execution of an Amendment to the District's District Information Form regarding the Bonds and the District's 2024 tax rate;
  - e. Adoption of Resolution Adopting Procedures for Post-Issuance Compliance;
  - f. Consider the engagement of McCall, Parkhurst & Horton L.L.P., and approval of Resolution Approving Contingent Fee Contract for Legal Services pursuant to Exhibit A attached hereto; and
  - g. Act upon any other matters in connection with the issuance of the Bonds, including the approval and execution of various closing documents and authorization for Bond Counsel to approve closing on the sale of the Bonds;
9. Developer's Report;
10. Acknowledgement of Notice of Indemnity from TPHTL HBL, LLC;

11. Engineer's Reports, including:
  - a. authorize the design, advertisement for bids and/or award of construction contracts or concurrence in the award of a contract for the construction of water, sanitary sewer and drainage facilities within the District, including:
    - i. Townsen Boulevard Bridge over the Diversion Channel;
  - b. status of construction contracts, including the approval of any change orders and/or acceptance of facilities for operation and maintenance purposes, including:
    - i. Woodson's Reserve Phase II Channel by Lonnie Lischka Company; and
    - ii. Water, sanitary sewer, drainage and paving facilities to serve Phase II Townsend Boulevard and Lexington Boulevard Street Dedications;
    - iii. Phase III Outfall Channel by ClearX, LLC; and
  - c. acceptance of site and/or easement conveyances for facilities constructed or to be constructed for the District;
12. Consider the approval of Assignment and Amendment of Agreement for District Related Services by and among the District, Costello, LLC, and Pape-Dawson Consulting Engineers, LLC;
13. Champions Hydro-Lawn Maintenance Report;
14. Berg Oliver Maintenance Report;
15. Attorney's Report; and
16. Matters for placement on future agendas.

SCHWARTZ, PAGE & HARDING, L.L.P.



By:   
Diana Miller  
Attorneys for the District

***Persons with disabilities who plan to attend this meeting and would like to request auxiliary aids or services are requested to contact the District's attorney at (713) 623-4531 at least three business days prior to the meeting so that appropriate arrangements can be made.***

# Exhibit A

## Notice of Contingent Fee Legal Services Contract

Montgomery County Water Control and Improvement District No. 205 (the "District") requires the assistance of outside legal counsel in carrying out its responsibilities related to the issuance of the District's municipal securities and other related matters from time to time. Pursuant to Section 2254.102(e) of the Texas Government Code, as amended (the "Contingent Fee Act"), the District is required to provide written notice to the public stating certain criteria in connection with the engagement of legal counsel to be paid in accordance with a contingent fee legal services agreement (the "Contract"). This notice is given in accordance with the Contingent Fee Act. This notice relates to the engagement of McCall, Parkhurst & Horton L.L.P. ("Outside Counsel") as disclosure counsel to the District.

The District is pursuing the issuance and sale of municipal securities and may pursue other debt obligations from time to time. In that regard, the District requires the representation of Outside Counsel for the purpose of providing legal representation to the District in the area of federal securities law pertaining to the issuance of such public securities, and for achieving an efficient and lawful issuance of municipal securities and other debt obligations by the District from time to time. Outside Counsel is a well-qualified law firm with more than 100 years of experience and has represented numerous entities similar to the District in matters relevant to the Contract. The District has not engaged Outside Counsel for previous matters. The District cannot adequately perform the legal services with attorneys and supporting personnel of the District because the District does not employ in-house counsel and, due to the state law complexity and federal law intricacies relating to the issuance of public securities, engagement of Outside Counsel is necessary for the issuance of municipal securities. The District has found that the attorneys or law firms with experience in matters relevant to the Contract do not perform their legal services on an hourly basis; rather, such attorneys and law firms are engaged and are paid only to the extent such attorney or law firm completes the matters relevant to the Contract on behalf of the District. It is in the best interest of the residents and taxpayers and/or ratepayers of the District for the District to engage Outside Counsel on a contingency basis because of the nature of the transaction for which the legal services will be obtained, and, moreover, the District wishes to preserve its right to discontinue the transaction that is the subject of the Contract for any reason (financial or otherwise) at no expense to the District.