MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 94
Minutes of Meeting of Board of Directors
June 2, 2026

The Board of Directors (the "Board") of Montgomery County Municipal Utility District No. 94 (the "District") met in regular session, open to the public on June 2, 2026, in accordance with the duly posted notice of meeting, and the roll was called of the duly constituted members of said Board, as follows:

Jerry Rueschhoff, President
Roger Olsen, Vice President
Ray Waymel, Secretary
Michael Pachuilo, Assistant Secretary
JT Dibble, Assistant Secretary

all of whom were present, thus constituting a quorum.

Also attending the meeting were Creston Minter of H20 Innovation Operation and Maintenance, LLC ("H2O"); Jorge Diaz of McLennan & Associates, LP ("McLennan"); Sergeant Amanda Gannon of the Montgomery County Constable's Office ("MCCO"); Monica Garcia of Assessments of the Southwest, Inc. ("ASW"); Erik Scott of Storm Water Solutions L.P. ("SWS"); Danae Dehoyos of Touchstone District Services, LLC ("Touchstone"); Jeffrey Bishop of Quiddity Engineering, LLC ("Quiddity"); Barbara Nussa of Republic Services, Inc. ("Republic"), who entered later in the meeting as noted herein; Carter Kapavik, member of the public; and Spencer Creed and Kris Eddlemon of Schwartz, Page & Harding, L.L.P. ("SPH").

The President called the meeting to order and declared it open for such business as might regularly come before the Board.

PUBLIC COMMENTS

The Board considered comments from the public. There were no comments from the public at this time.

MINUTES OF MEETING(S)

The Board next considered approval of the minutes of the Board meeting held May 5, 2026. After discussion, it was moved by Director Rueschhoff that the minutes of the Board meeting held May 5, 2026, be approved, as written. Director Waymel seconded the motion, which unanimously carried.

ACCEPTANCE OF QUALIFICATION STATEMENT, AFFIDAVIT OF CURRENT DIRECTOR, ELECTION NOT TO DISCLOSE CERTAIN INFORMATION, BOND, AND OATH OF OFFICE

The Board next considered the acceptance of a Qualification Statement, Election Not to Disclose Certain Information, Bond, and Oath of Office for Director Olsen, including the acceptance of an Affidavit of Current Director. In that regard, Mr. Olsen presented his Statement of Elected Officer, Oath of Office, Official Bond, Election Not to Disclose Certain Information, and Affidavit of Current Director. After discussion on the matter, it was moved by Director Rueschhoff, seconded by Director Waymel and unanimously carried that the Board approve said Bond, accept said Statement of Elected Officer, Election Not to Disclose Certain Information, Oath, and Affidavit of Current Director and declare Roger Olsen to be duly elected and qualified Director of the District.

BOOKKEEPER'S REPORT

Mr. Diaz next presented and reviewed a written Bookkeeper's Report dated June 2, 2026, including the District's Investment Report for the month of April 2026, copies of which are attached hereto as **Exhibit A**. Following discussion, it was moved by Director Olsen that the Board (i) approve the Bookkeeper's Report and Investment Report, and (ii) authorize the District's Investment Officer to execute the Investment Report on behalf of the Board and the District. Director Pachuilo seconded the motion, which carried unanimously.

REPORT FROM THE MONTGOMERY COUNTY CONSTABLE'S OFFICE REGARDING SECURITY

Sergeant Gannon presented and reviewed a security report provided by the MCCO for the month of May 2026, a copy of which report is attached hereto as **Exhibit B**. A discussion ensued regarding the operation of motorized bikes and recreational vehicles within the District. Director Rueschhoff requested that statistics related to incidents involving motorized bikes be included on future reports. No action was taken by the Board at this time.

Sergeant Gannon exited the meeting at this time.

AMENDMENT TO ENGAGEMENT LETTER FOR YIELD RESTRICTION AND REBATE CALCULATION ANALYSIS - MUNICIPAL RISK MANAGEMENT GROUP, LLC

Mr. Creed next presented to and reviewed with the Board an Amendment to Engagement Letter for Yield Restriction and Rebate Calculation Analysis (the "Amendment") with Municipal Risk Management Group, LLC, attached hereto as **Exhibit C**. Following discussion, Director Rueschhoff moved that the Board (i) approve the Amendment, (ii) authorize the President to execute same on behalf of the Board and the District, and (iii) authorize SPH to accept and acknowledge the associated Texas Ethics Commission 1295 Form. Director Pachuilo seconded said motion, which carried unanimously.

AUDIT REPORT

The Board deferred review of the District's audit report for the fiscal year ended March 31, 2026. Mr. Creed noted that the filing deadline for the report is August 13, 2026.

UNCLAIMED PROPERTY REPORT(S)

The Board next considered approval of an Unclaimed Property Report as of March 1, 2026, and the filing of same with the Texas Comptroller of Public Accounts (the "Comptroller") prior to July 1, 2026. In connection therewith, Mr. Diaz advised that the District is holding $1,947.33 in unclaimed property for the reporting period. Ms. Garcia then advised the Board that there was no unclaimed property in the District's tax accounts for the reporting period. After discussion, Director Rueschhoff moved that McLennan be authorized to file an Unclaimed Property Report with the Comptroller prior to July 1, 2026, and remit said unclaimed property to the Comptroller. Director Olsen seconded said motion, which unanimously carried.

STORMWATER MANAGEMENT PROGRAM AND DRAINAGE FACILITIES REPORT

Mr. Scott presented and reviewed a Drainage Facilities Report provided by SWS, a copy of which is attached hereto as **Exhibit D**. No action was taken by the Board at this time.

TAX ASSESSOR/COLLECTOR'S REPORT

Ms. Garcia then presented and reviewed the Tax Assessor/Collector's Report for the month of May 2026, including a delinquent account listing as of May 31, 2026, copies of which are attached hereto as **Exhibit E**. After discussion, it was moved by Director Olsen that the Tax Assessor/Collector's Report be approved and the disbursements identified therein be approved for payment. Director Rueschhoff seconded the motion, which carried unanimously.

DELINQUENT TAX REPORT

In connection with the District's delinquent tax collections, Mr. Creed presented to and reviewed with the Board a Delinquent Tax Report provided by Perdue, Brandon, Fielder, Collins & Mott, L.L.P. dated June 2, 2026, a copy of which is attached hereto as **Exhibit F**. No action was taken by the Board at this time.

OPERATIONS REPORT

The Board next considered the Operations Report. Mr. Minter presented a written report prepared by H2O, a copy of which is attached hereto as **Exhibit G**, and reviewed same with the Board. He reminded the Board that Montgomery County Municipal Utility District No. 119 ("No. 119") was on interconnect with the District for water supply. He advised that H2O will forward the invoice for No. 119's water usage to SPH for review prior to sending it to No. 119 for payment.

Mr. Minter next advised that the fire pit, debris, and other materials located in the wooded area owned by the District behind 2106 Tessie Cove Lane has been removed by H2O, as authorized by the Board at the previous meeting.

Mr. Minter presented to and reviewed with the Board a draft of the District's Consumer Confidence Report ("CCR"), the format of which is dictated by the Texas Commission on Environmental Quality and by the United States Environmental Protection Agency. A copy of the draft CCR is included in the Operations Report. He advised the Board that the CCR must be provided to all customers of the District prior to July 1 of this year, as required by law. Mr. Minter advised the Board that H2O can provide the District's CCR to the District's customers (a) by mailing a paper copy of such CCR to each customer, or (b) in an electronic format viably including a direct URL link included on the next water bill rather than by mail, if the board so desires. After discussion on the matter, it was moved by Director Pachuilo, seconded by Director Waymel, and unanimously carried that the CCR be approved by the Board, subject to SPH's final review and approval, and that H2O be authorized and directed to distribute same to the District's customers in an electronic format as described above prior to the July 1 deadline.

Mr. Minter next advised that the lift pumps located at Lift Station No. 2 failed and that rental pumps are currently in place. He further advised that H2O is in the process of obtaining pricing information to repair or replace the pumps. No action was taken by the Board at this time.

Mr. Minter next advised that the emergency generator located at the District's Water Plant supplied by NRG Energy, Inc. ("NRG") is not working properly. A discussion ensued regarding the history of and maintenance of the generator. Following discussion, it was moved by Director Pachuilo, seconded by Director Waymel and unanimously carried, that SPH be authorized to prepare and send a letter to NRG memorializing the history of the generator's operational failures.

Ms. Nussa entered the meeting during the above discussion.

<u>REPUBLIC SERVICES, INC.</u>

Ms. Nussa addressed the Board on behalf of Republic and presented a verbal report and general update regarding the District's garbage and recycling collections. No action was taken by the Board at this time.

<u>ENGINEER'S REPORT</u>

Mr. Bishop next presented to the Board a written Engineer's Report, dated May 28, 2026, a copy of which report is attached hereto as **<u>Exhibit H</u>**, relative to the status of various projects within the District. Discussions ensued regarding the draft Bond Election Report being prepared by Quiddity, and the status of the (i) Amended and Restated Wastewater Treatment Facilities Agreement between the District, Spring Independent School District, and the Harris County Water Control and Improvement District No. 92 ("No. 92"), and (ii) Memorandum of Understanding related to the potential terms for the District's terminating participation in the No. 92 Wastewater Treatment Plant. No action was taken by the Board at this time.

RATE ORDER

The Board next considered amendment of the District's Rate Order, including but not limited to (i) adjusting the fee associated with pumpage fees charged by the San Jacinto River Authority ("SJRA"), (ii) incorporating Republic's CPI rate adjustment, (iii) adjusting security deposit amount(s), and (iv) modifying rate structures based upon the 2026 Water and Sewer Rate Analysis (the "Analysis") prepared by Quiddity. The Board then reviewed and discussed an updated 2026 Water and Sewer Rate Analysis, a copy of which is attached to the Engineer's Report **Exhibit H**. Following discussion, it was moved by Director Rueschhoff, seconded by Director Olsen and unanimously carried, that the Rate Order be amended to (i) increase the monthly rate for residential sanitary sewer services from \$48.67 to \$52.00, (ii) decrease the groundwater reduction plan fee from \$3.22 per 1,000 gallons of water usage to \$2.86 per 1,000 gallons of water usage, and (iii) incorporate the rate structures outlined in the Analysis prepared by Quiddity; and that any and all rate orders theretofore adopted by the Board be revoked and that the attached Rate Order be passed and adopted as of this date. A copy of the Rate Order is attached hereto as **Exhibit I**.

POTENTIAL EXPANSION OF NO. 119 WASTEWATER TREATMENT PLANT; AMENDMENT OF WASTE DISPOSAL AGREEMENT; AMENDMENT OF WASTE DISCHARGE PERMIT

The Board noted that these matters were discussed earlier in the meeting, under the Engineer's Report.

STATUS OF SALE OF CAPACITY IN NO. 92'S WASTEWATER TREATMENT PLANT TO SPRING INDEPENDENT SCHOOL DISTRICT ("SISD") AND SISD'S APPROVAL OF PURCHASE AND SALE AGREEMENT; STATUS OF AMENDED AND RESTATED WASTEWATER TREATMENT FACILITIES AGREEMENT

The Board noted that these matters were discussed earlier in the meeting, under the Engineer's Report.

DISCUSSION REGARDING TERMS FOR TERMINATING PARTICIPATION IN NO. 92 PLANT; APPROVAL OF MEMORANDUM OF UNDERSTANDING

The Board noted that these matters were discussed earlier in the meeting, under the Engineer's Report.

SPRING TRAILS COMMUNITY ASSOCIATION, INC. ("ASSOCIATION") CONSTRUCTION PROJECTS WITHIN DISTRICT PROPERTY; ASSOCIATION AND/OR RESIDENT COMMUNICATIONS

The Board next considered the approval and/or status of any Association related construction or maintenance projects within District property and resident communications concerning maintenance. Mr. Creed advised that a request was received via the website to consider removing a dead tree located at 27234 Monique Ridge Lane, and that the tree was evaluated and promptly removed by Arbor Tech.

The Board next considered the status of the License Agreement Concerning Security Camera Installation at Cardinal Park (the "Agreement") between the District and the Association related to the installation of security cameras at Cardinal Park. In that regard, Mr. Creed advised that the Agreement has been finalized and executed by the President and will be sent to the Association following today's meeting. A copy of the Agreement is attached hereto as **Exhibit J**.

Director Olsen next provided an update with regard to installation of the street light at Sweet Bay Crossing and advised that installation has been completed.

Mr. Scott exited the meeting at this time.

Director Rueschhoff requested that Quiddity and H2O prepare a list of projects completed at the District's facilities during the last four years.

TOUCHSTONE DISTRICT SERVICES

The Board next discussed the status of the District's website. In connection therewith, Ms. Dehoyos presented and reviewed a Communications Meeting Report prepared by Touchstone, a copy of which is attached hereto as **Exhibit K**.

WORKSHOPS AND/OR PROFESSIONAL DEVELOPMENT PROGRAM

The Board discussed scheduling of the District's Professional Development Program workshop related to the District's Emergency Response Plan. Following discussion, the Board concurred to hold the workshop on Wednesday, July 29, 2026, at 9:00 a.m.

VOTING SYSTEM ANNUAL FILING FORM

The Board next considered approval of a Voting System Annual Filing Form. Mr. Creed advised the Board that, pursuant to provisions of the Texas Election Code, the District is required to complete and file on an annual basis a form provided by the Secretary of State regarding information related to District elections. After discussion, Director Rueschhoff moved that the District's attorneys be authorized to complete the Voting System Annual Filing Form and to file same with the Secretary of State's office. Director Waymel seconded the motion, which unanimously carried.

RECORDS MANAGEMENT

Mr. Creed next reported that the District's Records Retention Schedules adopted in connection with its Records Management Program require that records of the District be retained only for specific periods of time based on the type of record. As an example, he explained that notes taken during meetings and which are used to prepare the official minutes of Board meetings are to be retained for ninety days after approval of such minutes by the Board. He next presented a request from the Records Management Officer for approval to destroy certain records (which will not be scanned in and stored electronically) in accordance with the District's Records Retention Schedules, a copy of which request is attached hereto as **Exhibit L** (the "Request"). After discussion, Director Rueschhoff moved that SPH be authorized to destroy the records described in the Request. Director Waymel seconded said motion, which carried unanimously.

CYBERSECURITY

The Board next considered status of compliance with the annual cybersecurity training as required by Chapters 2054 and 2063, Texas Government Code.

Ms. Nussa and Ms. Garcia exited the meeting at this time.

ATTORNEY'S REPORT

The Board next considered the Attorney's Report. In that regard, Mr. Creed presented to and reviewed with the Board correspondence provided by the SJRA, a copy of which is attached hereto as **Exhibit M**, related to the SJRA's Global GRP Contract Amendment.

Director Rueschhoff addressed the Board at this time regarding the proposed installation of certain signage within the District regarding prohibited activities on District and/or Association property. Following discussion, he advised that he will provide proposed language for the signs at the next meeting.

FUTURE AGENDA ITEMS

The Board next considered additional items for placement on future agendas. Ms. Dehoyos stated that she will bring a proposal next month for communication services associated with the District's upcoming bond election.

EXECUTIVE SESSION

The Board determined it would not be necessary to enter into Closed Session pursuant to Texas Government Code, Sections 551.071 and 551.076.

ADJOURN

There being no further business to come before the Board, Director Waymel moved that the meeting be adjourned. Director Dibble seconded said motion, which unanimously carried.

MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 94

Secretary
Board of Directors

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LIST OF NON-RECURRING ACTION ITEMS FOR NEXT MEETING

TASK	RESPONSIBLE PARTY	DUE DATE
Discussion with NRG regarding maintenance of leased generator at District facilities	Quiddity and SPH	Ongoing
Send letter to NRG regarding operation of the generator	SPH	TBD
Preparation of Bond Authorization Report	Quiddity	July 7, 2026
Prepare and provide list of projects completed at the District's facilities during the past four (4) years	Quiddity/H2O	July 7, 2026
Cybersecurity training	Board	August 31, 2026

LIST OF EXHIBITS

EXHIBIT A	Bookkeeper's Report
EXHIBIT B	Security Report
EXHIBIT C	Amendment to Engagement Letter for Yield Restriction and Rebate Calculation Analysis with Municipal Risk Management Group, LLC
EXHIBIT D	Drainage Facilities Report
EXHIBIT E	Tax Assessor/Collector's Report
EXHIBIT F	Delinquent Tax Report
EXHIBIT G	Operations Report
EXHIBIT H	Engineer's Report
EXHIBIT I	Rate Order
EXHIBIT J	License Agreement Concerning Security Camera Installation at Cardinal Park between the District and the Association
EXHIBIT K	Communications Meeting Report
EXHIBIT L	Request from the Records Management Officer
EXHIBIT M	Correspondence provided by the San Jacinto River Authority