

**MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 94**  
**Minutes of Meeting of Board of Directors**  
**February 3, 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 February 3, 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 Pachuiilo, Assistant Secretary  
JT Dibble, Assistant Secretary

all of whom were present, thus constituting a quorum.

Also attending the meeting were Creston Minter and Cody Wright of H2O Innovation Operation and Maintenance, LLC ("H2O"); Renee Butler of McLennan & Associates, LP ("McLennan"); Barbara Nussa of Republic Services, Inc. ("Republic"); 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"); Sergeant Amanda Gannon and Sergeant Ronny Glaze of the Montgomery County Constable's Office ("MCCO"); 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 meetings held January 6, 2026, and January 21, 2026. After discussion, it was moved by Director Rueschhoff that the minutes of the Board meetings held January 6, 2026, and January 21, 2026, be approved, as written. Director Pachuiilo seconded the 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 January 2026, a copy of which report is attached hereto as **Exhibit A**. She addressed the Board regarding the enforcement of rules related to the operation of golf carts within the District. The Board requested information related to the rules and regulations so it may be provided to the residents. Sergeant Glaze stated that MCCO will send a link to the information provided by the Texas Department of Motor Vehicles. No action was taken by the Board at this time.

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

A discussion ensued regarding the proposal provided by Flock Safety. Following discussion, the Board concurred to defer taking action with regard to the proposal until a future meeting.

**BOOKKEEPER'S REPORT**

Ms. Butler next presented and reviewed a written Bookkeeper's Report dated February 3, 2026, including the District's Investment Report for the month of November 2025, 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 Olsen seconded the motion, which carried unanimously.

**REPUBLIC SERVICES, INC.**

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. She reminded the Board that the document shred event is scheduled to take place in the District on Saturday, March 21, 2026. No action was taken by the Board at this time.

**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 C**. 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 January 2026, including a delinquent account listing as of February 2, 2026, copies of which are attached hereto as **Exhibit D**. After discussion, it was moved by Director Pachulo 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**

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.

## **RESOLUTION CONCERNING DEVELOPED DISTRICT STATUS FOR 2026 TAX YEAR**

Mr. Creed reminded the Board that the taxing procedures applicable to a particular district will depend, in part, upon whether it is determined to be a "Developed District" pursuant to Texas Water Code Section 49.23602. He then reviewed with the Board a Resolution Concerning Developed District Status for the 2026 Tax Year, attached hereto as **Exhibit E**. Following discussion, upon motion made by Director Rueschhoff, seconded by Director Pachuillo, and unanimously carried, the attached Resolution was adopted by the Board.

## **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. No action was taken by the Board at this time.

## **CONSUMER CONFIDENCE REPORT**

The Board next considered authorizing H2O to provide required information to districts receiving water through an emergency interconnect relative to Consumer Confidence Reports ("CCR"). Mr. Creed advised the Board that pursuant to CCR requirements promulgated by the United States Environmental Protection Agency, the District is required to provide a report containing various information regarding the District's water supply to any other water supplier which has received water from the District. After discussion on the matter, Director Olsen moved that the Board authorize H2O to provide the required information as set forth hereinabove, and to prepare a draft CCR for review by the Board. Director Pachuillo seconded said motion, which carried unanimously.

## **ENGINEER'S REPORT**

Mr. Bishop next presented to the Board a written Engineer's Report, dated January 29, 2026, a copy of which report is attached hereto as **Exhibit G**, relative to the status of various projects within the District. He provided the Board with an update concerning the feasibility and route alignment study in connection with the request for surface water from the San Jacinto River Authority ("SJRA"). In that regard, he advised that the SJRA has scheduled a meeting on February 10, 2026, to discuss the water model results and viable routing options. Directors Rueschhoff and Olsen advised that they plan to attend the meeting. No action was taken by the Board at this time.

Ms. Garcia exited the meeting at this time.

Mr. Bishop next advised that the new concrete Wastewater Treatment Plant ("WWTP") constructed by Montgomery County Municipal Utility District No. 119 ("No. 119") is operational. He then addressed the Board regarding options for obtaining additional wastewater capacity to serve the District. Following discussion, Director Rueschhoff moved that Quiddity be authorized to make a formal request to No. 119 to expand the WWTP for purposes of providing such additional capacity. Director Dibble seconded the motion, which unanimously carried.

The Board next discussed an inquiry from Spring Independent School District concerning a potential interlocal agreement with the District for wastewater treatment services. Following discussion, the Board concurred to defer taking action pending its request to No. 119.

### **STATUS OF CONSTRUCTION OF NEW CONCRETE WASTEWATER TREATMENT PLANT**

The Board noted that the status of construction of the new concrete WWTP by No. 119, on behalf of itself and the District, was covered under the Engineer's Report.

### **RESOLUTION ADOPTING PREVAILING WAGE RATE SCALE FOR CONSTRUCTION PROJECTS**

The Board deferred adoption of a Resolution Adopting Prevailing Wage Rate Scale for Construction Projects until the next meeting.

### **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. A discussion ensued regarding the status of maintenance of trees within the District by ArborTech Tree Care ("ArborTech"). Mr. Creed advised that SPH recently contacted ArborTech to discuss the procedures to be followed pursuant to the Master Stand-By Agreement between the District and ArborTech and completion and submission of the related work order form for each project.

A discussion ensued regarding the proposed installation of a street light at Sweet Bay Crossing. It was noted that CenterPoint Energy has provided a proposal in the amount of \$5,515 to install the street light, a copy of which is attached hereto as **Exhibit H**. Following discussion, Director Rueschhoff moved that the Board approve the proposal provided by CenterPoint Energy, and that Director Olsen be authorized to execute same on behalf of the Board and the District. Director Olsen seconded the motion, which carried with Directors Olsen, Rueschhoff, and Pachulo voting in favor of the motion and Directors Waymel and Dibble abstaining from the vote.

## **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 I**. She addressed the Board about including Touchstone in the District's Emergency Response Plan ("ERP") for communication purposes. Following discussion, the Board requested that an item be included on the next agenda to consider amendment of the ERP.

## **WORKSHOPS AND/OR PROFESSIONAL DEVELOPMENT PROGRAM**

The Board noted that the District's Professional Development Program workshop related to Flock Safety was held in the District on January 21, 2026. A discussion ensued regarding scheduling a workshop related to the District's ERP. The Board concurred to tentatively schedule such workshop to be held in July 2026.

## **SJRA**

Mr. Creed next reminded the Board that the District is in receipt of correspondence from the SJRA related to a request for feedback on the Proposed Global Amendment to Groundwater Reduction Plan contracts (the "Amendment"). Following discussion on the matter, Director Rueschhoff moved that the SJRA be notified that the Board is not in favor of the Amendment. Director Olsen seconded the motion, which carried with Directors Rueschhoff, Olsen, Pachulo, and Dibble voting aye and Director Waymel abstaining from the vote. Mr. Creed advised that he would prepare correspondence for the President's signature concerning this matter.

Mr. Scott exited the meeting at this time.

Mr. Creed next advised that the District is in receipt of correspondence from the SJRA, a copy of which is attached hereto as **Exhibit J**, regarding a reduction in groundwater pumpage fees effective as of February 1, 2026. The Board next considered amendment of the District's Rate Order, including but not limited to an adjustment based on the reduction in groundwater pumpage fee charged by the SJRA. Following discussion, the Board concurred to defer taking action on this matter until the next meeting.

Ms. Nussa exited the meeting at this time.

## **RENEWAL OF DISTRICT INSURANCE POLICIES**

The Board next considered renewal of the District's insurance coverages. Mr. Creed advised the Board that, as directed at the previous meeting, SPH requested an updated renewal proposal from McDonald & Wessendorff ("McDonald"), a copy of which is attached hereto as **Exhibit K**. He advised the Board that the District's current insurance policies are due to expire on March 31, 2026. Following discussion, Director Rueschhoff moved that the Board (i) approve the proposal provided by McDonald, (ii) authorize the President to execute the proposal on behalf of

the Board and the District, and (iii) authorize SPH to accept and acknowledge the associated Texas Ethics Commission 1295 Form. Director Dibble seconded the motion, which unanimously carried.

Ms. Dehoyos exited the meeting at this time.

### **ATTORNEY'S REPORT**

The Board next considered the Attorney's Report. Mr. Creed advised that he had nothing further of a legal nature to report other than those items which were previously addressed in the meeting.

### **SUPPLEMENTAL AGENDA**

The Board next considered calling the Election in accordance with the requirements of the Texas Water Code. In connection therewith, Mr. Creed presented the Order Calling Directors Election (the "Order"), attached hereto as **Exhibit L**, calling the Election to be held on May 2, 2026. It was noted that the terms of office of Directors Rueschhoff, Olsen, and Waymel expire in May of this year. In reviewing the Order with the Board, Mr. Creed advised that the Order provides for the conduct of the Election by the County, jointly with elections of other political subdivision, using County election officials, voting equipment, and polling locations at a shared expense. He advised that, although the County will conduct the Election, the Texas Water Code and the Texas Election Code authorize the Board to designate an agent to perform certain duties in connection with the Election, and that the Order named Kris Eddlemon as such agent (the "Election Agent"). Mr. Creed further advised the Board that notice of the Election must be given in accordance with the requirements of the Texas Election Code. He advised the Board that notice of the Election could be given by one or more of the following methods: (i) publishing the notice in a newspaper published in the territory of the District or of general circulation in the District at least ten (10) days before the election, but not more than thirty (30) days before the Election; (ii) posting the notice at a public place in each County election precinct that overlaps the District at least twenty-one (21) days before the Election; or (iii) mailing the notice to each registered voter in the District at least ten (10) days before the Election. Following discussion of the options, the Board concurred that notice of the Election be given by posting same at a public place in each County Election precinct that overlaps the District. After discussion on the matter, Director Rueschhoff moved that said Order be passed and adopted, that the President or Vice President and Secretary or Assistant Secretary be authorized to execute the Order, and that the Election Agent be authorized and directed to make necessary arrangements for the Election in accordance with the Order. Director Olsen seconded said motion, which unanimously carried. Mr. Creed advised the Board that if each candidate whose name is to appear on the ballot is unopposed as of 5:00 p.m. on February 20, 2026, the Board may thereafter cancel the Election in accordance with the Texas Election Code.

### **FUTURE AGENDA ITEMS**

The Board next considered additional items for placement on future agendas. Director Dibble requested that an item be included on the next agenda for the Board to consider the adoption of a public comment policy.

**EXECUTIVE SESSION**

The President announced that the Board was entering into executive session pursuant to Texas Government Code Section 551.071 at 2:38 p.m., for purposes of attorney-client communications concerning item 20(a) on the agenda. At this time all those present, with the exception of the Board, Mr. Creed, and Kris Eddlemon exited the meeting.

At 2:59 p.m., the President announced that the Board would reconvene in Open Session. No action was taken by the Board at this time.

**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.

  
Secretary  
Board of Directors



**LIST OF NON-RECURRING ACTION ITEMS FOR NEXT MEETING**

<b>TASK</b>	<b>RESPONSIBLE PARTY</b>	<b>DUE DATE</b>
Send website link to Board regarding operation of motorized bikes and recreational vehicles in the District	MCCO	March 3, 2026
Discussion with NRG regarding maintenance of leased generator at District facilities	Quiddity	March 3, 2026
Provide information related to operation of golf carts	MCCO	March 3, 2026
Make request to No. 119 regarding expansion of WWTP	Quiddity	March 3, 2026
Prepare 2025 Water Loss Audit	H2O	May 1, 2026

**LIST OF EXHIBITS**

EXHIBIT A	Security Report
EXHIBIT B	Bookkeeper's Report
EXHIBIT C	Drainage Facilities Report
EXHIBIT D	Tax Assessor/Collector's Report
EXHIBIT E	Resolution Concerning Developed District Status for the 2026 Tax Year
EXHIBIT F	Operations Report
EXHIBIT G	Engineer's Report
EXHIBIT H	Proposal – CenterPoint Energy
EXHIBIT I	Communications Meeting Report
EXHIBIT J	Correspondence from San Jacinto River Authority
EXHIBIT K	Renewal proposal from McDonald & Wessendorff
EXHIBIT L	Order Calling Directors Election