MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 94
Minutes of Meeting of Board of Directors
May 5, 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 May 5, 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 with the exception of Director Olsen, thus constituting a quorum.

Also attending the meeting were Creston Minter and Cody Wright of H20 Innovation Operation and Maintenance, LLC ("H2O"); Jorge Diaz and Carolyn Walker of McLennan & Associates, LP ("McLennan"); Sergeant Ronny Glaze and 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"); 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 April 7, 2026. After discussion, it was moved by Director Waymel that the minutes of the Board meeting held April 7, 2026, be approved, as written. Director Rueschhoff seconded the motion, which unanimously carried.

ACCEPTANCE OF QUALIFICATION STATEMENTS, AFFIDAVITS OF CURRENT DIRECTOR, ELECTIONS NOT TO DISCLOSE CERTAIN INFORMATION, BONDS, AND OATHS OF OFFICE

The Board next considered the acceptance of Qualification Statements, Elections Not to Disclose Certain Information, Bonds, and Oaths of Office for Directors Rueschhoff, Olsen, and Waymel, including the acceptance of Affidavits of Current Director. In that regard, Mr. Rueschhoff and Mr. Waymel presented their Statements of Elected Officer, Oaths of Office, Official Bonds, Elections Not to Disclose Certain Information, and Affidavits of Current Director. After discussion on the matter, it was moved by Director Pachuilo, seconded by Director Dibble and unanimously carried that the Board approve said Bonds, accept said Statements of Elected Officer, Elections Not to Disclose Certain Information, Oaths, and Affidavits of Current Director and declare Jerry Rueschhoff and Ray Waymel to be duly elected and qualified Directors of the District. The Board deferred acceptance of the Qualification Statement, Election Not to Disclose Certain Information, Bond, and Oath of Office for Director Olsen until the next meeting.

ELECTION OF OFFICERS

The Board next considered re-organization of the officers of the Board of Directors. The Board members concurred to have all officers remain in their current offices.

DISTRICT REGISTRATION FORM

The Board next considered approving a District Registration Form required by the Texas Commission on Environmental Quality ("TCEQ"). Mr. Creed explained that, in accordance with the Texas Water Code, municipal utility districts are required to file names, mailing addresses, officer positions and terms of new directors with the TCEQ within thirty (30) days after an election or appointment. He advised that, with the Board's approval, SPH will complete the District Registration Form to include newly elected directors' terms of office and will file the form with the TCEQ. After further discussion of the matter, Director Pachuilo moved that the Board authorize SPH to complete the District Registration Form as discussed and file same with the TCEQ. Director Dibble seconded said motion, which unanimously carried.

LOCAL GOVERNMENT OFFICERS LIST

Mr. Creed next advised the Board that the District is required to maintain a list of Local Government Officers, which includes the members of the Board and the District's Investment Officers, in connection with conflict of interest disclosure requirements. After discussion on the matter, Director Pachuilo moved that SPH be authorized to update the District's list of local government officers as required by law. Director Dibble seconded said motion, which unanimously carried.

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 April 2026, a copy of which report is attached hereto as **Exhibit A**. A discussion ensued regarding the operation of motorized bikes and recreational vehicles within the District. Following discussion, the Board requested that MCCO provide information related to the operation of motorized bikes and recreational vehicles within the District for posting on the District's website.

Sergenat Glaze and Sergeant Gannon exited the meeting at this time.

A discussion ensued regarding the proposal previously provided to the Board by Flock Safety for the installation of license plate readers within the District. Following discussion, the Board concurred that this item be removed from future agendas until further notice.

BOOKKEEPER'S REPORT

Mr. Diaz next presented and reviewed a written Bookkeeper's Report dated May 5, 2026, including the District's Investment Report for the month of March 2026, copies of which are attached hereto as **Exhibit B**. Following discussion, it was moved by Director Rueschhoff 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 Dibble seconded the 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 deferred consideration of approval of an Unclaimed Property Report and the filing of same with the Texas Comptroller of Public Accounts prior to July 1, 2026, as McLennan reported they were still researching the matter. ASW reported that they have no unclaimed property to report.

REPUBLIC SERVICES, INC.

The Board noted that a representative of Republic Services, Inc. ("Republic") was not present at the meeting. Mr. Creed advised that the District is in receipt of correspondence from Republic regarding its annual Consumer Price Index ("CPI") increase effective as of June 1, 2026, a copy of which is attached hereto as **Exhibit C**. He noted that the Board will consider an amendment to the District's Rate Order in connection with same, later in the meeting.

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 April 2026, including a delinquent account listing as of April 30, 2026, copies of which are attached hereto as **Exhibit E**. After discussion, it was moved by Director Waymel that the Tax Assessor/Collector's Report be approved and the disbursements identified therein be approved for payment. Director Dibble seconded the motion, which carried unanimously.

DELINQUENT TAX REPORT

Mr. Creed reminded the Board that the District's delinquent tax attorneys, Perdue, Brandon, Fielder, Collins & Mott, L.L.P., provide written reports on a quarterly basis, and advised that no report was received for today's meeting.

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 F**, and reviewed same with the Board. He advised that Montgomery County Municipal Utility District No. 119 ("No. 119") is currently on interconnect with the District for water supply. Following discussion, Mr. Creed requested that H2O forward the invoice for No. 119's water usage to SPH for review prior to sending it to No. 119 for payment.

A discussion ensued regarding increasing the security deposit charged to residential customers pursuant to the District's Rate Order. The Board concurred to further address this matter later in the meeting.

Mr. Minter next addressed the Board regarding the status of preparation and filing of the District's (i) 2025 water loss audit, and (ii) water conservation plan annual implementation report (the "Report"). In that regard, he advised that the 2025 water loss audit and Report have been prepared and filed with the appropriate entities.

The Board deferred approval of a Consumer Confidence Report and authorizing the distribution of same to customers until the next meeting.

The Board next considered correspondence received via the District's website from Mr. Ben Scogin, resident of the District, regarding services provided to the District by H2O. It was noted that Ms. Dehoyos had requested supporting information from Mr. Scogin and that, to date, no response has been received. Director Rueschhoff requested that, for any future customer concerns received through the website, Touchstone automatically request supporting detail from the customer so that it may be considered by the Board along with the stated concern.

Mr. Diaz exited the meeting at this time.

RATE ORDER

The Board next considered amendment of the District's Rate Order, including but not limited to (i) pumpage fees charged by the San Jacinto River Authority ("SJRA"), (ii) Republic's CPI rate adjustment, (iii) security deposit amount(s), and (iv) rate structures based upon the water and sewer rate analysis prepared by Quiddity. The Board then reviewed and discussed a 2026 Water and Sewer Rate Analysis, a copy of which is attached hereto as **Exhibit G**. Certain adjustments to the analysis were requested by the Board. Following discussion, the Board concurred to defer amendment of the Rate Order pending review of a revised analysis to be prepared by Quiddity.

Ms. Garcia and Mr. Scott exited the meeting during the discussion regarding the Rate Order.

AMERICA'S WATER INFRASTRUCTURE ACT ("AWIA")

The Board next considered authorizing and directing the District's engineer and/or operator to comply with the requirements of the Environmental Protection Agency's AWIA Act of 2018. Mr. Minter reported that H2O will prepare any necessary updates to the District's AWIA Risk and Resilience Assessment and Emergency Response Plan for the District's facilities, and submit a certification for same to the appropriate entity.

ENGINEER'S REPORT

Mr. Bishop next presented to the Board a written Engineer's Report, dated April 30, 2026, a copy of which report is attached hereto as **Exhibit H**, relative to the status of various projects within the District. He reviewed and discussed a project scope proposal to clean and televise the District's sanitary sewer collection system, a copy of which is attached to the Engineer's Report. Following discussion, it was moved by Director Rueschhoff, seconded by Director Waymel and unanimously carried, that the Board (i) approve the proposal and authorize the President to execute same on behalf of the Board and the District, and (ii) authorize Quiddity to advertise for bids for this project.

Director Rueschhoff requested that Quiddity provide a list of District projects completed for the District's facilities during the past four (4) years. Mr. Bishop advised that he would do so.

Mr. Bishop next provided the Board with an update concerning the feasibility and route alignment study in connection with the District's potential request for surface water from the SJRA. He advised that Quiddity is coordinating with Spring Creek Utility District ("SCUD") to share the SJRA's charges for completion of the required water model. Mr. Creed then reviewed the form of a proposed Letter Agreement Concerning Cost Sharing for Water Modeling to be Conducted by the SJRA between the District and SCUD (the "Letter Agreement"), a copy of which is attached hereto as **Exhibit I**. Following discussion, it was moved by Director Rueschhoff, seconded by

Director Waymel and unanimously carried, that the Board approve the Letter Agreement and authorize the President to execute same on behalf of the Board and the District.

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.

TERMS FOR DISTRICT'S TERMINATING PARTICIPATION IN HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 92'S ("NO. 92") WASTEWATER TREATMENT PLANT AND SALE OF CAPACITY TO SPRING INDEPENDENT SCHOOL DISTRICT ("SISD"); AMENDMENT OF WASTEWATER TREATMENT FACILITIES AGREEMENT; APPROVAL OF MEMORANDUM OF UNDERSTANDING

The Board noted that these matters will be addressed later in the meeting, in executive session.

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 reminded the Board that, at the previous meeting, it received a request via the website to consider repairing damaged sidewalks located between 2322 Morgan Ridge Lane and 2320 Morgan Ridge Lane. He further reminded the Board that Ms. Dehoyos obtained additional information on the request and discussed same with the Board. Following discussion, the Board concurred that repair of the sidewalk is the responsibility of the homeowner, and directed Touchstone to advise the homeowner accordingly.

The Board next considered a request from the Association to allow the Association to install security camaras at Cardinal Park. Following discussion, Director Dibble moved that the Association be authorized to install the cameras, subject to entering into a license and indemnification agreement with the District to be prepared by SPH, and that the President be authorized to sign the agreement on behalf of the District. Director Rueschhoff seconded the motion, which unanimously carried.

The Board next reviewed photos of a fire pit, debris, and other materials located in the wooded area owned by the District behind 2106 Tessie Cove Lane. Following discussion, Director Waymel moved that H2O be authorized to remove and dispose of the materials. Director Rueschhoff seconded the motion, which unanimously carried.

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 J**. A discussion ensued regarding the procedure for responding to messages received via the District's website in-between meetings and establishment of a communications committee. Following discussion, Director Waymel advised that he will discussion options with Ms. Dehoyos after the meeting which may be further discussed by the Board next month.

WORKSHOPS AND/OR PROFESSIONAL DEVELOPMENT PROGRAM

The Board noted that the District's Professional Development Program workshop related to the District's Emergency Response Plan is tentatively scheduled to be held in July 2026.

CYBERSECURITY

The Board next considered recent changes to cybersecurity and artificial intelligence training requirements for directors of the District. Mr. Creed presented a memorandum from SPH regarding changes to such training requirements, a copy of which is attached hereto as **Exhibit K**, and discussed same with the Board. Mr. Creed advised that all directors of the District must annually complete a certified cybersecurity awareness training program prior to August 31 of the given year as required by Ch. 2063, Texas Gov't Code. He further advised that any director of the District who uses a computer to perform at least 25% of his or her duties and has access to the District's computer system must also complete a certified artificial intelligence training program by August 31 of each year as required by Ch. 2054, Texas Gov't Code. Following discussion, Mr. Creed noted that a link to the training program created by the Department of Information Resources will be provided to directors following the meeting and requested that each director notify SPH upon completion of the training program.

ATTORNEY'S REPORT

The Board next considered the Attorney's Report. In that regard, Mr. Creed presented to and reviewed with the Board a Partial Release of Judgment in connection with Cause No. 24-12-19711, a copy of which is attached hereto as **Exhibit L**. Following discussion, Director Rueschhoff moved that the Board approve the Partial Release of Judgment and authorize the President to execute same on behalf of the Board and the District. Director Dibble seconded the motion, which unanimously caried.

The Board next discussed the status of the SJRA's Global GRP Contract Amendment. In that regard, Mr. Creed presented and reviewed correspondence from the SJRA, a copy of which is attached hereto as **Exhibit M**, regarding the anticipated timeline and voting process for the amendment. No action was taken by the Board at this time.

FUTURE AGENDA ITEMS

The Board next considered additional items for placement on future agendas. No specific agenda items, other than routine and ongoing matters, were requested.

EXECUTIVE SESSION

The President announced that the Board was entering into executive session pursuant to Texas Government Code Section 551.071 at 3:00 p.m., for purposes of attorney-client communications concerning item 20 on the agenda. At this time all those present, with the exception of the Board, Mr. Creed, Mr. Bishop, and Kris Eddlemon exited the meeting.

Kris Eddlemon exited the meeting during executive session.

At 3:47 p.m., the President announced that the Board would reconvene in Open Session. Director Rueschhoff moved that the Board approve the Purchase and Sale Agreement for Wastewater Treatment Plant Capacity between the District and SISD, a copy of which is attached hereto as **Exhibit N**. Director Dibble seconded the motion, which unanimously carried.

The Board next discussed amendment of the Wastewater Treatment Facilities Agreement between the District and No. 92 to address termination of the District's participation in the No. 92 Plant and sale of capacity to SISD, and approval of a Memorandum of Understanding Concerning Wastewater Treatment Facilities Agreement ("MOU") regarding same. Following discussion, Director Rueschhoff moved that the Wastewater Treatment Facilities Agreement be amended to address SISD's purchase of capacity from the District and addition as a participant in the joint plant, as discussed, that the Board approve a MOU on that subject if the amendment cannot be completed within the next forty-five (45) days and the MOU is requested by SISD, and that the President be authorized to execute the applicable document(s) on behalf of the District. Director Pachuilo seconded the motion, which unanimously carried. The Board noted that its approval of these items was subject to SPH's review of the final document(s).

The Board concurred that a separate MOU would continue to be negotiated between the District and No. 92 concerning termination of the District's participation in the No. 92 Plant.

ADJOURN

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

MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 94

Ray Waymel

Secretary
Board of Directors

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LIST OF NON-RECURRING ACTION ITEMS FOR NEXT MEETING

TASK	RESPONSIBLE PARTY	DUE DATE
Send flyer to Touchstone regarding operation of motorized bikes and recreational vehicles in the District	MCCO	June 2, 2026
Discussion with NRG regarding maintenance of leased generator at District facilities	Quiddity and SPH	June 2, 2026
Prepare revised water rate analysis	Quiddity/H2O	June 2, 2026
Preparation of Bond Authorization Report	Quiddity	TBD
Prepare Consumer Confidence Report	H2O	June 2, 2026
Prepare and provide list of projects completed at the District's facilities during the past four (4) years	Quiddity/H2O	June 2, 2026
Preparation of agreement regarding installation of security cameras at Cardinal Park by the Association	SPH	June 2, 2026
Remove materials and debris in wooded area behind 2106 Tessie Cove Lane	H2O	June 2, 2026
Cybersecurity training	Board	August 31, 2026

LIST OF EXHIBITS

EXHIBIT A	Security Report
EXHIBIT B	Bookkeeper's Report
EXHIBIT C	Correspondence from Republic Services, Inc.
EXHIBIT D	Drainage Facilities Report
EXHIBIT E	Tax Assessor/Collector's Report
EXHIBIT F	Operations Report
EXHIBIT G	2026 Water and Sewer Rate Analysis
EXHIBIT H	Engineer's Report
EXHIBIT I	Letter Agreement Concerning Cost Sharing for Water Modeling to be Conducted by the San Jacinto River Authority between the District and Spring Creek Utility District
EXHIBIT J	Communications Meeting Report
EXHIBIT K	Memorandum prepared by Schwartz, Page & Harding, L.L.P.
EXHIBIT L	Partial Release of Judgment
EXHIBIT M	Correspondence from the San Jacinto River Authority
EXHIBIT N	Purchase and Sale Agreement for Wastewater Treatment Plant Capacity between the District and SISD