

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 249
AMENDED NOTICE OF PUBLIC MEETING

Notice is hereby given to all interested members of the public that the Board of Directors (the "Board") of the above captioned District will hold a regular public meeting **via telephone conference call** pursuant to Texas Government Code, Section 551.125, as amended, and as modified by the temporary suspension of various provisions thereof effective March 16, 2020, by the Governor of Texas in accordance with the Texas Disaster Act of 1975, all as related to the Governor's proclamation on March 13, 2020, certifying that the COVID-19 pandemic poses an imminent threat of disaster and declaring a state of disaster for all counties in Texas. **The telephone conference call phone number is 1-877-304-9269 and the access code is 401268#.** All members of the public may participate in the meeting via telephone conference call.

The meeting will be held on Thursday, April 15, 2021, at 6:30 p.m.

The Board shall consider and discuss the following matters and take any action necessary and appropriate with respect to such matters:

1. Call to order and explanation of telephonic meeting procedures;
2. Public comments;
3. Approval of the minutes of the March 11, 2021, regular Board meeting;
4. Review and approve audit report for fiscal year ended December 31, 2020;
5. Status of continuing disclosure report (due June 30, 2021);
6. Consider the following related to issuance of the District's Unlimited Tax Refunding Bonds, Series 2021 (the "Refunding Bonds"):
 - a. review Financial Advisor's proposed Plan of Financing;
 - b. establish parameters for sale of Refunding Bonds pursuant to Texas Government Code, Section 1207.007, and authorize the District's consultants to proceed with the preparation of a final Plan of Financing and Pricing Certificate in connection with the Refunding Bonds;
 - c. approve and execute an Order authorizing the issuance of the Refunding Bonds, including delegation of authority pursuant to Texas Government Code Section 1207.007;
 - d. designate and approve underwriter(s), including designation of Board officer(s) to receive and acknowledge MSRB Rule regarding disclosure of role, compensation, material conflicts of interest and material financial characteristics and risks of the financial structure provided by the approved underwriter(s); and approve form of bond purchase agreement;
 - e. engage Special Tax Counsel; adopt the Resolution(s) Approving Contingent Fee Contract for Legal Services; adopt the Resolution

- Approving Contingent Fee Contract for Legal Services pursuant to Exhibit A attached hereto;
- f. designate Paying Agent/Registrar; approve of execution of Paying Agent/Registrar Agreement;
 - g. designate Escrow Agent and approve execution of an Escrow Agreement;
 - h. designate Verification Agent;
 - i. approve Preliminary Official Statement in connection with the issuance of the Refunding Bonds and authorize distribution of same; authorize the completion and distribution of a Final Official Statement;
 - j. authorize subscription for and purchase of U.S. Government securities or open market securities in connection with the issuance of the Refunding Bonds, if applicable;
 - k. authorize bookkeeper to issue check for Attorney General's fees; and
 - l. authorize execution of various additional documentation for inclusion in the transcript of proceedings to be submitted to the Attorney General of the State of Texas;
7. Authorize designated Board officer(s) to:
 - a. execute Pricing Certificate and Bond Purchase Agreement relative to the Refunding Bonds;
 - b. authorize disbursement of bond proceeds relative to the Refunding Bonds;
 - c. authorize execution of closing documentation relative to the Refunding Bonds;
 - d. authorize execution and filing of Internal Revenue Service reporting forms relative to the Refunding Bonds;
 - e. authorize District's disclosure counsel to file material events notice relative to bonds to be refunded by the Refunding Bonds; and
 - f. such other matters and take any other necessary action relating to the issuance of the Refunding Bonds;
 8. District security matters;
 9. Tax Assessor-Collector's Report, including, authorizing the payment of invoices presented and approve transfer of accounts to uncollectible roll;
 10. Report and legal action taken by the District's delinquent tax collections attorney, and take any action in connection therewith, including authorizing foreclosure proceedings, installment agreements, filing of proofs of claims, and termination of service to delinquent taxpayers;
 11. Adoption of Resolution Authorizing an Additional Penalty on Delinquent Real Property Taxes and authorize the delinquent tax attorney to pursue the collection of delinquent real property taxes beginning July 1, 2021, including the filing of lawsuits, as necessary;

12. Bookkeeper's Report, including financial and investment reports, and authorizing the payment of invoices presented;
13. Discussion regarding landscaping and maintenance within the District, including status of landscaping for the Lone Star College System tract;
14. Detention and Drainage Facilities Report;
15. Engineer's Report, including:
 - a. Authorizing the design and/or advertisement for bids for the construction of facilities within the District, and approving of related storm water plans, including:
 - i. Review and approval of any Storm Water Pollution Prevention Plans or Storm Water Quality Management Plans related to construction within or on behalf of District, and the execution of any documentation in connection therewith;
 - b. Authorizing the award of construction contracts or concurrence of award of contracts for the construction of facilities within the District, approval of any related storm water permits and acceptance of TEC Form 1295;
 - c. Status of construction of facilities to serve land within the District, including the approval of any pay estimates and/or change orders;
 - d. Acceptance of site and/or easement conveyances for facilities constructed or to be constructed for the District, and acceptance of facilities for operation and maintenance purposes, and the taking of any action in connection therewith;
 - e. Status of Storm Water Quality Permits, and the taking of any action in connection therewith; and
 - f. Discussion concerning possible Remote Water Well project, including status of acquisition of real property interests in connection with same;
16. Consider the proposed annexation of and/or the provision of permanent water and sewer service to Six Flags Hurricane Harbor Splashtown, including:
 - a. Approval of Petition for Addition of Certain Land to the District to be filed with the Board;
 - b. Approval of Petition for Consent to Include Additional Land in the District to be filed with the City of Houston;
 - c. Approval of an Annexation and Utility Services Agreement, and authorize acceptance of TEC Form 1295; and
 - d. Approval of other documents related to same;
17. Status of Bond Application Report for District's proposed \$2,475,000 Series 2021 Unlimited Tax Bonds;
18. Approval of Interlocal Agreement among the District, Harris County Water Control and Improvement District No. 110 and Harris County Flood Control District ("HCFCD") for stormwater detention basin improvements project;
19. Status of Interlocal Agreement between the District and HCFCD for Lemm Gully stormwater detention basin project;
20. Discussion regarding utility capacity requests;

21. Operation and Maintenance Report, including:
 - a. Monthly Report;
 - b. Appeals of District charges;
 - c. Status of compliance with District's waste discharge permit;
 - d. Authorizing the repair and maintenance of District facilities, and the taking of any action in connection therewith;
 - e. Status of aged receivables;
 - f. Refer accounts for collection;
 - g. Report regarding storm water infiltration in Northland sanitary sewer system;
 - h. Consider customer billing policies and the disposition of delinquent utility accounts in response to the 2021 Winter Storm Uri; and
22. Operator's annual report regarding status of the District's Identity Theft prevention Program ("Program"), including discussion of Program compliance, staff training, effectiveness and suggested changes;
23. Authorize operator to prepare draft Consumer Confidence Report for review by Board of Directors;
24. Communications Report/Website Updates;
25. Attorney's Report;
26. Discussion regarding annual cybersecurity training as required by Chapter 2054, Texas Government Code, and authorize any required reporting to the Texas Department of Information and Resources;
27. Closed Session pursuant to Texas Government Code, Section 551.071 (consultation with attorney regarding matters protected by attorney-client privilege) and/or Section 551.072 (deliberation regarding acquisition of interest in real property);
28. Reconvene in Open Session and authorize any action(s) necessary in connection with matters addressed in closed session; and
29. Matters for possible placement on future agendas.

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

By: Christopher T. Skinner
Christopher T. Skinner
Attorneys for the District

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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.



**HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 249
NOTICE OF CONTINGENT FEE ENGAGEMENT OF SPECIAL TAX COUNSEL**

Pursuant to Texas Government Code Section 2254.1036, notice is hereby given that the Board of Directors of Harris County Municipal Utility District No. 249 (the "District"), at the public meeting described in the Notice of Public Meeting to which this Exhibit is attached, shall consider the engagement of McCall, Parkhurst & Horton L.L.P. (the "Firm") to serve as Special Tax Counsel for a contingent fee. In support thereof, the Firm offers the following:

- (A) The Firm is proposing to perform legal services for the purpose of providing legal representation to the District in the areas of federal tax law relating to the exemption of interest from federal income taxation on governmental public securities in the form of refunding bonds. The purpose of issuing such refunding bonds is to create a cost savings related to previously issued bonds of the District.
- (B) The Firm is a well-qualified law firm with more than 100 years of experience and has represented numerous entities similar to the District in matters related to the refunding of municipal bonds.
- (C) The Firm has no relationship with the District or its Board members other than its position as Special Tax Counsel. The District has engaged the Firm as Special Tax Counsel for each of its prior issuances of refunding bonds based on the Firm's reputation as a specialist in the area.
- (D) Special Tax Counsel services are highly specialized legal services involving complex regulatory guidance. While the District's Bond Counsel effectuates the issuance of District bonds, the Firm possesses expertise with the intricacies of federal tax law which are outside the scope of Bond Counsel's engagement, and industry standards necessitate the engagement of Special Tax Counsel.
- (E) The Firm's compensation is contingent upon the issuance and from proceeds of the sale of the refunding bonds. It is the industry standard for the fees of Special Tax Counsel, and many other types of legal and financial counsel associated with an offering of municipal securities, to be provided on a contingent basis.
- (F) This contingent fee contract is in the best interest of the District's residents because the arrangement allows the District to have certainty of its costs prior to the issuance of such bonds, which allows it to size its bonds with greater certainty. This arrangement also allows the District to preserve its right to discontinue the issuance of such refunding bonds for any reason without expending any costs related to the Firm's services as Special Tax Counsel.

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HARRIS COUNTY CLERK
HARRIS COUNTY TEXAS