

**RIVER PLANTATION MUNICIPAL UTILITY DISTRICT****NOTICE OF PUBLIC MEETING**

Notice is hereby given to all interested members of the public that the Board of Directors of the captioned district will hold a public meeting at **610 River Plantation Drive, Conroe, Texas 77302.**

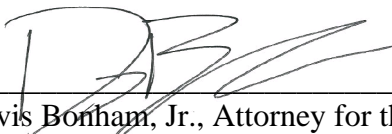
The meeting will be held at **6:30 p.m.** on **Thursday, January 27, 2022.**

The subject of the meeting is to consider and act on the following:

1. Minutes of the meeting of Board of Director(s)
2. Receive comments from the Public
3. Sale of \$1,675,000 Unlimited Tax Park Bonds, Series 2022
  - a. Open Bids and Order Awarding Sale of Bonds
  - b. Approve Bond Order for Sale of Bonds
  - c. Approve Official Statement
  - d. Approve Paying Agent Agreement
  - e. Approve certificates, resolutions, orders, and all documents necessary to complete approval, registration and delivery of Series 2022 Bonds and authorize President, Secretary and consultants to take all actions necessary to complete approval, registration, and delivery of Series 2022 Bonds
4. Engineer's report
5. Financial and bookkeeping matters including:
  - a. Bookkeeper's report
  - b. Tax Assessor-Collectors' report
  - c. Review of investments
  - d. Payment of District bills
6. Review administrative reports
  - a. Manager's report.
  - b. System totals report.
  - c. TCEQ Compliance matters
  - d. Maintenance and Repairs
7. Treasury Management Services
8. Audit Report
9. Resolution Affirming Review of Investment Policy, Strategies and Objectives and list of approved brokers/dealers
10. Park rules
11. Adopt Order for Election of Directors
12. Discuss hiring management company
13. Investment Policy

14. Executive (closed) Session Pursuant to Texas Government Code §§ 551.071, 551.072, 551.074 and 551.076 as necessary
15. Pending business



By:   
 J. Davis Bonham, Jr., Attorney for the District

**RIVER PLANTATION MUNICIPAL UTILITY DISTRICT**  
**AVISO DE LA REUNIÓN PÚBLICA**

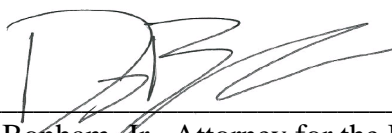
Se notifica por el presente a todos los miembros del público interesados que la Junta Directiva del distrito del que se hace referencia llevará a cabo una asamblea pública en **610 River Plantation Drive, Conroe, Texas 77302**.

La asamblea se realizará a las **6:30 p.m., el día 27 de enero de 2022**.

El asunto a tratar en la asamblea será considerar y actuar sobre lo siguiente:

Adoptar una Orden para Elección de Directores



By:   
 J. Davis Bonham, Jr., Attorney for the District

**RIVER PLANTATION MUNICIPAL UTILITY DISTRICT**

**BOARD MEETING MINUTES**

**December 8, 2021**

**DIRECTORS PRESENT:** Julie Gilmer, Tim Goodman, Mark Robin, Gerard Smith and Tom Vandever

**DIRECTORS ABSENT:** none

**OTHERS PRESENT:** River Plantation Residents Dee Judge, Donna Smith, Robert Smith, Tim Horner, Denise Horner, Kathleen Beck-Duffey and Frank Duffy

Richard Ramirez, District Manager  
J. Davis Bonham, Jr., District Attorney  
Paul Radich, District Attorney  
Taylor Reed, District Engineer  
Jeff Vogler, District Engineer

**FIRST ORDER: CONFIRM MINUTES OF THE BOARD OF DIRECTORS MEETING HELD ON NOVEMBER 10, 2021**

The Board discussed the November 10, 2021 minutes. After discussion, upon motion by Director Robin, seconded by Director Vandever and unanimously carried, the Board approved the minutes of November 10, 2021.

**SECOND ORDER: RECEIVE COMMENTS FROM THE PUBLIC**

The Board considered public comment.

**THIRD ORDER: AUTHORIZE ISSUANCE AND DISTRIBUTION OF OFFICIAL NOTICE OF SALE AND PRELIMINARY OFFICIAL STATEMENT FOR DISTRICT'S \$1,675,000 UNLIMITED TAX PARK BONDS, SERIES 2022**

The Board discussed the Resolution Authorizing the Issuance and Distribution of the Official Notice of Sale and Preliminary Official Statement for the District's \$1,675,000 Unlimited Tax Park Bonds, Series 2022. After discussion, upon motion by Director Goodman, seconded by Director Robin and unanimously carried, the Board Authorized the Issuance and Distribution of the Official Notice of Sale and Preliminary Official Statement for the District's \$1,675,000 Unlimited Tax Park Bonds, Series 2022.

**FOURTH ORDER: AUDIT REPORT**

The Board tabled discussion of the District's audit for the fiscal year ended September 30, 2021.

**FIFTH ORDER: RESOLUTION AFFIRMING REVIEW OF INVESTMENT POLICY, STRATEGIES AND OBJECTIVES AND LIST OF APPROVED BROKERS/DEALERS**

The Board tabled consideration of the Resolution Affirming Review of Investment Policy, Strategies, and Objectives.

**SIXTH ORDER: RECEIVE REPORT FROM ENGINEER**

Taylor Reed presented the engineer's report. The engineer reviewed pending matters with the Board. There were no projects for approval.

**SEVENTH ORDER: RESOLUTION FOR ESTIMATE OF VALUE AT DECEMBER 1, 2021**

Loren Morales requested a December 1, 2021 estimate of value from the Montgomery County Appraisal District. Upon motion made by Director Robin, seconded by Director Goodman, the Board unanimously approved the Resolution requesting a December 1, 2021 estimate of value from the Montgomery County Appraisal District.

**EIGHTH ORDER: REVIEW FINANCIAL AND BOOKKEEPING MATTERS INCLUDING**

The Board reviewed the bookkeeper's report. The Board discussed bookkeeping invoices. Upon duly made by Director Goodman, seconded by Director Vandever, and unanimously carried, the Board approved the bookkeeper's report as presented pending review of MAC charges.

The Board reviewed the tax assessor-collector's report. Upon motion duly made, seconded, and unanimously carried, the Board accepted the tax assessor-collector's report.

The Board reviewed the investment report. Upon motion duly made, seconded, and unanimously carried, the Board approved the investment report.

The Board then considered the payment of District bills. Upon motion duly made by Director Goodman, seconded by Director Robin, and unanimously carried, the Board approved payment of the District bills.

**NINTH ORDER: REVIEW ADMINISTRATIVE REPORTS**

Mr. Ramirez summarized the Manager's Report and Systems Totals Report. The Board noted the improved form of the written report. Upon motion duly made and seconded, the Board unanimously approved the administrative reports.

**TENTH ORDER: AUTHORIZE EMINENT DOMAIN FILING**

The attorney for the District then discussed with the Board the requirement to file a report regarding the District's eminent domain authority with the State Comptroller of Public Accounts. Upon motion duly made, seconded, and unanimously carried, the Board authorized the submission of the report.

**ELEVENTH ORDER: EXECUTIVE SESSION**

No Executive Session was necessary.

**TWELFTH ORDER: PENDING BUSINESS**

The Board then discussed the January 2022 meeting and noted that it will be held on January 27, 2022.

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Gerard Smith  
Secretary

## RIVER PLANTATION MUNICIPAL UTILITY DISTRICT

## Order Awarding Sale of Bonds

The Board of Directors (the “Board”) of River Plantation Municipal Utility District (the “District”) met at a regular meeting at the District’s regular meeting place on January 27, 2022, with a quorum of Directors present as follows:

Julie Gilmer, President  
 Timothy Goodman, Vice President  
 Gerard W. Smith, Secretary  
 Thomas Vandever, Treasurer  
 Mark A. Robin, Assistant Secretary

and the following were absent:

None

when the following business was transacted:

The order set out below was introduced for consideration of the Board. It was then duly moved and seconded that said order be adopted; and, after due discussion, said motion carried by the following vote:

Ayes: All directors shown present.  
 Noes: None.

The order thus adopted is as follows:

Be it ordered by the board of directors of River Plantation Municipal Utility District that to enable the District to proceed with its improvement program for the purposes of purchasing, constructing, acquiring, owning, operating, repairing, improving and extending recreational facilities within the District, pursuant to the bid of \_\_\_\_\_ (the “Purchaser”), which bid was accepted by said Board after publication of the Official Notice of

Sale of District's bonds and after the taking of public bids therefor, and which bid contained the best terms and the best possible price for said bonds, that there be sold to Purchaser for \_\_\_\_\_% of par, or \$\_\_\_\_\_ (yielding a net effective interest rate of \_\_\_\_\_% per annum), the following described bonds (the "Bonds"):

\$1,675,000 River Plantation Municipal Utility District Unlimited Tax Park Bonds, Series 2022, dated February 24, 2022, ordered to be issued by a bond order adopted on January 27, 2022, bearing interest as provided in said bond order which is payable on September 1, 2022, and semiannually thereafter on March 1 and September 1 of each year until the Bonds are paid.

At the request of the Purchaser, the Initial Bond shall be registered in the name of CEDE & Co., as nominee for the Depository Trust Company, New York, New York.

The Bonds shall be delivered to the Purchaser upon the payment of said purchase price, subject to the unqualified approving opinion of the Attorney General of Texas and the unqualified approving opinion of Smith, Murdaugh, Little & Bonham, L.L.P., Houston, Texas.

Delivery is to be made directly to said Purchaser at a bank agreeable to both District and Purchaser.

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Passed and adopted, this January 27, 2022.

JULIE GILMER

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President

ATTEST:

GERARD W. SMITH

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Secretary





I, the undersigned Secretary of the board of directors of River Plantation Municipal Utility District, hereby certify that the foregoing is true and correct copy of the order dated January 27, 2022, by the board of directors of the District awarding the sale of the District's \$1,675,000 Series 2022 Bonds, and of the minute entry made at said Board's regular meeting on the date showing the adoption of said order, as said order and minutes appear of record in the official minute book of the Board, on file in the District's office.

I further certify that said meeting was open to the public and that notice thereof was posted in compliance with the provisions of Tex. Gov't. Code Ann. §551.001 et seq.

Witness my hand and the seal of the District, this January 27, 2022.

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Secretary





## MONTGOMERY CENTRAL APPRAISAL DISTRICT

TONY BELINOSKI, RPA  
CHIEF APPRAISER

December 28, 2021

River Plantation MUD  
PO BOX 747  
Conroe, Texas 77305-0747

RE: MCAD's Board of Directors Election

This letter is to notify you of the outcome of MCAD's Board of Directors Election. Eleven candidates were nominated by the entitled jurisdictions to fill the five positions. The following candidates received the largest number of votes and will serve as the Montgomery Central Appraisal District's Board of Directors for the 2022-2023 term.

Bruce Tough  
Bonar Luzey, II  
Adam Simmons  
Frank Smith  
Arthur Bredehoft

Tammy McRae, County Assessor/Collector, will continue to serve as a non-voting member of the Board of Directors.

Thank you for your participation in this election. Your interest and support are appreciated.

Sincerely,

Tony Belinoski, RPA  
Chief Appraiser

*SERVICE, EXCELLENCE AND EQUITY IN AD VALOREM TAX ADMINISTRATION*

(936) 756-3354 CONROE • (936) 441-2186 METRO • [www.mcad-tx.org](http://www.mcad-tx.org)[website] • P.O. BOX 2233 • CONROE TEXAS 77305-2233


**ESTIMATE OF VALUE**

**THE STATE OF TEXAS** §  
§  
**COUNTY OF MONTGOMERY** §

I, Tony Belinoski, the duly appointed Chief Appraiser of the Montgomery Central Appraisal District, do hereby certify as of **December 1, 2021** that the total Estimated Market Value and Taxable Value of all Property located within Montgomery County, subject to taxation by the **River Plantation MUD** is:


<u>Market Value</u>	<u>Taxable Value</u>
\$191,682,145	\$173,188,528

\*Values may decrease due to sales information, hearings, and developer inventory.

  
\_\_\_\_\_  
Tony Belinoski, RPA  
Chief Appraiser

**SUBSCRIBED AND SWORN (or AFFIRMED) BEFORE ME**, the undersigned authority, this the 4<sup>th</sup> day of January, 2022.



  
\_\_\_\_\_  
Notary Public in and for  
the State of Texas.

# River Plantation

## Municipal Utility District

### Monthly Operating Report

#### December 2021

#### Water Plants

1. Water Treatment Plants are operating normal. 5,864,000 gallons were pumped and 5,217,340 gallons sold with a 3.35% loss.
2. Performed annual P/M service on Emergency Generators at WTP 2 & 3.
3. Winterize Plants.

#### Distribution

1. Distribution system is operating normal.
2. 38 customers were disconnected for past due amounts.
3. Repairs were made to broken 2" water line on Bayou Teche Ct. caused by tree roots.
4. Flushed dead end mains.

#### Waste Water Plant

1. Waste Water Treatment Plant is operating normal. The plant treated 8,025,000 gallons and sent 6,377,000 gallons to the lake for reuse. The plant is operating at 43% of capacity.
2. Winterize STP.

#### Collection System

1. Collection System is operating normal, no issues.

#### Storm Drainage System

1. East Ditch cleaning and bid prep is still delayed due to weather and unavailable equipment to rent.
2. All storm drains are working.
3. 60" pipe and collection box has corroded creating sink hole along South Brandon Road.

# RIVER PLANTATION MUNICIPAL UTILITY DISTRICT

## PARK RULES

- RECREATIONAL AREAS OPEN FROM SUNRISE TO SUNDOWN.
- NO UNAUTHORIZED VEHICLES ALLOWED.
- NO PERSON SHALL WILLFULLY HARM, HARASS, TRAP, CONFINE, CATCH, OR POSSESS WILDLIFE OR DESTROY OR REMOVE PLANT LIFE WITHIN THE RECREATIONAL AREAS.
- NO SMOKING OR FIRE OF ANY KIND.
- AN ADULT MUST SUPERVISE CHILDREN UNDER AGE 13.
- PETS MUST BE ON A LEASH AT ALL TIMES, AND PET WASTE MUST PROMPTLY BE CLEANED UP AND DISPOSED.
- NO GLASS CONTAINERS OR ALCOHOLIC BEVERAGES.
- DUMPING AND LITTERING ARE PROHIBITED.
- THE UNLAWFUL POSSESSION OR DISCHARGE OF ANY WEAPON IS PROHIBITED.
- NO SIGNS OR ADVERTISEMENTS OF ANY KIND.
- NO SOLICITING OR SALES.
- NO CAMPING.
- IN CASE OF EMERGENCY, CALL 911

**VIOLATORS WILL BE PROSECUTED. VIOLATION OF THESE RULES IS THE SAME AS A VIOLATION OF A CITY PENAL ORDINANCE. THE DISTRICT ALSO MAY ASSESS REASONABLE PENALTIES UP TO \$10,000 FOR THE VIOLATION OF THESE RULES, AS PROVIDED BY SECTION 49.004(a) OF THE TEXAS WATER CODE.**

**To report violations, call River Plantation Municipal Utility District at 936.273.4641.**

RIVER PLANTATION MUD  
ANNUAL SYSTEM TOTALS

JANUARY

	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
31										
BEGINNING	33327	45678	397630		937345	67435916	123636	880364	696602	
ENDING	33327	50077	398966		937345	67435916	158,030	882329	703519	
GALS	0	4,399,000	1,336,000	5,735,000	0	0	343,940	1,965,000	6,917,000	8,882,000
AVER	0	141,903	43,097	185,000	0	0	11,095	63,387	223,129	286,516
HIGH		230,000	118,000					467,000	476,000	480,000
LOW		53,000	0					0	0	204,000
CL2 LBS	0	147	45	191				147	519	667
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
5,055,740	71,420	26,130	5,153,290	3,745,000	9,480,000	0	343,940	48%	73%	6.06

FEBRUARY

	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
28										
BEGINNING	33327	50077	398966		937345	67435916	158,030	882329	703519	
ENDING	33327	55461	401481		937345	67435916	186581	884488	710380	
TOTAL GALS	0	5,384,000	2,515,000	7,899,000	0	0	285,510	2,159,000	6,861,000	9,020,000
AVER	0	192,286	89,821	282,107	0	0	10,197	77,107	245,036	322,143
HIGH		299,000						514,000	436,000	580,000
LOW		52000	0					0	0	169,000
CL2 LBS	0	180	84	264				162	515	677
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
8,350,160	129,730	51,180	8,531,070	4,536,000	12,435,000	0	285,510	54%	55%	2.10

MARCH

	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
31										
BEGINNING	33327	55461	401481		937345	67435916	186581	884488	710380	
ENDING	33327	59358	403845		937345	67699789	219451	885942	717134	
TOTAL GALS	0	3,897,000	2,364,000	6,261,000	0	263,873	328,700	1,454,000	6,754,000	8,208,000
AVER	0	125,710	76,258	201,968	0	8,512	10,603	46,903	217,871	284,774
HIGH		211000	124000					293,000	310,000	362,000
LOW		100000	0					0	0	175,000
CL2 LBS	0	130	79	209				109	507	616
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
4,140,590	44,290	15,220	4,200,100	4,559,000	10,820,000	263,873	328,700	44%	62%	1.70

**RIVER PLANTATION MUD  
ANNUAL SYSTEM TOTALS**

**APRIL**

	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
30 BEGINNING	33327	59358	403845		937345	67699789	219451	885942	717134	
ENDING	33327	65064	408617		937345	68999029	254342	887232	723060	
TOTAL GALS	0	5,706,000	1,772,000	7,478,000	0	1,299,240	348,910	1,290,000	5,926,000	7,216,000
AVER	0	190,200	59,067	249,267	0	43,308	11,630	43,000	197,533	240,533
HIGH		301000	136000					426,000	377,000	803,000
LOW		103000	0					0	116000	203,000
CL2 LBS	0	190	59	249				97	445	542
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
7,955,640	136,400	27,250	8,119,290	5,580,000	13,058,000	1,299,240	348,910	40%	45%	6.97

**MAY**

	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
31 BEGINNING	33327	65064	408617		937345	68999029	254342	887232	723060	
ENDING	33327	71509	408633		937345	68999029	287954	891863	731943	
TOTAL GALS	0	6,445,000	1,016,000	7,461,000	0	0	336,120	4,631,000	8,883,000	13,514,000
AVER	0	207,903	32,774	240,677	0	0	10,843	149,387	286,548	435,935
HIGH		338,000	119,000					729,000	460,000	848,000
LOW		113000	0					0	0	233,000
CL2 LBS	0	215	34	249				348	667	1,014
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
8,002,740	146,460	31,440	8,180,640	5,008,000	12,469,000	0	336,120	73%	71%	11.57

**JUNE**

	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
30 BEGINNING	33327	71509	408633		937345	68999029	287954	891863	731943	
ENDING	33327	78457	407526		937345	68999029	321121	893947	740095	
TOTAL GALS	0	6,948,000	893,000	7,841,000	0	0	331,670	2,084,000	8,152,000	10,236,000
AVER	0	231,600	29,767	261,367	0	0	11,056	69,467	271,733	341,200
HIGH		575,000	127,000					546,000	426,000	654,400
LOW		0	0					0	100,000	201,000
CL2 LBS	0	232	30	262				156	612	768
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
7,175,570	217,140	29,250	7,421,960	5,459,000	13,300,000	0	331,670	57%	61%	8.79

**RIVER PLANTATION MUD  
ANNUAL SYSTEM TOTALS**

**JULY**

31	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
BEGINNING	33327	78457	407526		937345	681990296	321121	893947	740095	
ENDING	33327	84942	409524		937345	685213245	345398	894947	747999	
TOTAL GALS	0	6,485,000	1,998,000	8,483,000	0	3,222,949	242,770	1,000,000	7,904,000	8,904,000
AVER	0	209,194	64,452	273,645	0	103,966	7,831	32,258	254,968	287,226
HIGH		394,000	279,000					132,000	363,000	382,000
LOW		100,000	0					0	170,000	244,000
CL2 LBS	0	216	67	283				75	593	668
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
6,238,030	180,260	32,740	6,451,030	6,389,000	14,872,000	3,222,949	242,770	48%	53%	3.90

**AUGUST**

31	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
BEGINNING	33327	84942	409524		937345	685213245	345398	894947	747999	
ENDING	33327	92801	413288		937345	689845870	358083	896041	754583	
TOTAL GALS	0	7,859,000	3,764,000	11,623,000	0	4,632,625	126,850	1,094,000	6,584,000	7,678,000
AVER	0	253,516	121,419	374,935	0	149,440	4,092	35,290	212,387	247,677
HIGH		333,000	226,000					305,000	283,000	324,000
LOW		113,000	0					0	9,000	132,000
CL2 LBS	0	262	126	388				82	494	576
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
11,450,390	436,670		11,887,060	9,228,000	20,851,000	4,632,625	126,850	41%	32%	1.62

**SEPTEMBER**

30	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
BEGINNING	33327	92801	413288		937345	689845870	0	896041	754583	
ENDING	33327	100141	416520		937346	693966226	23504	898154	760126	
TOTAL GALS	0	7,340,000	3,232,000	10,572,000	100	4,120,356	235,040	2,113,000	5,543,000	7,666,000
AVER	0	244,667	107,733	352,400	3	137,345	7,835	70,433	184,767	255,200
HIGH		312,000	269,000					328,000	258,000	383,000
LOW		24,000	0					0	0	183,000
CL2 LBS	0	245	108	353				159	416	575
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
10,955,990	264,260	48,550	11,268,800	7,669,000	18,241,100	4,120,256	235,040	43%	30%	7.33



**RIVER PLANTATION MUD  
ANNUAL SYSTEM TOTALS**

**OCTOBER**

	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
31										
BEGINNING	33327	100141	416520		937346	693966226	23504	898154	760126	
ENDING	33327	106824	417543		937346	699088342	35438	899551	768439	
TOTAL GALS	0	6,683,000	1,023,000	7,706,000	0	5,122,116	119,340	1,397,000	6,313,000	7,710,000
AVER	0	215,581	33,000	248,581	0	165,230	3,850	45,065	203,645	248,710
HIGH		322000	206000							411,000
LOW		116000	0							202,000
CL2 LBS	0	223	34	257				105	474	579
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
7,146,660	254,470		7,401,150	5,309,000	13,015,000	5,122,116	119,340	41%	49%	3.58

**NOVEMBER**

	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
30										
BEGINNING	33327	106824	417543		937346	177827000	48862	899551	766439	
ENDING	33327	112977	418126		937346	179245000	72647	900310	773141	
TOTAL GALS	0	6,153,000	583,000	6,736,000	0	1,418,000	237,850	759,000	6,702,000	7,461,000
AVER	0	205,100	19,433	224,533	0	47,267	7,928	25,300	223,400	248,700
HIGH		278000	109000					87,000	313000	364,000
LOW		107000	0					0	145000	183,000
CL2 LBS	0	205	19	225				57	503	560
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
6,771,930	255,880	37,040	7,064,850	4,552,000	11,288,000	1,418,000	237,850	41%	59%	3.57

**DECEMBER**

	WELL 1	WELL 2	WELL 3	TOTAL RPMUD	RPCC	IRRIGATION	STP CL2	STP-RIVER	STP-LAKE	TOTAL STP
31										
BEGINNING	33327	112977	418126		937346	179245000	72647	900310	773141	
ENDING	33327	118284	419746		937351	179834000	113243	901958	779518	
TOTAL GALS	0	5,307,000	1,620,000	6,927,000	500	589,000	405,960	1,648,000	6,377,000	8,025,000
AVER	0	171,194	52,258	223,452	16	19,000	13,095	53,161	205,710	258,871
HIGH		356,000	120,000					298,000	385000	623,000
LOW		91,000	0					0	0	179,000
CL2 LBS	0	177	54	231				124	479	602
BILLED RES	BILLED COM	BILLED EPUD	TOTAL BILLED	TOTAL EPUD	TOTAL GRP	REUSE	REUSE	% Flow	REUSE	Rain
5,119,910	97,430	33,850	5,251,190	3,864,000	10,791,500	588,500	405,960	43%	59%	2.30

BILLED	
TOTAL RES	TOTAL EPUD
88,363,370	332,650

**RIVER PLANTATION MUD  
ANNUAL SYSTEM TOTALS**

WELL 1	WELL 2	WELL 3	RPMUD	EPUD	RPCC	STP CL2	STP RIVER	STP LAKE	Lake Max
0	72,606,000	22,116,000	94,722,000	65,898,000	600	3,342,660	21,594,000	82,916,000	88,000,000
0	199,071	60,757	259,828		2		59,230	227,227	
0	336,000	143,000	396,000						
0	7	2	9						

ANNUAL TOTALS  
DAILY AVERAGE  
DAILY MAX  
DATE OF MAX  
CL2 LBS/DAY

RPMUD PUMPED	RPMUD BILLED	GALS UNACC	PERCENT UNACC	TOTAL GALS IRRIGATED	TOTAL GALS TO LAKE	TOTAL GALS TREATED	TOTAL RAIN
94,722,000	90,930,430	3,791,570	4.00%	20,668,159	82,916,000	104,510,000	59.49

SYSTEM TOTAL

LINE FLUSHING/BREAKS LEAKAGE EST.	ANNUAL DAILY AVER WELL	PERCENT ACC WATER	ANNUAL REUSE	ANNUAL DAILY AVER STP	ANNUAL AVER % Flow STP
	259,828	1.47%	52%	286,457	47.7%

LSGCD  
GRP

PERMIT	RPMUD	EPUD	RPCC	GRP TOTAL	ANNUAL GRP	ANNUAL STP CL2
	158,107,837	77,150,681	35,000,000	270,258,518	20,667,559	3,342,660
ACTUAL	94,722,000	65,898,000	600	160,620,600	REUSE	REUSE
BALANCE +/-	63,385,837	11,252,681	34,999,400	109,637,918	20,667,559	3,342,660

# System Totals Report

## River Plantation MUD

Water Pumped This Month	5,864,000 Gallons
Water Sold This Month	5,217,340 Gallons
Water Used for Fire and Flushing Line	450,000 Gallons
Water Loss	196,660 Gallons
Water Loss (%)	3.35 %

Broken water line

	Amount (\$)	# Of Accounts
Total Water	20,624.58	948
Total Sewer	34,552.25	930
Total Service Charge	1,346.12	209
Total LSG Fee	729.90	925
Total Adjustments	145.57	55
Total Reconnect Fee	1,450.00	29
Total ST Fee	276.30	948
<b>Total Current Charges</b>	<b>59,124.72</b>	<b>949</b>
Amount Past Due 1-30 Days	4,457.48	72
Amount Past Due 31-60 Days	340.50	4
Amount Past Due Over 60 Days	2,410.76	24
Amount Of Overpayments/Prepayments	-17,810.41	362
<b>Total Receivables</b>	<b>48,523.05</b>	<b>987</b>

Total Receipts On Account	68,016.36	852
Net Change in Deposits	1,520.08	21
Amount of All Deposits	106,675.39	969
Amount of All Deposit 2	1,308.00	14
Turned Off Accounts (Amount Owed)	1,026.47	31
Collection Accounts (Amount Owed)	-177.60	717
Number Of Unread (Turned On) Meters		
Average Usage For Active Meters	5,324	980
Average Water Charge For Active Meters	21.76	948

Usage Groups	Gallons	# Of Accounts	Usage Gallons	% Of Usage	% Of Sales
Over 50,000		2	148,320	2.84	3.22
40,001-50,000		1	46,020	0.88	0.82
30,001-40,000		7	237,660	4.56	3.94
20,001-30,000		5	115,840	2.22	1.95
10,001-20,000		91	1,259,820	24.15	19.95
8,001-10,000		57	514,370	9.86	8.27
6,001-8,000		112	783,320	15.01	13.21
4,001-6,000		222	1,084,790	20.79	19.58
2,001-4,000		287	863,660	16.55	18.76
1-2,000		154	163,540	3.13	9.18
Zero Usage		42	0	0.00	1.13
<b>Total Meters</b>		<b>980</b>	<b>5,217,340</b>	<b>100.00</b>	<b>100.00</b>

# System Totals Report

River Plantation MUD

## Monthly Reconciliation

Ending Receivables (Last Month)		57,414.69
Sales this Month	+	58,979.15
Adjustments this Month		145.57
Less Payments this Month	-	<u>68,016.36</u>
	=	48,523.05
Total Receivables		<b>48,523.05</b>
Ending Deposits (Last Month)		106,463.31
Changes this Month		<u>1,520.08</u>
	=	107,983.39
Total Deposits		<b>107,983.39</b>

ANNUAL FILING AFFIDAVIT

THE STATE OF TEXAS                   §  
   §  
COUNTY OF MONTGOMERY           §

I, Julie Gilmer, President of River Plantation Municipal Utility District, hereby swear, or affirm, that the district named above has reviewed and approved at a meeting of the Board of Directors of the District on January 27, 2022, its annual audit report for the fiscal year or period ended September 30, 2021 and that copies of the annual audit report have been filed in the district office located at 610 River Plantation Drive, Conroe, Texas 77302.

The annual filing affidavit and the attached copy of the annual audit report are being submitted to the Texas Commission on Environmental Quality in satisfaction of all annual filing requirements within Section 49.194 of the Texas Water Code.

Dated: January 27, 2022.

By: \_\_\_\_\_  
Julie Gilmer, President of River  
Plantation Municipal Utility District

Sworn to and subscribed to before me on this \_\_\_\_\_, 2022, by Julie Gilmer, President of River Plantation Municipal Utility District, by and on behalf of said District.

\_\_\_\_\_  
Notary Public, State of Texas

RIVER PLANTATION MUNICIPAL UTILITY DISTRICT

Resolution Affirming Review  
of Investment Policy, Strategies and Objectives

The Board of Directors (“Board”) of River Plantation Municipal Utility District (“District”) met at the Board’s regular meeting place on January 27, 2022, with a quorum of directors present, as follows:

Julie Gilmer, President  
Timothy Goodman, Vice President  
Gerard W. Smith, Secretary  
Thomas Vandever, Treasurer  
Mark A. Robin, Assistant Secretary

and the following absent:

None

when the following business was transacted:

Whereas, the District is required by the Public Funds Investment Act, Tex. Gov’t. Code Chapter 2256 (the “Act”) to adopt an investment policy for the purchase and management of investments for District funds; and

Whereas, Section 2256.005 (e) of the Act and the District’s investment policy requires that the District review its investment policy, strategies and objectives not less than annually; and

Whereas, as a part of the District’s 2021 fiscal year end audit review, the District has reviewed its investment policy, strategies and objectives and has determined that the policy should remain in effect with no changes.

Whereas, as a part of its annual review, the District shall review, revise if necessary, and adopt a list of qualified brokers that are authorized to engage in investment transactions with the District.

Whereas, the District has determined that the brokers listed on Exhibit “A” are qualified and authorized to engage in investment transactions with the District.

NOW, THEREFORE, be it resolved by the Board of Directors of the District as follows:

1. In accordance with Section 2256.005(e) of the Act and the District’s investment policy, the investment policy and the investment strategies and objectives of the District have been reviewed by the Board.

2. The Board has determined that the investment policy and investment strategies and objectives of the District are appropriate for the District’s purposes and should not be changed.

3. The brokers listed on Exhibit “A” are qualified and authorized to engage in investment transactions with the District.

The president or vice president is authorized to execute and the secretary, assistant secretary or secretary pro tempore to attest this Resolution on behalf of the District.

JULIE GILMER

\_\_\_\_\_  
President

ATTEST:

GERARD W. SMITH

\_\_\_\_\_  
Secretary

I, the undersigned Secretary of the Board of Directors of River Plantation Municipal Utility District, hereby certify that the foregoing is a true and correct copy of the resolution adopted by said Board at its meeting of January 27, 2022, and a minute entry of that date showing the adoption thereof, the original of which resolution appears in the minute book of said Board, on file in the District's office.

I further certify that said meeting was open to the public, and that notice thereof was posted in compliance with the provisions of Tex. Gov't. Code Ann. § 551.001 et seq.

Witness my hand and seal of said District, this January 27, 2022.

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Secretary





Exhibit "A"  
 Qualified List of Brokers

AMEGY BANK A DIVISION OF ZIONS BANCORP.  
 ALLEGIANCE BANK  
 AMERICAN BANK OF COMMERCE (ABC BANK)  
 AMERICAN NATIONAL BANK OF TEXAS  
 AMERANT BANK  
 AUSTIN CAPITAL BANK  
 BANCORPSOUTH  
 BANK OF AMERICA  
 BANK OF HOUSTON  
 BANK OF NEW YORK MELLON  
 BANK OF TEXAS DIVISION OF BOKF NA  
 BOK FINANCIAL SECURITIES  
 BANK OZK  
 BANK OF THE WEST  
 BEAL BANK  
 CADENCE BANK  
 CAPITAL ONE  
 CAPITAL BANK OF TEXAS  
 CENTRAL BANK  
 CHASEWOOD BANK  
 CITIBANK N.A.  
 COMERICA BANK  
 COMMERCIAL STATE BANK  
 COMMUNITY BANK OF TEXAS  
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 -----  
 COMMUNITY BANK OF TEXAS  
 EAST WEST BANK  
 FEDERATED IHERMES INC  
 FIRST FINANCIAL BANK  
 FIRST CITIZENS BANK  
 FIRST NAT'L. BANK TEXAS / FIRST CONVENIENCE BANK  
 THE FIRST NATIONAL BANK BASTROP  
 THE FIRST NATIONAL BANK OF BELLVILLE  
 FIRST HORIZON BANK  
 FIRST TEXAS BANK  
 FIRST UNITED BANK  
 FRONTIER BANK  
 FROST BANK  
 GUARANTY BANK & TRUST N.A.  
 HANCOCK WHITNEY BANK  
 HERRING BANK  
 HILLTOP SECURITIES  
 HOMETOWN BANK N.A.  
 INDEPENDENT BANK  
 INTERNATIONAL BANK OF COMMERCE  
 JP MORGAN CHASE  
 LOGIC

LONE STAR BANK  
 LONESTAR CAPITAL BANK (FORMERLY BUSINESS BK OF TX)  
 LONE STAR INVESTMENT POOL  
 MOODY NATIONAL BANK  
 MORGAN STANLEY  
 NEW FIRST NATIONAL BANK  
 ORIGIN BANK  
 PIONEER BANK  
 PLAINS CAPITAL BANK  
 PLAINS STATE BANK  
 PNC BANK  
 PROSPERITY BANK  
 PFM ASSET MANAGEMENT LLC  
 R BANK  
 RAYMOND JAMES FINANCIAL  
 RBC CAPITAL MARKETS  
 REGIONS BANK  
 ROBERT BAIRD  
 SIMMONS BANK  
 SPIRIT OF TEXAS BANK  
 SOUTHSIDE BANK  
 SOUTHSTAR BANK, 33B  
 STATE BANK OF TEXAS  
 TEXAS CLASS  
 -----  
 -----  
 TEXAS CLASS  
 TEXPOOL  
 TEXSTAR INVESTMENT POOL  
 TEXAN BANK (formerly Bank of Fort Bend)  
 TEXAS CAPITAL BANK  
 TEXAS FIRST BANK  
 TEXAS EXCHANGE BANK  
 TEXAS GULF BANK  
 TEXAS REGIONAL BANK  
 TIB - THE INDEPENDENT BANKERS BANK  
 TEXAS CITIZENS BANK  
 TEXAS REGIONAL BANK  
 THE FIRST STATE BANK  
 THIRD COAST BANK  
 TRUIST FINANCIAL CORP  
 TRUSTMARK NATIONAL BANK  
 UBANK  
 UBS FINANCIAL SERVICES  
 UNITED BANK OF EL PASO DEL NORTE  
 UNITED TEXAS BANK  
 UNITY NATIONAL BANK  
 US BANK  
 VANTAGE BANK TEXAS  
 VERITEX COMMUNITY BANK  
 WALLIS BANK  
 WELLS FARGO  
 WELLS FARGO ADVISORS  
 WELLS FARGO SECURITIES  
 WESTSTAR BANK  
 WOODFOREST NATIONAL BANK

**RIVER PLANTATION MUNICIPAL UTILITY DISTRICT**

Order for Election of Directors

At a meeting of the board of directors (the “Board”) of River Plantation Municipal Utility District (the “District”) held on January 27, 2022, at which a quorum of said Board was present, as follows:

Julie Gilmer, President  
 Timothy Goodman, Vice President  
 Gerard W. Smith, Secretary  
 Thomas Vandever, Treasurer  
 Mark A. Robin, Assistant Secretary

and the following absent:

None

the following business was transacted:

It was duly moved, seconded and unanimously carried that the order set out below be passed and adopted, all directors present voting “aye” and no one voting “no.” The order thus adopted is as follows:

Whereas, it is required by statute that an election of directors of the District be held on the first Saturday in May of 2022.

It is, therefore, ordered by the Board of the District as follows:

An election shall be held on May 7, 2022 between the hours of 7:00 a.m. and 7:00 p.m. for the purpose of electing three (3) directors to be elected directors for said District, each to serve for four years.

The District shall enter into an agreement (“Agreement”) with Montgomery County (the “County”) to be administered by the Montgomery County Elections Administrator for the purpose of the County’s provision to the District of certain election services and equipment needed by the District to conduct the District’s May 7, 2022 election. The County shall be

responsible for furnishing services and equipment and performing duties as described in the Agreement.

For purposes of said election the District hereby adopts the Montgomery County voting precincts. The District hereby adopts as its early voting and election day polling places and hours of election those polling places and hours designated by Montgomery County, as set out in the Agreement. Voting shall be held at the applicable Montgomery County early voting and election day polling places, whether such early voting or election day polling locations are within or outside of the District's boundaries.

Only duly qualified resident voters of the District shall be entitled to vote at the election.

The election will be conducted in compliance with the provisions of the Texas Election Code and all other applicable laws.

Paper and/or electronic ballots shall be used in the election. Ballots and voting instructions shall be made available in the English and Spanish languages for those requesting same.

The District's attorneys shall be and are hereby authorized and directed to assist the secretary of the Board in receiving candidate applications for a place on the ballot, certifying the names of candidates for placement on the ballot, preparing the official ballot, translation of the ballot into the Spanish language, and providing to the County such information and documents as may be required in the Agreement pertaining to the conduct of the election and post-election day procedures.

Early voting shall be conducted at locations designated by Montgomery County, which, for purposes of this election, are each hereby declared by the District to be a public place. Early voting by personal appearance shall be conducted beginning on April 25, 2022 and ending on

May 3, 2022 at the early voting polling places on each day and during the hours of early voting designated by Montgomery County. The location of the main early voting polling place is: Central Library, Large Meeting Room, 104 1-45 North, Conroe, Texas 77301. Applications for ballots by mail shall be sent to the Early Voting Clerk by regular mail to: Early Voting Clerk, Montgomery County Elections Administrator, P.O. Box 2646, Conroe, Texas 77305-2646; by common or contract carrier to: Early Voting Clerk, Montgomery County Elections Administrator, 9159 Airport Road, Conroe, Texas 77303; by FAX to (936) 788-8340; or by email to [elections.ballot@mctx.org](mailto:elections.ballot@mctx.org). For further information, contact the Early Voting Clerk by telephone at (936) 539-7843 or visit the internet website <https://electionss.mctx.org/>.

Applications for ballots by mail must be received no later than the close of business at 5:00 p.m. on Tuesday, April 26, 2022. To be effective, an original 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 President of the Board is authorized and directed to execute and post or publish as required by law a notice of said election, and the President or Vice President and the Secretary, Assistant Secretary or Secretary Pro Tempore are authorized and directed to do all other things proper and necessary for the consummation of said election.

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Passed and adopted on the date first above written.

JULIE GILMER

\_\_\_\_\_  
President

ATTEST:

GERARD W. SMITH

\_\_\_\_\_  
Secretary

I, the undersigned Secretary of the Board of Directors of River Plantation Municipal Utility District, hereby certify that the foregoing is a true and correct copy of the order of said Board calling a directors election to be held for the District on May 7, 2022, adopted at said Board's meeting held on January 27, 2022, and excerpts from the minutes of the Board's regular meeting held on that date showing its adoption, the originals of which order and minutes are on file in the official minute book of the Board, in the District's office.

I further certify that said meeting was open to the public, and that notice was given in compliance with the provisions of Tex. Gov't. Code Ann. § 551.001 et seq.

Witness my hand and the seal of said District, this January 27, 2022.

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Secretary



ELECTION SERVICES AGREEMENT

STATE OF TEXAS                    )  
COUNTY OF MONTGOMERY        )

**THIS CONTRACT** is made this 31st day of December, 2021, by and between the Political Subdivision of     River Plantation Municipal Utility District    , hereinafter called “Political Subdivision,” and Montgomery County, Texas, by its County Election Officer, Suzie Harvey, hereinafter called “Contracting Officer,” pursuant to Texas Election Code Section 31.092. The parties agree to hold a May 7, 2022 Joint Election with all participating Political Subdivisions in accordance with Chapter 271 of the Texas Election Code and this Agreement. This Agreement is entered into in consideration of the mutual covenants and promises hereinafter set out:

- 1. **RECITALS.** Contracting Officer is the Elections Administrator of Montgomery County, Texas, and is the County Officer in charge of election duties. Political Subdivision is a political entity situated wholly or partially within Montgomery County, Texas. Political Subdivision and Contracting Officer have determined that it is in the public interest of Montgomery County voters that the following contract be made and entered into for the purpose of having Contracting Officer furnish to Political Subdivision certain election services and equipment needed by Political Subdivision in connection with holding its May 7, 2022 Election. Montgomery County’s certified Hart InterCivic eSlate Voting System Version 6.2.1 electronic voting equipment is to be used in the May 7, 2022 Joint Election, hereinafter called “Joint Election.”
  
- 2. **DUTIES AND SERVICES OF CONTRACTING OFFICER.** Contracting Officer shall be responsible for performing the following duties and shall furnish the following services and equipment:
  - (a) Determine the number of election officials and voting equipment units needed for each polling location. Notify and coordinate presiding election judges, alternate judges, and all other election officials appointed by Montgomery County Commissioners’ Court and the County Election Board or recommended by Contracting Officer, as applicable. Montgomery County or Contracting Officer, as applicable, will make emergency appointments of election officials if necessary.
  
  - (b) Conduct necessary training of election officials or arrange for training through a third party. Notify all early voting and Election Day officials of the date, time, and place thereof.
  
  - (c) Arrange for the use of early voting locations per the attached Exhibit A and Election Day polling locations per the attached Exhibit B. If the need arises for emergency replacement polling location(s), make necessary alternate arrangements and notify Political Subdivision as soon as possible.

- (d) Procure election kits and supplies and distribute to the election judges and early voting deputies. Assemble and edit lists of registered voters to be used in conducting the election in conformity with the boundaries of Political Subdivision and the election precincts established for the election. The Election Day list of registered voters shall be arranged in alphabetical order, as applicable to the election, in lieu of alphabetical order by political entity.
- (e) Prepare and test all electronic voting equipment, format ballot styles, record audio, oversee all equipment and voter registration database programming, assure compliance with equipment security requirements, and arrange for transport of equipment to and from polling locations.
- (f) Serve as Early Voting Clerk for the Joint Election. Process, print, mail, email, or deliver in person, as applicable, and tabulate ballots for any eligible voter who applies for a mail ballot including all eligible Federal Post Card Application voters. Supervise the conduct of early voting in person and appoint sufficient personnel to serve as deputy early voting clerks. Provide lists of early voters as provided by law through the Montgomery County Elections Public Information web access program.
- (g) Provide the publication in English and Spanish of one legal notice of the date, time, and place of the public logic and accuracy test and first test of automatic tabulating equipment in *The Conroe Courier*. Prepare test materials and conduct internal election testing and the required public logic and accuracy test and tests of tabulation equipment. Provide the publication in English and Spanish of a legal notice of joint election one time in Montgomery County newspaper(s).
- (h) Arrange for all personnel, equipment, and supplies needed for the early voting ballot board, signature verification committee if applicable, tabulation, and central counting station. Tabulate early voting and Election Day results, including paper ballots and provisional ballots. Tabulate unofficial returns and assist in preparing the tabulation for the official canvass. Provide Political Subdivision its voter history report following the election through the Montgomery County Elections Public Information web access program.
- (i) Serve as Custodian of Records for election records in Contracting Officer's custody and provide the required temporary storage and permanent storage of said election records as provided by law.
- (j) Provide information services for voters and election officers.
- (k) Maintain accurate records of all expenses incurred in connection with the responsibilities under this Agreement and provide Political Subdivision a final invoice after the conduct of the election. Provide any detailed backup to such invoice, if requested, reflecting the charges or components of the costs set forth on the invoice submitted to Political Subdivision.
- (l) Conduct a partial manual count as provided by Section 127.201 of the Texas Election Code if required for the County election or if Political Subdivision provides Contracting Officer precincts and races ordered by the Secretary of State to be manually counted. Contracting



Officer shall deliver a written report of the results of any such count to the Office of the Secretary of State in accordance with Section 127.201(e) of the Texas Election Code and, if requested, to Political Subdivision in a timely manner.

(m) Place the funds paid by Political Subdivision hereunder in a "contract fund" as prescribed by Section 31.100 of the Texas Election Code.

3. **DUTIES AND SERVICES OF POLITICAL SUBDIVISION.** Political Subdivision shall be responsible for performing the following duties:

- (a) Prepare all election orders, resolutions, notices, and other pertinent documents for adoption and execution by the appropriate Political Subdivision officer or body. Take all actions necessary for calling Political Subdivision's election which are required by the Texas Election Code and/or the Political Subdivision's governing body, charter, ordinances, or other applicable laws. Execute a Joint Election Agreement with all participating Political Subdivisions for the purpose of sharing election equipment, election officials, polling places, and costs. Serve as Custodian of Records for all election records in its possession as provided by law.
- (b) Political Subdivision shall be responsible for the legal sufficiency of any order calling its election. Political Subdivision shall be responsible for all substantive and procedural legal issues governing the conduct of its election. Political Subdivision understands and agrees that Contracting Officer provides no legal advice to Political Subdivision.
- (c) Adopt the County Election Precincts, consolidated County Election Precincts ordered by the Montgomery County Commissioners' Court, or precincts recommended by Contracting Officer, as applicable, for this election. Adopt all early voting dates, times, and locations on the attached Exhibit A. Adopt the election day polling locations on the attached Exhibit B at which Political Subdivision's election will be held.
- (d) If required, prepare any necessary preclearance submission on all voting changes made by Political Subdivision and timely submit to the U. S. Department of Justice under the Federal Voting Rights Act of 1965, as amended.
- (e) Prepare, post, and publish all required election notices for Political Subdivision with the exception of the joint election notice and the notice of the public test, which Contracting Officer shall publish. In addition, if polling locations for Joint Election are different than those for Political Subdivision's previous election, Political Subdivision shall post notice at the entrance to any previous polling places in its jurisdiction stating that the polling location has changed and shall provide the polling location and address for those voters for this election, pursuant to Texas Election Code Section 43.062, unless Contracting Officer has posted notice of the change at that location for Joint Election. Educate the voters in Political Subdivision as much as possible about early voting dates, times, and locations and election day polling locations.
- (f) Timely confirm with Contracting Officer Political Subdivision's boundaries, County Election Precincts, and street details within those boundaries. If boundaries are not defined properly within Montgomery County Elections voter registration database, maps and street

lists with block ranges and odd/even/both indicators must be provided to Contracting Officer. Proof and approve all programming work done for the jurisdiction according to the Exhibit C Timetable.

- (g) Deliver to Contracting Officer, according to the attached Exhibit C Timetable, an Entity Fact Sheet, Ballot Template with Spanish translations, candidate names or measures, copies of candidate applications, and the order in which all items are to be printed on the ballot with the exact form and spelling. Provide pronunciation for difficult names or words for use on the ballot audio recording. Review ballot proofs and approve by signature within deadlines provided.
- (h) Appoint Contracting Officer as Early Voting Clerk to receive applications for ballot by mail at

<u>Mail</u>	<u>Email*</u>	<u>Fax*</u>
Suzie Harvey Elections Administrator P. O. Box 2646 Conroe, TX 77305-2646	election.ballot@mctx.org	(936) 788-8340

\*If an Application for Ballot By Mail is submitted by email or fax or if a Federal Post Card Application is submitted by fax, to be effective, the original application must also be physically submitted and be received not later than the fourth business day after it is received by email or fax.

All requests for early voting ballots to be voted by mail that are received by Political Subdivision must be forwarded in person or by email or fax to Contracting Officer on the day of receipt. Original applications that are received by mail and forwarded by email or fax must also be mailed to Contracting Officer for all processing.

- (i) Appoint election officials as appointed by Montgomery County Commissioners’ Court and the County Election Board or recommended by Contracting Officer, as applicable.
- (j) If requested, assist Contracting Officer with recruiting bilingual poll workers and provide documentation of Political Subdivision’s efforts if requested by the U. S. Department of Justice.
- (k) If candidate information packet is provided to Political Subdivision by Contracting Officer, distribute to all candidates at time of candidate filing or in another appropriate manner.
- (l) Pay additional costs incurred by Contracting Officer for any ballot or election changes after deadlines, recount, election contest, newly ordered election, or a runoff election, if required, unless prohibited by law.
- (m) Immediately forward to Contracting Officer any information received from the Secretary of State regarding a manual count of precincts and races or a waiver of the manual count. Contracting Officer must receive this information on the same day received by Political Subdivision because of the short deadline for Contracting Officer to begin the process.

- (n) Canvass the returns and declare the election results for Political Subdivision. Political Subdivision is responsible for filing any precinct reports with the Secretary of State if required, unless both parties agree that Contracting Officer will submit precinct reports.
- (o) Pay a deposit of 60% of its estimated cost per the Exhibit D Cost Estimate within thirty days from the date of Exhibit D Cost Estimate, if required. Pay the balance for conducting said election within thirty days from the date of final invoice. All payments shall be made from current revenues available to Political Subdivision. If the amount owed for conducting the election is less than the deposit paid by Political Subdivision, Contracting Officer shall refund the overpayment in a prompt manner.

Checks shall be made payable to:

Montgomery County Elections Administrator  
P O Box 2646, Conroe, Texas 77305-2646.

- 4. **COST OF SERVICES.** Political Subdivision shall share some expenses for the above services, supplies, and equipment in accordance with the Exhibit D Cost Estimate. This cost estimate may be amended, if necessary, after filing deadlines and election cancellations. Additional elections may reduce costs for each entity, and election cancellations may increase costs for each remaining entity. It is understood that other political entities may wish to participate in the use of the County's electronic voting equipment and polling locations, and it is agreed that Contracting Officer may enter into other contracts with entities for those purposes on terms and conditions generally similar to those set forth in this Agreement. Only the actual expenses directly attributable to this Agreement and any prorated shared expenses plus a 10% administrative fee may be charged to Political Subdivision.

#### 5. **GENERAL CONDITIONS.**

- (a) The parties agree that the timing is critical for all duties in this Agreement. Failure to adhere to any deadline in the Exhibit C Timetable without prior agreement of Contracting Officer may result in cancellation of Contracting Officer's duties and obligations to conduct Political Subdivision's election under this Agreement or, at the discretion of Contracting Officer, a late penalty surcharge in an amount not to exceed 10% of the final election cost. Adherence to the Timetable is critical because of Montgomery County's obligation to complete all programming and testing, process, print, and mail or email, as applicable, any military and overseas ballots by state and federal deadlines, and conduct federal, state, county, and/or other contracted elections, as applicable.
- (b) In accordance with Section 31.098 of the Texas Election Code, Contracting Officer is authorized to contract with third persons for election services and supplies and hire necessary temporary personnel to perform contracted duties. Part-time and seasonal personnel will be compensated at the hourly rate set by Montgomery County.
- (c) Pursuant to Section 31.100(d) of the Texas Election Code, Contracting Officer may not be personally compensated for election services performed under this Agreement. In accordance with Section 31.100(e) of the Texas Election Code, only costs for contractual duties performed outside of normal business hours by personnel regularly employed by Contracting Officer will be allocated to Political Subdivision under this Agreement.

- (d) Political Subdivision acknowledges that electronic voting equipment is highly technical and it is conceivable that, despite the best effort of the parties and technical assistance, it might fail during the election. Contracting Officer will take every possible action to remedy the situation, but Political Subdivision agrees that should such equipment fail, it will not make any claim for damages of any kind.
- (e) The county early voting sites as per the attached Exhibit A will be used for the Joint Election. Any eligible Montgomery County voter in the Joint Election may vote early by personal appearance at any one of the joint early voting locations in Exhibit A.
- (f) Montgomery County Elections Department is contracting with numerous political entities for the Joint Election, and the parties agree that all ballot styles will be programmed into one electronic voting system. Each voter will receive one ballot that contains all races and measures in the Joint Election for which the voter is eligible at the address and in the precinct of the voter's current registration in Montgomery County. One joint voter sign-in process consisting of a common list of Montgomery County registered voters and common signature rosters shall be used.
- (g) In accordance with Section 31.099 of the Texas Election Code, Contracting Officer shall file copies of this Agreement with the Auditor and Treasurer of Montgomery County not later than the 10th day from receipt of the fully executed Agreement by Contracting Officer.
- (h) Montgomery County is self-insured for personal liability issues. Should Political Subdivision desire insurance for injuries during this election or other liabilities, it shall make such arrangements separate from this Agreement.
- (i) In the event that the performance by Contracting Officer of any of its obligations hereunder shall be interrupted or delayed by any occurrence not occasioned by its own conduct, whether such occurrence be an act of God or the result of war, riot, civil commotion, sovereign conduct, or the act or condition of any persons not a party thereof, then it shall be excused from such performance for such period of time as is reasonably necessary after such occurrence to remedy the effects thereof.
- (j) The parties to this Agreement agree that Political Subdivision may cancel this Agreement in the event that it has no need to participate in Joint Election. If Political Subdivision cancels its participation after the deadline in Exhibit C Timetable, a \$1,000 contract preparation and processing fee will be assessed to Political Subdivision in addition to any costs incurred by Contracting Officer on behalf of Political Subdivision prior to said cancellation. A 10% administrative fee will be added to all charges for services provided under this agreement, including services related to a canceled election or canceled participation for which notification is provided to Contracting Officer after the deadline in Exhibit C Timetable.
- (k) Political Subdivision has the option of extending the applicable terms of this Agreement through its runoff election, if required. Political Subdivision shall be responsible for locating acceptable runoff polling locations, although Contracting Officer may assist. Political Subdivision may reduce the number of early voting locations and/or election day


polling locations in a runoff election. If Political Subdivision elects to have Contracting Officer conduct a runoff election, the date must be acceptable to Contracting Officer and shall be coordinated with other participating entities. Costs will be allocated to the participating entities, plus a 10% administrative fee shall be charged. Political Subdivision shall be responsible for all orders, notices, and notice of election postings and publications required for its runoff, except the publication of the notice of public logic and accuracy test which Contracting Officer will publish.

The foregoing Election Services Agreement is made in Montgomery County, Texas, and is signed on the dates below.

**[Remainder of this page intentionally left blank; signature page to follow.]**

MONTGOMERY COUNTY, TEXAS

December 31, 2021  
Date Signed

By:   
Suzie Harvey, Elections Administrator  
"Contracting Officer"  
9159 Airport Road  
Conroe, Texas 77303  
Phone: (936) 539-7843 Fax: (936) 788-8340  
Email: [suzie.harvey@mctx.org](mailto:suzie.harvey@mctx.org)

River Plantation Municipal Utility District

"Political Subdivision"

Date Signed

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Address: P. O. Box 747  
City, State, Zip: Conroe, TX 77305  
Phone: 936-273-4641 Fax: 936-273-4804  
Email: \_\_\_\_\_

# Joint Election Agreement

Political Subdivision of River Plantation Municipal Utility District

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WHEREAS, the undersigned Political Subdivisions (collectively referred to hereinafter as "Participating Entities") will each hold an election on May 7, 2022; and

WHEREAS, Montgomery County Elections Administrator, Suzie Harvey, as Montgomery County's Election Officer, has entered into separate Election Services Agreements with each of the undersigned Participating Entities wherein the County's Election Officer will administer elections occurring on May 7, 2022, to be held in precincts in Montgomery County, as authorized under Subchapter D of Chapter 31 of the Texas Election Code ("Election Services Agreements"); and

WHEREAS, the Participating Entities desire to enter into a Joint Election Agreement, as authorized under Chapter 271 of the Texas Election Code, for the purpose of sharing election equipment, election officials, polling places, and costs where appropriate.

NOW, THEREFORE, Participating Entities enter this Joint Election Agreement under the terms that follow:

## **I. Scope of Joint Election Agreement**

The Participating Entities enter this Joint Election Agreement ("Agreement") for the purpose of jointly conducting elections to be held on May 7, 2022 ("Joint Election").

## **II. Appoint Election Officer**

The Participating Entities appoint Suzie Harvey, Montgomery County Elections Administrator ("Contracting Officer"), to serve as the Election Officer to perform the duties and responsibilities of Election Officer itemized in the Election Services Agreements for the Joint Election.

## **III. Early Voting and Election Day**

Early voting and election day voting shall be held in common precincts where appropriate, at the dates, times, and locations adopted by Montgomery County Commissioners' Court and/or authorized and ordered by the governing body of each Participating Entity.

## **IV. Joint Election Costs; Adjustment of Costs in the Event of Cancellation of Election; Payment**

The estimated election expenses for each Participating Entity, including administrative costs and expenses for facilities, personnel, supplies, equipment, and training, are reflected in the Exhibit D - Cost Estimate incorporated into each Election Services Agreement. The Participating Entities agree that they will be responsible for and will pay from budgeted funds their share of the actual election expenses attributable to each entity according to the table incorporated into the Election Services Agreements as the Final Invoice.

**V. Reasonable Cooperation**

The Participating Entities agree to reasonably cooperate with each other as is necessary to carry out the terms of this Agreement.

**VI. Miscellaneous Provisions**

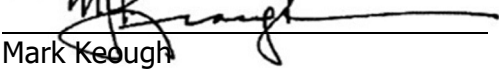
1. This Agreement becomes effective with respect to each Participating Entity upon execution by that Participating Entity. The obligations of this Agreement will continue as to each Participating Entity until each Participating Entity has made full payment of its share of election costs under this Agreement and its respective Election Services Agreement, which costs are related to the Joint Election.
2. If for any reason a Participating Entity does not participate in the Joint Election, this Joint Election Agreement shall remain in effect between all remaining Participating Entities.
3. Notices given under this Agreement must be in writing and may be effected by hand delivery, fax, email, or by certified mail to the Contracting Officer and/or the Participating Entities at the addresses listed on their respective signature blocks below.
4. This Agreement may not be amended or modified except in writing executed by the Contracting Officer and each respective Participating Entity with whom the amendment or modification has been mutually agreed.
5. The obligations under this Agreement are performable in Montgomery County, Texas.
6. Venue for any dispute arising under this Agreement shall be in Montgomery County, Texas. This Agreement shall be governed by and construed in accordance with the laws of the State of Texas and the United States of America.
7. If any provision of this Agreement is found to be invalid, illegal, or unenforceable by a court of competent jurisdiction, such invalidity, illegality, or unenforceability shall not affect the remaining provisions of this Agreement; and the Participating Entities shall perform their obligations under this Agreement as expressed in the terms and provisions of this Agreement.
8. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original for all purposes. Faxed signatures and/or electronic signatures shall have the same force and effect as an original signature.

IN TESTIMONY WHEREOF, this Agreement is executed by Montgomery County, Texas or the Contracting Officer, as applicable, and each Participating Entity on the dates indicated below.

*See attached signature page(s):*



December 14, 2021  
Date

Signature:   
 Printed name: Mark Keough  
 Title: County Judge  
 Political Subdivision: Montgomery County, Texas  
 All correspondence to be directed to:  
 Montgomery County Elections Office  
 Address: P. O. Box 2646  
 City, State, Zip: Conroe, Texas 77305-2646  
 Telephone: (936) 539-7843  
 Fax: (936) 788-8340  
 Email: suzie.harvey@mctx.org

Date

Signature: \_\_\_\_\_  
 Printed name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Political Subdivision: River Plantation Municipal Utility District  
 Address: P.O. Box 747  
 City, State, Zip: Conroe, Texas 77305  
 Telephone: ( 936 ) 273-4641  
 Fax: ( 936 ) 273-4804  
 Email: \_\_\_\_\_

Date

Signature: \_\_\_\_\_  
 Printed name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Political Subdivision: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City, State, Zip: \_\_\_\_\_  
 Telephone: ( ) \_\_\_\_\_  
 Fax: ( ) \_\_\_\_\_  
 Email: \_\_\_\_\_

Date

Signature: \_\_\_\_\_  
 Printed name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Political Subdivision: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City, State, Zip: \_\_\_\_\_  
 Telephone: ( ) \_\_\_\_\_  
 Fax: ( ) \_\_\_\_\_  
 Email: \_\_\_\_\_

## RIVER PLANTATION MUNICIPAL UTILITY DISTRICT

## Order Adopting Investment Policy

The board of directors (“Board”) of River Plantation Municipal Utility District (“District”) met on January 27, 2022, with a quorum of directors present, as follows:

Julie Gilmer, President  
Timothy Goodman, Vice President  
Gerard W. Smith, Secretary  
Thomas Vandever, Treasurer  
Mark A. Robin, Assistant Secretary

and the following absent:

None

when the following business was transacted:

The order set out below was introduced for consideration by the Board. It was duly moved and seconded that said order be adopted; and, after due discussion, said motion carried by the following vote:

Ayes: All directors present

Noes: None.

The order thus adopted is as follows:

The Investment Policy attached hereto is hereby adopted by the Board of Directors of the District. Any order and amendments thereto, heretofore adopted by the Board, providing for policy for investment of funds by the District, is hereby revoked upon the effective date of this order.

The order hereinafter set forth shall become effective on January 27, 2022.

## INVESTMENT POLICY

### Section 1. Policy

The District's objectives for the investment of District funds, specifically monies in the District's general fund, capital projects fund and debt service fund are (1) the safety and protection of principal, (2) liquidity of principal, and (3) the achievement of the highest rate of return. Investments shall be made under circumstances then prevailing that persons of prudence, discretion, and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

### Section 2. Eligible Investments

District funds shall be invested in the types of investments and with no greater than the maximum maturity schedule as permitted by and in accordance with the Texas Water Code, Chapter 2270, Texas Government Code, and Chapter 2256, Texas Government Code, the Public Funds Investment Act (the "Act"), as amended.

### Section 3. Strategy and Objectives

A. Investments of monies in each of the District's funds (general fund, debt service fund, and capital projects fund) shall be made upon evaluation of the following investment objectives in order of importance:

- (a) understanding of the suitability of the investment to the financial requirements of the entity;
- (b) preservation and safety of principal;
- (c) liquidity;
- (d) marketability of the investment if the need arises to liquidate the investment before maturity;
- (e) diversification of the District's investment portfolio; and
- (f) interest rates and yield, except that bond order requirements will be followed with respect to arbitrage restrictions on any funds in the capital projects fund and debt service fund.

B. The District's investment officer shall maintain a working knowledge of the market price of the investments in each fund.

C. The District shall require that settlement of all transactions, except investment pools or money market funds, be on a delivery versus payment basis.

D. The District's investment officer shall monitor rating changes and take all prudent measures that are consistent with the District's investment policy to liquidate an investment in the event such investment loses its required rating.

#### Section 4. Appointment of Investment Officer

A. The Board has previously appointed Thomas Vandever as the District's investment officer, responsible for the supervision of investment of District funds and for carrying out those duties of an investment officer as set forth by the Act.

B. The District's consultants shall be authorized to assist the investment officer in the carrying out of the duties of investment officer.

C. The investment officer shall not authorize any action with respect to investment of District funds unless those actions are reviewed and approved by the Board at a meeting of the Board. This limitation does not extend to the review of reports and financial information or consultation with the District's consultants regarding investments of District funds.

D. The investment officer shall attend training in the officer's duties and responsibilities as required by Section 49.1571, Texas Water Code. Such training shall be at a minimum:

- (a) one training session of no less than six hours of instruction relating to investment responsibilities under Chapter 2256, Texas Government Code no later than the first anniversary of the date the officer takes office or assumes the officer's duties, and

- (b) attend at least four hours of additional instruction relating to investment responsibilities under Chapter 2256, Texas Government Code within each two-year period after the first year.

E. The training shall be from an independent source approved by the Board. Training shall include education in investment controls, security risks, strategy risks, market risks, diversification of investment portfolio, and compliance with Chapter 2256, Texas Government Code.

F. An investment officer who (1) has a personal business relationship as defined by Section 2256.005 (i) of the Act with a business organization offering to engage in an investment transaction with the entity, or (2) is related within the second degree of affinity or consanguinity to an individual seeking to sell an investment to the entity, shall file the statement disclosing such relationship as required by the Act. A personal business relationship exists if:

- (a) the investment officer owns 10 percent or more of the voting stock or shares of the business organization or owns \$5,000 or more of the fair market value of the business organization;
- (b) funds received by the investment officer from the business organization exceed 10 percent of the investment officer's gross income for the previous year; or
- (c) the investment officer has acquired from the business organization during the previous year investment with a book value of \$2,500 or more for the personal account of the investment officer.

#### Section 5. Reports and Investment Policy Review

A. The District's bookkeeper shall provide the investment officer and the Board with a monthly report of District investments, including maturity dates, ratings changes, interest rates and interest earned on the funds.

B. The Board shall review its investment policy and investment strategies not less often than annually, in connection with the approval of its annual fiscal year audit. The

District shall adopt a resolution after the review (1) stating that the Board has reviewed the investment policy and investment strategies of the District, and (2) setting forth any changes to the investment policy or strategies adopted.

C. If the District has, in the previous fiscal year, invested in any investment other than money market funds, certificates of deposit at a depository bank, or in an authorized investment pool, the District shall request a review by the District's auditors of the investment reports provided by the bookkeeper under Section 5(A) herein. The auditors shall report on the findings of the review at the time of presentation of the annual fiscal year audit of the District.

D. In conjunction with its annual financial audit, the District shall perform a compliance audit of management controls on investments and adherence to the District's established investment policies.

#### Section 6. List of authorized brokers

As a part of its investment policy, the District has or will adopt a list of qualified brokers. The District shall, at least annually, review and if necessary revise the list of qualified brokers that are authorized to engage in investment transactions with the District.

#### Section 7. Investment Transactions

The District's bookkeeper is authorized to present a copy of this order adopting the District's Investment Policy to any business organization offering to engage in an investment transaction with the District and to obtain a written acknowledgment of such policy, as required by the Act, in the form set out in Exhibit "A" attached hereto.

The president or vice president is authorized to execute and the secretary or assistant secretary to attest this Order on behalf of the Board and the District.

Passed and adopted this January 27, 2022.

JULIE GILMER

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President

ATTEST:

GERARD W. SMITH

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Secretary

Exhibit "A"

ACKNOWLEDGMENT OF BUSINESS ORGANIZATION

The undersigned qualified representative of a business organization offering to engage in an investment transaction with River Plantation Municipal Utility District (the "District") and authorized to engage in such a transaction with the District, has (1) received and reviewed the investment policy of the District and (2) acknowledged that the business organization has implemented reasonable procedures and controls in an effort to preclude investments that are not authorized by the District's investment policy, with the following reservations:

1. No independent analysis has been performed of the District's entire portfolio of investments.
2. The review performed herein does not include any interpretation of the District's subjective investment standards.
3. The review performed herein does not include any investment transactions of the District that are not made through accounts or other contractual arrangements over which the business organization has accepted discretionary investment authority.

Date: \_\_\_\_\_

\_\_\_\_\_  
[Name of Investment Provider]

By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_



I, the undersigned secretary of the board of directors of River Plantation Municipal Utility District hereby certify that the foregoing is a true and correct copy of the Order Adopting Investment Policy adopted by said board at its meeting of January 27, 2022 together with excerpts from the minutes of said board’s meeting on that date showing the adoption of said Order as same appear of record in the official minutes of the Board on file in the District’s office.

I further certify that said meeting was open to the public, and that notice thereof was posted in compliance with the provisions of Tex. Gov’t. Code Ann. § 551.001 et seq.

Witness my hand and the official seal of said District this January 27, 2022.

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Secretary

