

**EAST MONTGOMERY COUNTY IMPROVEMENT DISTRICT
AGENDA**

TO: THE BOARD OF DIRECTORS OF EAST MONTGOMERY COUNTY IMPROVEMENT DISTRICT, AND TO ALL OTHER INTERESTED PERSONS:

Notice is hereby given that the Board of Directors of East Montgomery County Improvement District will hold a regular meeting at **The Atrium Center, Room 105, 21575 U.S. Highway 59 North, New Caney, Texas**, said address being a meeting place within the boundaries of the District.

The meeting will be held on **Monday, December 12, 2022, at 5:30 p.m.** The Board shall act upon the following matters:

1. Consider comments from members of the audience;
2. Consider execution of Community Development Grant Agreements and presentation of Community Development Grants;
3. Consider and act upon approval of the minutes of the Board of Directors meetings held on November 4, 2022, November 14, 2022, and November 21, 2022;
4. Consider status of 2022 Constable patrol security program at shopping centers within the District during the holiday season;
5. Consider review and approval of updated 2022 EMCID Sales Tax Calculations to Comply with Agreements with Montgomery County Emergency Services District No. 6 and No. 7, and the taking of any actions required in connection therewith;
6. Consider award of grant to Montgomery County Emergency Services District No. 6 for the purchase of shoring equipment, and the taking of any actions required in connection therewith;
7. Consider status of construction of improvements and the leasing of space in The Atrium Center, and the taking of any actions required in connection therewith;
8. Consider status of 2022 Holiday to Remember Ice Rink and Winter Festival;
9. Consider financial, bookkeeping, cash flow and investment reports, and the taking of any actions required in connection therewith, and authorizing the payment of invoices presented or shown in such reports;
10. Consider annual review of Order Establishing Policy for Investment of District Funds and Appointing Investment Officer, and adoption of Resolution in connection therewith;
11. Consider authorizing Agreement with East Montgomery County MUD No. 3 for reimbursement of patrol costs relative to constable patrol program to serve the Industrial Park, and the taking of any actions required in connection therewith;

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 713-942-9922 at least three business days prior to the meeting so that appropriate arrangements can be made.

12. Consider report on District engineering and construction projects in the Industrial Park, including:
 - a) status of sale of dirt out of future detention pond;
 - b) status of contract with Bey Commercial for construction of the building to be leased to Titan Environmental USA in the Industrial Park; and the taking of any actions required in connection therewith;

13. Consider report on Economic Development Administration Business Center Building ("EDA") in the Industrial Park, including:
 - a) status of contract with Comex Corporation for construction of EDA building, including review and approval of pay applications, change orders and construction recommendations;
 - b) status of contract with G.A.M. Construction, Inc. for construction of the buildout of Suite A, including review and approval of pay applications and change orders;
 - c) consider final project documents, accept architect's and engineer's certification of completion, and accept project;
 - d) other items that may arise from time to time; and the taking of any actions required in connection therewith;

14. Announcements;

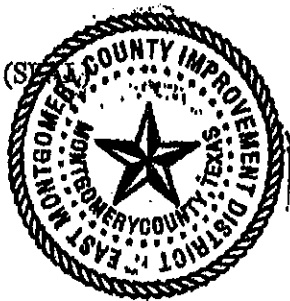
15. Recess to Executive Session to discuss: real property matters pursuant to §551.072, Texas Government Code, pending or contemplated litigation pursuant to §551.071, Texas Government Code, matters in which the duty of the attorney to the District under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflict with Chapter 551, Texas Government Code, pursuant to §551.071, Texas Government Code, personnel matters pursuant to §551.074, Texas Government Code and Economic Development negotiations pursuant to §551.087, Texas Government Code;

16. Consider status of economic development agreements, including:
 - a) status of Incentive Agreement with Citizens Bank;
 - b) status of Incentive Agreement with Reds Diesel Repair;
 - c) status of Incentive Agreement with Luna's Casa de Café Bakers;
 - d) approval of amendment to Incentive Agreement with ETS Co. and exchange related thereto; and the taking of any actions required in connection therewith;

17. Consider report on activities within the Industrial Park, and the taking of any actions required in connection therewith, including:
 - a) status of contracts for the purchase of land for expansion of the Industrial Park;
 - b) status of sale of 127-acre tract of land in IP North;
 - c) approval of Purchase and Sale Agreement relative to purchase of approximately 40 acres of additional land for expansion of the Industrial Park and authorize negotiation for financing in connection therewith, including authorizing the Chair and President/CEO to take all actions necessary to close on the transaction;
 - d) approval of Purchase and Sale Agreement relative to purchase of approximately 18.92 acres of additional land for expansion of the Industrial Park North and authorize negotiation for financing in connection therewith, including authorizing the Chair and President/CEO to take all actions necessary to close on the transaction;
 - e) approval of Purchase and Sale Agreement with New Caney Beverage, Inc., including authorizing the Chair and President/CEO to take all actions necessary to close on the transaction;

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- f) status of Purchase and Sale Agreement with incentives relative to the sale of approximately 1.7 acres of land to Arcadian Contracting Holdings, LLC;
and authorize the taking of all actions required in connection therewith;
18. Consider status of development of 64-acre park, including review and approval of proposals from Landscape Architects for design of the park, and the taking of any actions required in connection therewith; and
19. Consider report on the status of design and construction of proposed conference center, including:
- a) report on the status of design of the building;
 - b) review of status of land acquisition for building, infrastructure phase 2, hotel and parking garage and financing the purchase thereof;
 - c) report on status of agreement for construction, financing and use of parking garage;
 - d) status of approval of reimbursement agreement with utility district for reimbursement of costs of extension of water, sanitary sewer, drainage and road extensions to serve the convention center; and
 - e) review of bids and authorize award of contract for extension of waterlines, sanitary sewer, lines, drainage and roads;
- and the taking of any actions required in connection with the foregoing items;
20. Consider report from the District's financial advisor relating to the general plan of financing the bonds to pay the costs of design, construction and furnishing of the convention center and the costs associated therewith, including:
- a) sources and uses of funds;
 - b) pledged revenues;
 - c) additional bonds test;
 - d) plan of financing for garage;
 - e) plan of financing for hotel;
 - f) status of discussions with Standard and Poor's regarding rating of the bonds;
- and the taking of any actions required in connection with the foregoing items;
21. Consider approval of an Official Intent Resolution relative to the design fees and land costs associated with the construction of the convention center, parking garage and related facilities, and the taking of any actions required in connection therewith; and
22. Consider matters for possible placement on future agendas.



By: Katherine Persson, by Dan E. Humphrey
Katherine Persson, Secretary
East Montgomery County Improvement District