

MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 94
Minutes of Meeting of Board of Directors
June 3, 2025

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 3, 2025, 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 Pachulio, Assistant Secretary
JT Dibble, Assistant Secretary

all of whom were present, except Director Olsen, 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 Saucedo 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 Joshua Orr of the Montgomery County Constable's Office ("MCCO"); Jeffrey Bishop of Quiddity Engineering, LLC ("Quiddity"); and Spencer Creed, Kris Eddlemon, and Amber Kaiser 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

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 April 30, 2025, and May 6, 2025. After discussion, it was moved by Director Waymel that the minutes of the Board meetings held April 30, 2025 and May 6, 2025, be approved, as written. Director Rueschhoff seconded the motion, which unanimously carried.

**REPORT FROM THE MONTGOMERY COUNTY CONSTABLE'S OFFICE
REGARDING SECURITY**

Sergeant Orr next presented and reviewed a security report provided by the MCCO's office for the month of May 2025, a copy of which report is attached hereto as **Exhibit A**. Sergeant Orr

then presented and reviewed with the Board a proposal for the addition of deputy(ies) and patrol vehicle(s), a copy of which proposal is included as part of **Exhibit A**. Following discussion, the Board concurred to defer taking action at this time.

Sergeant Orr next addressed the Board regarding the funds associated with new laptop equipment for officers in their vehicles as discussed and approved at the previous meeting. He informed the Board that the equipment cannot be purchased until the funds for same have been provided by the District to the MCCO. It was noted that the District has not received an invoice for purchase of the equipment. Sergeant Orr advised that MCCO will provide the District with an invoice following today's meeting.

Mr. Creed then addressed Sergeant Orr regarding status of payment to the District for the previously auctioned patrol vehicles which were replaced. Sergeant Orr stated that the Montgomery County Treasurer's Office advised that payments for both of the auctioned patrol vehicles have been sent to the District. Mr. Creed requested that Sergeant Orr provide contact information for the Montgomery County Treasurer's Office so SPH and/or McLennan can verify the status of the payment(s), to which Sergeant Orr agreed.

Sergeant Orr exited the meeting at this time.

BOOKKEEPER'S REPORT

Ms. Butler next presented and reviewed a written Bookkeeper's Report dated June 3, 2025, including the District's Investment Report for the month of April 2025, copies of which are attached hereto as **Exhibit B**. Following discussion, it was moved by Director Waymel that the Board (i) approve the Bookkeeper's Report and Investment Reports, and (ii) authorize the District's Investment Officer to execute the Investment Reports on behalf of the Board and the District. Director Rueschhoff seconded the motion, which carried unanimously.

UNCLAIMED PROPERTY REPORT(S)

The Board next considered approval of Unclaimed Property Report(s) as of March 1, 2025, and the filing of same with the Texas Comptroller of Public Accounts (the "Comptroller") prior to July 1, 2025. In connection therewith, Ms. Butler advised that McLennan is in possession of \$871.14 which will be reported to the state.. Ms. Saucedo then advised that ASW does not have any unclaimed property to report for the applicable reporting period. After discussion, Director Pachulio moved that McLennan be authorized to file an Unclaimed Property Report with the Comptroller prior to the July 1, 2025, deadline. Director Dibble seconded said motion, which unanimously carried.

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 advised that many residents are including unauthorized items in recycling bins that could damage the trucks and potentially cause a fire hazard. A discussion ensued regarding providing notice to the residents

concerning recycling acceptance protocol. Following discussion, the Board concurred that Director Waymel be authorized to coordinate with Republic and Touchstone to provide such notice to residents via the District's website, the Spring Trails Homeowners Association (the "Association") website, and social media.

TAX ASSESSOR/COLLECTOR'S REPORT

Ms. Saucedo then presented and reviewed the Tax Assessor/Collector's Report for the month of May 2025, including a delinquent account listing as of May 28, 2025, copies of which are attached hereto as **Exhibit C**. After discussion, it was moved by Director Pachulio 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

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 3, 2025, a copy of which is attached hereto as **Exhibit D**. No action was taken by the Board at this time.

Ms. Saucedo exited the meeting 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 E**. It was noted that, at the previous meeting, an inquiry was made as to why the fertilizer was applied within the District by SWS. In that regard, Mr. Scott discussed the type of fertilization that is applied. No action was taken by the Board at this time.

OPERATIONS REPORT

The Board next considered the Operations Report. Mr. Wright presented a written report prepared by H2O, a copy of which is attached hereto as **Exhibit F**, and reviewed same with the Board.

Mr. Minter then addressed the Board and requested authorization for H2O to write-off delinquent accounts from 2012 - present in the total amount of \$51,785.84. Following discussion, Director Pachulio moved that H2O be authorized to write-off the delinquent accounts, as recommended by H2O. Director Rueschhoff seconded the motion, which unanimously carried. Mr. Minter advised that, going forward, H2O will provide recommendations for write-offs on a biannual basis.

CONSUMER CONFIDENCE REPORT

The Board considered the approval of a Consumer Confidence Report ("CCR") and authorizing the distribution of same to customers of the District. After discussion on the matter,

Director Rueschhoff moved that such CCR be approved by the Board, and that H2O be authorized to distribute same to the District's customers prior to the July 1, 2025, deadline, subject to review by SPH. Director Waymel seconded said motion, which carried unanimously.

The Board next considered a request by Harris County Water Control and Improvement District No. 92 ("No. 92") for temporary water supply during its Water Plant project scheduled for October 2025, and the approval of a letter agreement concerning same. Mr. Minter provided the Board with an update concerning the status of the existing interconnect meter located at the interconnect between the districts, and advised that it is not repairable and would cost approximately \$15,000 to replace. Mr. Creed then presented and reviewed a draft of the proposed letter agreement between the District and No. 92. The Board deferred taking action pending further review of the agreement by H2O, Quiddity, and the No. 92 Board.

CRITICAL LOAD STATUS

Mr. Creed next advised the Board that Section 13.1396 of the Texas Water Code, as amended, requires the District to update its information identifying the location and description of facilities that have qualified for critical load status and its information regarding emergency contacts (a) annually to each electric utility that provides transmission and distribution service to the District and each retail electric provider that sells power to the District, and (b) immediately upon any change in the information to the above entities, as well as to the office of emergency management of Montgomery County, the Public Utility Commission of Texas, and the division of emergency management of the governor. Following discussion, Director Rueschhoff moved to authorize Quiddity and/or H2O to make such annual filings on behalf of the District, as and if necessary. Director Waymel seconded the motion, which unanimously carried.

ENGINEER'S REPORT

Mr. Bishop next presented to the Board a written Engineer's Report, dated May 28, 2025, a copy of which report is attached hereto as **Exhibit G**, relative to the status of various projects within the District. Following discussion, it was moved by Director Pachulio, seconded by Director Waymel, and unanimously carried, that the Engineer's Report and all action items listed therein be approved, as recommended by Quiddity, including the District's approval of payment of Pay Application No. 2 in the amount of \$85,387.50 submitted by CFG Industries, LLC in connection with the Ground Storage Tank No. 1 Rehabilitation at Water Plant No. 1 project.

Mr. Scott exited the meeting at this time.

STATUS OF CONSTRUCTION OF NEW CONCRETE WASTEWATER TREATMENT PLANT

Mr. Bishop next provided an update concerning the status of construction of the new concrete wastewater treatment plant by Montgomery County Municipal Utility District No. 119 on behalf of itself and the District. No action was taken by the Board at this time.

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 the District is in receipt of a proposal from Trees by Frank in the amount of \$3,025 for removal of eleven (11) dead tress located behind 27811 Geneva Hills Lane. Following discussion, Director Rueschhoff moved that the Board approve the proposal, as discussed. Director Dibble seconded the motion, which unanimously carried.

TOUCHSTONE DISTRICT SERVICES

The Board next discussed the status of the District's website. In that regard, Ms. Dehoyos presented and reviewed a Communications Meeting Report prepared by Touchstone, a copy of which is attached hereto as **Exhibit H**. No action was taken by the Board at this time.

WORKSHOPS AND/OR PROFESSIONAL DEVELOPMENT PROGRAM

A discussion ensued regarding the District's Professional Development Program workshops. The Board concurred that a workshop related to the exercise of the District's Emergency Response Plan be held on June 18, 2025, at 9:00 a.m.

VOTING SYSTEM ANNUAL FILING FORM

The Board considered authorizing the completion, execution and filing with the Secretary of State of a Voting System Annual Filing Form relative to District elections. Mr. Creed advised that pursuant to the Texas Election Code, each political subdivision in the State of Texas is required to complete and file said Form with the Secretary of State's office. After discussion, Director Waymel moved that SPH be authorized to complete and execute the Voting System Annual Filing Form and to file same with the Secretary of State's Office on behalf of the Board and the District. Director Dibble seconded said motion, which carried unanimously.

RECORDS DESTRUCTION REQUEST

The Board deferred a request from the Records Management Officer to destroy certain records of the District until the next meeting.

SAN JACINTO RIVER AUTHORITY ("SJRA")

Mr. Creed next reminded the Board of the SJRA's meeting scheduled to be held on June 26, 2025, concerning proposed amendments to its current Rate Order applicable to participants in the SJRA's Groundwater Reduction Plan. No action was taken by the Board at this time.

Ms. Nussa exited the meeting at this time.

Director Rueschhoff then presented to and discussed with the Board a potential request to the SJRA for supply of surface water to the District and adjacent districts. Mr. Bishop advised of a feasibility study currently underway by the SJRA concerning its delivery of surface water to other area districts. He recommended the Board defer further discussion on this matter pending review of the study. The Board concurred with Mr. Bishop's recommendation.

Ms. Dehoyos exited the meeting at this time.

ATTORNEY'S REPORT

The Board next considered the attorney's report. In that regard, the Board considered review of a proposal for the installation and/or maintenance of additional street lighting near the entrance of Sweet Bay subdivision, as discussed at the previous meeting. Director Rueschhoff advised that lighting in the area will most likely be sufficient once the two (2) light structures near the entrance are converted to LED, which is scheduled to take place by August 31, 2025. No action was taken by the Board at this time.

Mr. Creed next made the Board aware of a Public Information Request that was recently received regarding the District's solid waste and collection and recycling contract with Republic. No action was taken by the Board at this time.

FUTURE AGENDA ITEMS

The Board next considered additional items for placement on future agendas. Director Rueschhoff discussed with the Board a proposed letter from the District to the Region H Water Planning Group to request a formal update to the 2026 Initially Prepared Plan (IPP) using certain newly published data. The Board deferred taking action pending review of the proposed letter by SPH, H2O, and Quiddity.

EXECUTIVE SESSION

The President announced that the Board was entering into executive session pursuant to Texas Government Code Section 551.171 at 2:24 p.m., concerning item 20(c) on the agenda. At this time all those present, with the exception of the Board, Mr. Creed, Kris Eddlemon, and Amber Kaiser exited the meeting.

At 2:46 p.m., the President announced that the Board would reconvene in Open Session. No action was taken with respect to the matters conducted in closed session.

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.




Secretary
Board of Directors

LIST OF NON-RECURRING ACTION ITEMS FOR NEXT MEETING

TASK	RESPONSIBLE PARTY	DUE DATE
Provide checks for auctioned vehicle(s) (previously auctioned) and for replaced security video equipment (to be auctioned)	MCCO	MCCO to provide check(s) for auctioned vehicle(s) by July 1, 2025; and/or contact information for County Treasurer
Provide invoice for new security video equipment	MCCO	July 1, 2025
Provide notice to residents regarding unauthorized items in recycle bins	Director Waymel/Republic/Touchstone	July 1, 2025
Provide Board with copy of Consumer Confidence Report	H2O	July 1, 2025
Review letter agreement No. 92 in connection with requested temporary water supply	H2O/Quiddity/No. 92	July 1, 2025
Remove 11 dead trees behind 27811 Geneva Hills Lane	Trees by Frank	July 1, 2025
Lift station inspections report	Quiddity	July 1, 2025
Re-Rating Analysis for Joint WWTP	Quiddity	July 1, 2025
Schedule Fire Marshal Workshop	Director Olsen	
Review and provide comments to letter to Region H Water Planning Group	SPH/Board/H2O/Quiddity	July 1, 2025

LIST OF EXHIBITS

EXHIBIT A	Security Report; Proposal
EXHIBIT B	Bookkeeper's Report
EXHIBIT C	Tax Assessor/Collector's Report
EXHIBIT D	Delinquent Tax Report
EXHIBIT E	Drainage Facilities Report
EXHIBIT F	Operations Report
EXHIBIT G	Engineer's Report
EXHIBIT H	Communications Meeting Report