

**MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 94**  
**Minutes of Meeting of Board of Directors**  
**April 7, 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 April 7, 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 Pachuiolo, 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 of H2O Innovation Operation and Maintenance, LLC ("H2O"); Jorge Diaz of McLennan & Associates, LP ("McLennan"); Barbara Nussa of Republic Services, Inc. ("Republic"); Sergeant Ronny Glaze of the Montgomery County Constable's Office ("MCCO"); Monica Garcia of Assessments of the Southwest, Inc. ("ASW"); Erik Scott of Storm Water Solutions .P. ("SWS"); Danae Dehoyos of Touchstone District Services, LLC ("Touchstone"); Suzanne Villarreal of McCall Gibson Swedlund Barfoot PLLC ("McCall"); Jeffrey Bishop of Quiddity Engineering, LLC ("Quiddity"); Ben Slotnick and Matthew Barcak, members of the public; Greg Lentz and Austin Ficken of Masterson Advisors, LLC ("Masterson"), who each entered later in the meeting as noted herein; 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.

Mr. Lentz entered the meeting at this time.

**MINUTES OF MEETING(S)**

The Board next considered approval of the minutes of the Board meeting held March 3, 2026. After discussion, it was moved by Director Rueschhoff that the minutes of the Board meeting held March 3, 2026, be approved, as written. Director Waymel seconded the motion, which unanimously carried.

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

Sergeant Glaze presented and reviewed a security report provided by the MCCO for the month of March 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 exited the meeting at this time.

**ENGAGEMENT OF AUDITOR**

The Board next considered the engagement of an auditor to prepare the District's audit report for the fiscal year ending March 31, 2026. Ms. Villarreal advised that the fee for the preparation of the audit report by McCall is estimated to be between \$14,500 and \$16,500, and presented and reviewed with the Board an engagement letter, a copy of which is attached as **Exhibit B**. After discussion on the matter, Director Rueschhoff moved that McCall be engaged to prepare the District's annual audit report for the fiscal year ending March 31, 2026, and that SPH be authorized to acknowledge the Texas Ethics Commission Form 1295 on behalf of the District. Director Waymel seconded the motion, which unanimously carried.

Ms. Villarreal exited the meeting at this time.

**BOOKKEEPER'S REPORT**

Mr. Diaz next presented and reviewed a written Bookkeeper's Report dated April 7, 2026, including the District's Investment Report for the month of February 2026, copies of which are attached hereto as **Exhibit C**. Following discussion, it was moved by Director Waymel 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 Rueschhoff seconded the motion, which carried unanimously.

Mr. Ficken entered the meeting at this time.

**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 the document shred event held on March 21, 2026 was successful. 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 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 March 2026, including a delinquent account listing as of April 2, 2026, copies of which are attached hereto as **Exhibit E**. After discussion, it was moved by Director Pachuillo 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 AUTHORIZING ADDITIONAL PENALTY ON DELINQUENT REAL PROPERTY TAXES**

The Board considered the adoption of a Resolution Authorizing an Additional Penalty on Delinquent Real Property Taxes. Mr. Creed advised that the Board is authorized, pursuant to Section 33.07 of the Texas Tax Code, as amended, to impose, under certain conditions on July 1, an additional penalty not to exceed twenty percent (20%) of the total taxes, penalty and interest due the District on taxes that remain delinquent as of July 1 of the year in which they become delinquent. After discussion, it was moved by Director Rueschhoff, seconded by Director Waymel and unanimously carried, that the Resolution Authorizing an Additional Penalty on Delinquent Real Property Taxes, attached hereto as **Exhibit F**, be 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 G**, and reviewed same with the Board. He discussed certain delinquent accounts totaling \$3,340.01, which H2O has been unable to collect. He advised that H2O recommends the accounts be turned over to collections for further collection efforts. Following discussion, Director Rueschhoff moved that H2O be authorized to turn over the subject accounts to collections for further collection efforts, as discussed. Director Dibble seconded said motion, which unanimously carried.

Mr. Minter advised that the insurance claim for the recent failure of a power transfer switch at water well no. 1 has been finalized.

The Board then considered review of the District's Identity Theft Prevention Program (the "Program"). In connection therewith, Mr. Minter presented H2O's annual report and advised the

Board regarding the District's experience with identity theft during the prior year, current identity theft methods, the types of accounts maintained by the District and the District's business arrangements with other entities. He recommended that no changes be made to the District's Program. After discussion on the matter, the Board concurred that no changes were necessary to the District's Program at this time.

Mr. Creed next reviewed with the Board the initial monitoring requirements of the Environmental Protection Agency's final National Primary Drinking Water Regulation ("NPDWR") for per and polyfluoroalkyl substances ("PFAS"). He advised that the NPDWR establishes maximum contaminant levels ("MCLs") for six categories of the twenty-nine PFAS chemicals that may be found in public water systems, as well as an initial testing schedule for those categories that must be followed by certain districts. Mr. Creed further advised that the applicability of the NPDWR to the District will depend, in part, on a review of the sources and disinfection treatments for the District's water supply. For example, districts which receive treated water from another water system through an interconnect for distribution without further treatment, except any treatment necessary to maintain water quality within the receiving district's distribution system, are not required to monitor that water under the NPDWR. He noted that, for applicable districts, initial water supply monitoring is required to be completed by April 26, 2027. Mr. Creed stated that, depending on initial monitoring results, further monitoring will be established and a solution may be required to reduce PFAS levels for these six categories below the MCLs by April 26, 2029. Mr. Minter advised that the District is subject to the NPDWR's requirements and that H2O has implemented an initial monitoring schedule which complies with the NPDWR's timeline. Following discussion, the Board concurred that H2O proceed with the initial monitoring schedule to commence no later than July 31, 2026.

Mr. Minter exited the meeting at this time.

## **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 H**. She reminded the Board that, at the previous meeting, it considered a request for maintenance of trees in the greenspace behind the residence located at 2114 Tessie Cove Lane, and that the Board declined the request upon noting that the trees are down and do not pose a significant and clear risk of causing physical injury to persons or real property in accordance with the Districts policy. She advised that the resident has since appealed the Board's decision. Following discussion, the Board concurred that its previous decision stands as the greenbelt is a natural wooded area and fallen trees play an important role in supporting the natural environment. Ms. Dehoyos advised that she will notify the resident accordingly.

Ms. Dehoyos next advised that the District is in receipt of a request via the website for the Board to consider repairing damaged sidewalks located between 2322 Morgan Ridge Lane and 2320 Morgan Ridge Lane. Following discussion, the Board requested that Ms. Dehoyos obtain additional information with regard to the request for further consideration at the next meeting.

## **PRESENTATION CONCERNING PROPOSED SAN JACINTO RIVER AUTHORITY ("SJRA") GLOBAL AMENDMENT**

Mr. Slotnick addressed the Board at this time, in his capacity as the District's representative on the SJRA's GRP Contract Review Committee, and discussed the SJRA's proposed global amendment to groundwater reduction plan contracts and related matters. No action was taken by the Board at this time.

## **LILIHANAH TECH WASTEWATER TREATMENT PROCESS**

Mr. Slotnick next addressed the Board, in his capacity as a representative of Lilihanah Tech, regarding Lilihanah Tech's wastewater treatment process. No action was taken by the Board at this time.

Ms. Dehoyos, Mr. Scott, Ms. Garcia, Ms. Nussa, and Mr. Diaz exited the meeting at this time.

## **ANALYSIS OF BONDING CAPACITY AND TAX RATE IMPACTS**

Mr. Ficken addressed the Board at this time and presented and reviewed a Financial Outlook and Tax Rate Analysis, a copy of which is attached hereto as **Exhibit I**. Following review and discussion, no action was taken by the Board at this time.

Mr. Slotnick and Mr. Barcak exited the meeting during Mr. Ficken's presentation.

## **RATE ORDER; REVIEW OF WATER AND SEWER RATE ANALYSIS**

Mr. Bishop next presented and reviewed a 2026 Water and Sewer Rate Analysis, a copy of which is attached hereto as **Exhibit J**. The Board requested that Quiddity and H2O coordinate preparation of a sample rate page and bill impact summary for review by the Board at the May meeting. The Board concurred to defer amendment of the Rate Order at this time.

## **ENGINEER'S REPORT**

Mr. Bishop next presented to the Board a written Engineer's Report, dated April 1, 2026, a copy of which report is attached hereto as **Exhibit K**, relative to the status of various projects within the District. He addressed the Board with regard to rehabilitation of Lift Station No. 2 (the "Project") and requested authorization for execution of the contract with CROM CFG Industries, LLC. Following discussion, Director Pachuillo moved that the President be authorized to execute the contract for the Project on behalf of the Board and the District. Director Rueschhoff seconded the motion, which unanimously carried.

Mr. Bishop next addressed the Board regarding the proposed creation of Geographic Information System ("GIS") for the District. He advised that a scope of work to complete the building and hosting of the system is included as part of the Engineer's Report. Following

discussion, Director Pachulio moved that Quiddity be authorized to create a GIS system for the District, as discussed. Director Rueschhoff seconded the motion, which unanimously carried.

Mr. Bishop provided the Board with an update concerning the feasibility and route alignment study in connection with the request for surface water from the SJRA. In that regard, he advised the SJRA indicated the cost to complete the water model to serve the District is \$50,000, and that it would incorporate Spring Creek Utility District's ("SCUD") surface water request into the modeling. Following discussion, Director Pachulio moved that Quiddity be authorized to coordinate with SCUD to split the cost of the study between the two districts (i.e. fifty percent (50%) each). Director Rueschhoff seconded the motion, which unanimously carried.

Mr. Lentz exited the meeting at this time.

The Board next considered authorizing Quiddity to prepare a Bond Authorization Report (the "Report") for a November 2026 election. Following discussion, Director Rueschhoff moved that Quiddity be authorized to prepare the Report. Director Pachulio seconded the motion, which unanimously carried.

**POTENTIAL EXPANSION OF NO. 119 WASTEWATER TREATMENT PLANT; AMENDMENT OF WASTE DISPOSAL AGREEMENT; POTENTIAL TERMS FOR TERMINATING PARTICIPATION IN NO. 92 PLANT AND AMENDMENT OF WASTEWATER TREATMENT FACILITIES AGREEMENT**

The Board deferred discussion regarding potential expansion of the Montgomery County Municipal Utility District No. 119 Plant to serve the District and amendment of the Waste Disposal Agreement to address same, amendment of the waste discharge permit, and potential terms for the District's terminating participation in Harris County Water Control and Improvement District No. 92 Plant and amendment of Wastewater Treatment Facilities Agreement.

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

**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.

**ATTORNEY'S REPORT**

The Board next considered the Attorney's Report. In that regard, Mr. Creed presented to and reviewed with the Board a report from Municipal Risk Management Group, LLC ("MRMG")

concerning arbitrage and yield restriction regulations relative to the District's outstanding bonds, a copy of which report is attached hereto as Exhibit L. Following discussion, it was moved by Director Rueschhoff, seconded by Director Pachulio and unanimously carried, that Arbitrage Compliance Specialists, Inc. be authorized to move forward with preparation of the recommended reports.

**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.

Mr. Ficken exited the meeting at this time.

**EXECUTIVE SESSION**

The President announced that the Board was entering into executive session pursuant to Texas Government Code Section 551.071 at 3:25 p.m., for purposes of attorney-client communications concerning items 15 and 19b 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.

At 4:10 p.m., the President announced that the Board would reconvene in Open Session. No action was taken by the Board at this time.

Mr. Bishop exited the meeting at this time.

The President announced that the Board was entering into executive session pursuant to Texas Government Code Section 551.071 at 4:10 p.m., for purposes of attorney-client communications concerning item 19a on the agenda.

At 4:17 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	May 5, 2026
Discussion with NRG regarding maintenance of leased generator at District facilities	Quiddity and SPH	May 5, 2026
Prepare 2025 Water Loss Audit; Water Conservation Plan Annual Implementation Report	H2O	May 1, 2026
Obtain additional information regarding request for sidewalk repair	Touchstone	May 5, 2026
Prepare and provide sample water bill impact from adjusted rates	Quiddity/H2O	May 5, 2026
Preparation of Bond Authorization Report	Quiddity	TBD

## LIST OF EXHIBITS

EXHIBIT A	Security Report
EXHIBIT B	Engagement Letter - McCall Gibson Swedlund Barfoot PLLC
EXHIBIT C	Bookkeeper's Report
EXHIBIT D	Drainage Facilities Report
EXHIBIT E	Tax Assessor/Collector's Report
EXHIBIT F	Resolution Authorizing an Additional Penalty on Delinquent Real Property Taxes
EXHIBIT G	Operations Report
EXHIBIT H	Communications Meeting Report
EXHIBIT I	Financial Outlook and Tax Rate Analysis
EXHIBIT J	2026 Water and Sewer Rate Analysis
EXHIBIT K	Engineer's Report
EXHIBIT L	Report from Municipal Risk Management Group, LLC