

**CERTIFICATE OF ORDER**

**STATE OF TEXAS** §  
**COUNTY OF MONTGOMERY** §  
**MONTGOMERY COUNTY EMERGENCY SERVICES DISTRICT NO. 4** §

We, the undersigned officers of the Board of Commissioners (the "Board") of **MONTGOMERY COUNTY EMERGENCY SERVICES DISTRICT NO. 4** (the "District"), hereby certify as follows:

The Board convened in special session, open to the public, on Wednesday, September 27, 2023, at 11:00 a.m., at Needham Fire Rescue Station No. 61, 9430 State Highway 242 East, Conroe, Texas 77385, and the roll was called of the members of the Board, to-wit:

Brian Arceneaux	President
Gary Landrum	Vice President
Mark Abbey	Secretary
Raymond Veit	Treasurer
Karen Keels	Assistant Secretary/Treasurer

All members of the Board were present, except Commissioner(s) Abbey, thus constituting a quorum. Whereupon other business, the following was transacted at such Meeting: a written

**ORDER SETTING RATE AND LEVYING TAX FOR 2023**

was duly introduced for the consideration of the Board. It was then duly moved and seconded that such Order be adopted; and after full discussion, such motion, carrying with it the adoption of such Order prevailed, carried, and became effective by the following vote:

**AYES:** 4                      **NOES:** Ø

A true, full and correct copy of the aforesaid Order adopted at the Meeting described in the above foregoing paragraph is attached to and follows this Certificate; such Order has been duly recorded in the Board's minutes of such Meeting; the above and foregoing paragraph is a true, full, and correct excerpt from the Board's minutes of such Meeting pertaining to the adoption of such Order; the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Board as indicated therein; each of the officers and members of the Board are duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of such Meeting, and that such Order would be introduced and considered for adoption at such meeting, and each of the officers and members consented, in advance, to the holding of such Meeting for such purpose; and such Meeting was open to the public and public notice of the time, place, and purpose of such Meeting was given, all as required by Chapter 551, Texas Government Code and Chapter 775, Texas Health and Safety Code, as amended.

SIGNED this 27<sup>th</sup> day of September, 2023.

*Eileen D. Kula*

ASST. Secretary, Board of Commissioners

*David C. [Signature]*

President, Board of Commissioners



**ORDER SETTING RATE AND LEVYING TAX FOR 2023**

**STATE OF TEXAS** §  
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**MONTGOMERY COUNTY EMERGENCY SERVICES DISTRICT NO. 4** §

WHEREAS, Montgomery County Emergency Services District No. 4 (the "District") is a governmental agency and body politic and corporate of the State of Texas created pursuant to Chapter 775, Texas Health and Safety Code to accomplish the purposes provided by Section 48-e, Article III, Texas Constitution (the "Article"); and

WHEREAS, the Article states that the District has all the rights, powers, privileges, functions and duties necessary and convenient to accomplish the purposes of Chapter 775, Texas Health and Safety Code, as amended; and

WHEREAS, the District has amassed certain debt pursuant to the Texas Health and Safety Code, §775.085 as amended; and

WHEREAS, Texas Health and Safety Code, §775.085(b), as amended, provides that the Board of Commissioners of the District (the "Board") may pledge tax revenues that are not otherwise pledged to pay the debt of the District; and

WHEREAS, Section 48-e, Article III, Texas Constitution allows for the levy of an ad valorem tax on property in the District not to exceed ten cents (\$0.10) per \$100 valuation for the support of the District, which has been approved by a vote of the qualified voters of the District; and

WHEREAS, Texas Tax Code, §26.06, as amended, provides that before the Board adopts an ad valorem tax rate, the Board shall give notice of each meeting of the Board at which the adoption of a tax rate will be considered; such notice of the public hearings on the District's tax rate shall be substantially in one of the forms set forth in Texas Tax Code, §§26.06(b1-b3), 26.062, and 26.063, as amended, and shall be published in a newspaper having general circulation in the District at least five (5) days before the date of the hearing; and

WHEREAS, if the Board adopts a total tax rate that would impose more than 1.035 times the amount of tax imposed by the District in the preceding year on a residence homestead appraised at the average appraised value of a residence homestead in the District in that year, disregarding any homestead exemption available only to disabled persons or persons 65 years of age or older, the District shall be required to hold an election to determine whether or not to reduce the tax rate adopted for the current year to the rollback tax rate in accordance with the procedures provided by Texas Tax Code, §§26.07 and 26.081 and subject to the allowance for a petition for a rollback election for setting a tax rate within the de minimis tax rate limitation under Texas Tax Code, §26.075; and

WHEREAS, the Tax Assessor and Collector for the District has received the certified tax roll from the Montgomery Central Appraisal District assessing the 2023 valuation of District property and presented such information to the Board for its consideration in setting the 2023 tax rate, including the 2023 tax rate calculations prepared by the Montgomery County Tax Assessor/Collector which includes the debt service and maintenance and operations components thereof; and

WHEREAS, the Board has received the calculation from the Financial Advisor of the District indicating the tax rate for the current year necessary to pay principal of and interest on debt and certain other obligations of the District; and

WHEREAS, the Board finds that the portion of the tax levy for debt service purposes in this Order are sufficient to provide for the District's debt service as required by Texas Health and Safety Code, §775.085, as amended, and the portion of the tax levy for operations and maintenance purposes of the District are permitted by the Texas Constitution.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF COMMISSIONERS OF MONTGOMERY COUNTY EMERGENCY SERVICES DISTRICT NO. 4, THAT:

Section 1. The Board hereby finds that prior to adopting the ad valorem tax rate for 2023, the District has provided proper notice of the public hearings to set the District's tax rate and otherwise satisfied the requirements of Texas Tax Code, §26.06, as amended.

Section 2. The Board hereby levies and causes to be assessed upon all property (real, personal or mixed) subject to taxation within the District a total ad valorem tax rate of \$0.0966 per \$100 of assessed value for the year 2023.

Section 3. The total ad valorem tax rate is partially comprised of \$0.0703 per \$100 assessed valuation for operations and maintenance purposes.

Section 4. The total ad valorem tax rate is also partially comprised of \$0.0263 per \$100 assessed valuation for debt service purposes.

Section 5. The District's Tax Assessor and Collector shall take all steps necessary and authorized by law to collect taxes as owed pursuant to this Order. Said ad valorem taxes shall be levied, assessed and collected at the rate of \$0.0966 per \$100 of assessed valuation as provided for in Chapter 775, Texas Health and Safety Code, and all other applicable laws.

Section 6. Pursuant to law, all taxes shall be due and payable on or before the 31<sup>st</sup> day of January, 2024.

Section 7. Additional required calculations, tax rate information and specifics regarding the Board vote to adopt this tax rate are attached hereto as Exhibit "A".

Section 8. The President or Vice President is authorized to do all things necessary for execution of this Order; and the President or Vice President is further authorized to execute, and the Secretary or any Assistant Secretary to attest, this Order on behalf of the Board of Commissioners.

(EXECUTION PAGE FOLLOWS)

WITNESS OUR HANDS AND THE SEAL OF THE DISTRICT this 27<sup>th</sup> day of  
September, 2023.

  
\_\_\_\_\_  
President, Board of Commissioners

ATTEST:

  
\_\_\_\_\_  
Asst. Secretary, Board of Commissioners



**EXHIBIT "A"**

ORDER AND RESOLUTION  
SETTING THE 2023  
AD VALOREM TAX RATES

ON SEPTEMBER 27, 2023, THE GOVERNING BODY FOR MONTGOMERY COUNTY EMERGENCY SERVICES DISTRICT NO. 4 ADOPTED THE FOLLOWING TAX RATES FOR THE 2023 LEVY ON VALUES.

MAINTENANCE AND OPERATION RATE	<u>\$0.0703/\$100</u>
DEBT SERVICE RATE	<u>\$0.0263/\$100</u>
TOTAL OF ADOPTED TAX RATES	<u>\$0.0966/\$100</u>

**THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.**

**THE TAX RATE WILL EFFECTIVELY BE RAISED BY 21.42% AND WILL INCREASE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$6.00.**

MEMBERS VOTING FOR:

- |                           |                        |
|---------------------------|------------------------|
| 1. <u>Brian Arceneaux</u> | 2. <u>Gary Landrum</u> |
| 3. <u>Raymond Veit</u>    | 4. <u>Karen Keels</u>  |
| 5. _____                  | 6. _____               |

MEMBERS VOTING AGAINST:

- |          |          |
|----------|----------|
| 1. _____ | 2. _____ |
| 3. _____ | 4. _____ |

MEMBERS PRESENT, BUT NOT VOTING:

- |          |          |
|----------|----------|
| 1. _____ | 2. _____ |
|----------|----------|

MEMBERS ABSENT:

- |                      |          |
|----------------------|----------|
| 1. <u>Mark Abbey</u> | 2. _____ |
|----------------------|----------|

**A COPY OF THE RESOLUTION IS REQUIRED**

RETURN THIS FORM TO TAMMY McRAE, MONTGOMERY COUNTY TAX ASSESSOR-COLLECTOR AT 400 N. SAN JACINTO ST, CONROE, TX 77301 OR BY  
EMAIL: [tammy.mcrae@mctx.org](mailto:tammy.mcrae@mctx.org).