

MINUTES OF MEETING
OF THE
BOARD OF DIRECTORS

February 22, 2023

THE STATE OF TEXAS §

COUNTY OF MONTGOMERY COUNTY §

EAST MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 5 §

The Board of Directors (the "Board") of East Montgomery County Municipal Utility District No. 5 (the "District") met in regular session open to the public, at 1:00 p.m., on Wednesday, February 22, 2023, at 9 Greenway Plaza, Suite 1000, Houston, Texas 77046, a designated meeting place outside the boundaries of the District; and by telephone conference; whereupon, the roll was called of the members of the Board of Directors, to-wit:

John Patterson	-	President
L.J. (Larry) Kijewski	-	Vice President
B. Layne Mashburn	-	Secretary
Charles L. Prause	-	Assistant Secretary
Vacant	-	Assistant Secretary

All members of the Board of Directors were in attendance, thus constituting a quorum.

Also in attendance were Jose Espinoza of Friendswood Development Company, a Developer of land in the District ("Developer"); Police Chief Stephen Carlisle of Roman Forest Police Department; David Smalling of Robert W. Baird & Co., Financial Advisor for the District; Shane Stuckey of Stuckey's; Justin Graham of LJA Engineering, Inc., Engineer for the District; Rhonda Gideon of Assessments of the Southwest, Tax Assessor-Collector for the District; Michelle Giacona and Jacob Williams of H2O Innovation, Operators for the District; Debra Loggins of L&S District Services, LLC, Bookkeeper for the District; and Mallory Craig, attorney, and Monica Britton, paralegal, of Coats|Rose, P.C. ("Coats|Rose"), the District's legal counsel.

Whereupon, the meeting was called to order at 1:00 p.m. Copies of the notices of the meeting are attached hereto as Exhibit "A".

HEAR FROM THE PUBLIC

No members of the public were present.

APPROVE MINUTES OF THE MEETING

The Board considered approving the minutes of the meetings held on December 28, 2022 and January 24, 2023, which were previously distributed to the Board. After discussion and consideration, upon a motion made by Director Patterson, seconded by Director Mashburn, the Board voted unanimously to approve the minutes of the December 28, 2022 and January 24, 2023 meetings as presented.

MASTER DISTRICT BUSINESS

BOOKKEEPER'S REPORT

The Board recognized Ms. Loggins who presented the Bookkeeper's Report for the Board's review and approval along with certain checks for payment, a copy of which is attached hereto as Exhibit "B".

Upon a motion brought by Director Patterson, seconded by Director Mashburn, the Board voted unanimously to approve the Bookkeeper's Report and payment of District bills.

HEAR OPERATOR'S REPORT

The Board recognized Ms. Giacona who presented and reviewed the Operator's Reports for the months of January and February, copies of which are attached hereto as Exhibit "C".

Upon a motion by Director Patterson, seconded by Director Kijewski, the Board voted unanimously to approve the Operator's Reports.

HEAR ENGINEER'S REPORT

The Board recognized Mr. Graham who presented the Engineer's Report, a copy of which is attached hereto as Exhibit "D".

Approve Resolution Adopting Rules for Electronic Submission of Bids

Mr. Graham requested authorization from the Board to utilize electronic bidding on District projects. Ms. Craig submitted to the Board for review and approval a Resolution Adopting Rules for Electronic Submission of Bids, a copy of which is attached hereto as Exhibit "E".

After review and discussion, upon a motion by Director Patterson, seconded by Director Kijewski, the Board voted unanimously to approve (i) the Engineering Report and (ii) the Resolution Adopting Rules for Electronic Submission of Bids.

HEAR STUCKEY'S REPORT

The Board recognized Mr. Stuckey who presented and reviewed the Stuckey's Report, a copy of which is attached hereto as Exhibit "F". No action was taken.

DISTRICT BUSINESS

HEAR ROMAN FOREST POLICE DEPARTMENT REPORT

The Board recognized Chief Carlisle who presented the Roman Forest Police Department Report, a copy of which is attached hereto as Exhibit "G". No action was taken.

BOOKKEEPER'S REPORT

The Board recognized Ms. Loggins who presented the Bookkeeper's Report for the Board's review and approval along with certain checks for payment.

Upon a motion brought by Director Patterson, seconded by Director Mashburn, the Board voted unanimously to approve the Bookkeeper's Report and payment of District bills.

HEAR TAX ASSESSOR-COLLECTOR'S REPORT

The Board recognized Ms. Gideon who reviewed and presented the Tax Assessor-Collector's Report, a copy of which is attached hereto as Exhibit "H".

Adopt Resolution Concerning 2023 Tax Exemptions

Next, consideration was given to a proposed Resolution Concerning Tax Exemptions for 2023. A copy of the Resolution Concerning Tax Exemptions for 2023 is attached hereto as Exhibit "I".

Adopt Resolution Implementing 20% Penalty on Delinquent Taxes, including engaging delinquent tax collection attorney

Consideration was then given to a proposed Resolution Implementing 20% Penalty on 2022 delinquent taxes. A copy of the Resolution Implementing 20% Penalty on Delinquent Taxes is attached hereto as Exhibit "J".

Upon a motion by Director Patterson, seconded by Director Kijewski, the Board voted unanimously to: (i) approve the Tax Assessor-Collector's Report and payment of the bills listed therein; (ii) not grant any homestead tax exemptions for 2023 and to approve the resolution evidencing such decision; and (iii) authorize 20% penalty on 2022 taxes that are delinquent on July 1, 2023 and thereafter for real property and as provided by Texas Property Tax Code Section 33.11 for personal property, and (iv) engage Coats Rose as the District's delinquent tax attorney and authorize Coats Rose to proceed with collection of delinquent taxes at the time they become delinquent and to approve the resolution evidencing the same.

HEAR ENGINEER'S REPORT

The Board recognized Mr. Graham who presented and reviewed the Engineer's Report, a copy of which is attached hereto as Exhibit "K".

After review and discussion, upon a motion by Director Patterson, seconded by Director Mashburn, the Board voted unanimously to approve the Engineer's Report and the action items listed therein.

HEAR DEVELOPER'S REPORT

The Board recognized Mr. Espinoza who provided updates on development in the District. No action was taken.

ATTORNEY'S REPORT

The Board next recognized Ms. Craig who presented the Attorney's Report.

Consider Cancelling Director Election and adopt Order Cancelling Director Election and Declaring Unopposed Candidates Elected

The Board recognized Ms. Craig who noted that Director candidates B. Layne Mashburn and Charles Prause are unopposed in the election called for May 6, 2023. Ms. Craig noted that Texas law authorizes political subdivisions to declare candidates unopposed, thereby eliminating the need to conduct an election. She then presented a proposed Order Cancelling evidencing the same, a copy of which is attached hereto as Exhibit "L".

Approve Amended Notice to Sellers and Purchasers

The Board next considered amending the Notice to Sellers and Purchasers (the "Notice") to reflect the reference to the District's pro rata share to contract tax revenue bonds, a copy of which is attached hereto as Exhibit "M". Ms. Craig noted that the amended Notice will be filed in the Montgomery County Real Property Records.

Approve Resolution Requesting Estimate of Value

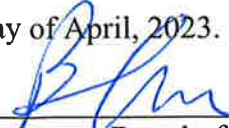
Ms. Craig next presented a Resolution Requesting Estimate of Value as of March 1, 2023 in relation to the District's Series 2023 Bonds for the Board's consideration, a copy of which is attached hereto as Exhibit "N".

Upon a motion by Director Patterson, seconded by Director Kijewski, the Board voted unanimously to approve (i) the Order Declaring Unopposed Candidates Elected to Office and Canceling Directors Election, (ii) the Notice, and (iii) the Resolution Requesting Estimate of Value

There being no further business to come before the Board, upon a motion duly made and seconded, the meeting was adjourned.

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PASSED, APPROVED AND ADOPTED, this 26th day of April, 2023.



Secretary, Board of Directors

(DISTRICT SEAL)

