

MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 94

Minutes of Special Meeting of Board of Directors September 12, 2024

The Board of Directors (the "Board") of Montgomery County Municipal Utility District No. 94 (the "District") met in special session, open to the public on September 12, 2024, 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
John Kessler, Vice President
Roger Olsen, Secretary
Michael Pachulo, Assistant Secretary
Ray Waymel, Assistant Secretary

all of whom were present at the meeting, thus constituting a quorum.

Also attending the meeting was Creston Minter of H2O Innovation Operation and Maintenance, LLC ("H2O"); Ian Grain, Laisa Miller, Michael Grobelny, and Lillian Chavez attending on behalf of Spring Trails Community Association, Inc. (the "Association"); and Tessa Johnston and Patricia Jenkins, members of the public.

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. Ms. Johnston addressed the Board at this time regarding her concerns related to removal of the unauthorized shed placed on District property. The Association members present at the meeting expressed similar concerns. Following discussion on the matter, Director Kessler moved that the Board (i) engage legal counsel and initiate proceedings to address this matter, (ii) approve the engagement letter provided by Ted A. Cox, P.C., a copy of which is attached hereto as **Exhibit A**, and (iii) authorize the President to execute same on behalf of the Board and the District. Director Olsen seconded the motion, which carried with Directors Rueschhoff, Kessler, and Olsen voting in favor of the motion and Directors Waymel and Pachulo abstaining from the vote.

Ms. Johnston and Ms. Jenkins exited the meeting at this time.

APPROVAL OF EXPENDITURES

The Board considered installation of a cable barrier at an entry point located on District property to deter access to an unauthorized area. Following discussion, Director Rueschhoff moved that the Board approve a proposal in an amount not to exceed \$900 for installation of the cable, as discussed. Director Olsen seconded the motion, which carried with Directors Rueschhoff, Kessler, Olsen, and Pachulo voting in favor of the motion and Director Waymel voting nay.

Mr. Grain, Ms. Miller, Mr. Grobelny, and Ms. Chavez exited the meeting during the above discussion.

TOUCHSTONE DISTRICT SERVICES

The Board next considered proposal(s) from Touchstone District Services ("Touchstone") presented at a previous meeting. Following discussion, the Board concurred to move forward with the proposals provided by Touchstone for website and compliance maintenance, as well as the establishment of director email accounts. It was noted that Director Waymel will coordinate with transition of these services currently being provided by Off Cinco, LLC.

PROFESSIONAL DEVELOPMENT PROGRAM; PRESENTATION CONCERNING WATER AND SANITARY SEWER FACILITIES AND OPERATIONS

The Board next considered its Professional Development Program, including a presentation concerning water and sanitary sewer facilities and operations. A discussion ensued regarding a tour of the San Jacinto River Authority's ("SRJA") water treatment plant. Following discussion, the Board concurred that two (2) members attend the tour.

Mr. Minter next reminded the Board that the District was previously on interconnect with Montgomery County Municipal Utility District No. 119 ("No. 119") due to No. 119 experiencing a well failure and presented information related to same. A discussion ensued regarding proposed payment to the District by No. 119 "in-kind" for the amount of water supplied. Following discussion, the Board concurred that No. 119 be authorized to repay the District "in-kind" for the amount of water supplied while on interconnect with the District.

Mr. Minter next provided proposals for replacing the alarm system that is currently installed at the District's water plant. It was noted that the proposals will be reconsidered during the upcoming budget meeting. Mr. Minter then provided a proposed insert for the October billing cycle provided by the Lone Star Conservation District that recommends residents turn off their irrigation systems in October. Following discussion, the Board concurred that H2O be authorized to include the insert in customer water bills.

Director Olsen next advised that, in October, he will conduct a review of the District's Emergency Response Plan and will further discuss this matter with the Board following said review.

RATE ORDER

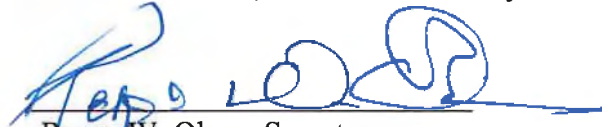
The Board next considered amendment of the District's Rate Order, including but not limited to adjustment based on reduction in the groundwater pumpage fee charged by the SJRA. Following discussion, the Board concurred to further discuss this matter at the October Board meeting.

POSSIBLE 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.

ADJOURN

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



Roger W. Olsen, Secretary
Board of Directors

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ATTACHMENT(S)

Exhibit A - Engagement Letter (Ted A. Cox, P.C.)