

MINUTES OF MEETING
OF THE
BOARD OF DIRECTORS

May 10, 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 special session open to the public, at 12:00 p.m., on Wednesday, May 10, 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"); Kenya Guajardo of LJA Engineering, Inc., Engineer for the District; and Mallory Craig, attorney, of CoatsRose, P.C. ("CoatsRose"), the District's legal counsel.

Whereupon, the meeting was called to order at 12:00 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.

CANVASS ELECTION RESULTS

Ms. Craig noted that the District held its Bond Elections and Maintenance Tax Election on Saturday, May 6, 2023. Results indicate that the duly qualified resident voters in the District voted 2-0 for: (i) Proposition A, authorizing issuance of an additional \$157,000,000 in bonds for a total of \$239,704,262 in bonds for water, sewer, and drainage purposes and authorizing the District to levy and collect an ad valorem tax in payment of the bonds; (ii) Proposition B, authorizing issuance of an additional \$58,500,000 in bonds for a total of \$122,029,430 in bonds for road purposes and authorizing the District to levy and collect an ad valorem tax in payment of the bonds; (iii) Proposition C, authorizing the issuance of \$24,600,000 in bonds for park and recreational facilities and authorizing the District to levy and collect an ad valorem tax in payment of the bonds; (iv) Proposition D, authorizing issuance of \$386,333,692 in refunding bonds to refund for water, sewer, and drainage purposes and authorizing the District to levy and collect an ad valorem tax in payment of the bonds; (v) Proposition E, authorizing a levy of a maintenance tax not to exceed one dollar and fifty cents (\$1.50) per one hundred dollars (\$100.00) of assessed valuation for roads; and (vi) Proposition F, authorizing a levy of a maintenance tax not to exceed ten cents (\$0.10) per one hundred dollars (\$100.00) of assessed valuation for park and recreational facilities.

ADOPT ORDER CANVASSING ELECTION RESULTS

Ms. Craig presented for the Board's approval an Order Canvassing Election Returns for Bond Elections and Maintenance Tax Election (the "Order"), which Order reflects the above stated results of said election. Ms. Craig stated that the Order will be recorded in the Montgomery County Real Property Records and with the Texas Commission on Environmental Quality.

Upon a motion by Director Patterson, seconded by Director Kijewski, the Board adopted the Order, a copy of which is attached hereto as Exhibit "B".

APPROVE AMENDED NOTICE TO SELLERS AND PURCHASERS

Ms. Craig next presented to the Board for consideration an amended Notice to Sellers and Purchasers, a copy of which is attached hereto as Exhibit "C". Ms. Craig stated that the Notice to Sellers and Purchasers must be amended to reflect the amount of the bonds the voters authorized.

Upon a motion by Director Patterson, seconded by Director Kijewski, the Board unanimously voted to approve the Notice to Sellers and Purchasers and to authorize Coats Rose to record the same in the Montgomery County Real Property Records.

BOOKKEEPER'S REPORT

The Board recognized Ms. Craig who presented the Bookkeeper's Report on behalf of L&S District Services for the Board's review and consideration.

Adopt budget for fiscal year end May 31, 2024

No action was taken.

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 ENGINEER'S REPORT

The Board recognized Ms. Guajardo who presented the Engineer's Report.

Approve Order Authorizing Application to Texas Commission on Environmental Quality ("TCEQ") for approval of Projects and Issuance of Bonds and approve Application to TCEQ for approval of Projects and Issuance of Bonds

Ms. Craig requested the Board approve the Order Authorizing Application to TCEQ for Approval of Projects and Issuance of Bonds (the "Order") and the Application to TCEQ for Approval of Projects and Issuance of Bonds (the "Application") for the proposed bond issuances,

copies of which are attached hereto as Exhibit "D". She noted the next steps once the Application has been approved by the TCEQ and answered questions from the Board

Consider approving contract for electrical service

No action was taken.

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


ATTORNEY'S REPORT

The Board next recognized Ms. Craig who presented the Attorney's Report. No action was taken.

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 28th day of June, 2023.



Secretary, Board of Directors

(DISTRICT SEAL)

