

MINUTES OF MEETING
OF THE
BOARD OF DIRECTORS

November 15, 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 11:00 a.m., on Wednesday, November 15, 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
Nancy Clark	-	Assistant Secretary

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

Also in attendance were: Jose Espinoza, a Developer of land in the District; Debra Loggins of L&S District Services, LLC, Bookkeeper for the District; Jennifer Hanna of FORVIS, LLP, Auditor for the District; Shane and Tyler Stuckey of Stuckey's; 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 11:00 a.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.

CONSIDER APPROVING MINUTES OF THE MEETINGS HELD ON OCTOBER 19, 2023 AND OCTOBER 25, 2023

This action was deferred.

RECEIVE AND CONSIDER APPROVING DEVELOPER REIMBURSEMENT AUDIT IN CONNECTION WITH THE CLOSING OF THE DISTRICT'S SERIES 2023 UNLIMITED TAX CONTRACT REVENUE BONDS

The Board recognized who reviewed a draft copy of the Developer Reimbursement Audit in connection with the closing of the District's Series 2023 Unlimited Tax Contract Revenue Bonds, a copy of which is attached hereto as Exhibit "B". Ms. Craig noted that the Developer Reimbursement Audit must be approved prior to payment of Bond proceeds to the Developer.

Following review and discussion of the audit and based on a motion duly made by Director Patterson, seconded by Director Mashburn, the Board voted unanimously to approve the Developer Reimbursement Audit, subject to final review and comments.

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 "C".

Authorize Developer reimbursement via wire transfer per reimbursement audit

Next, Ms. Loggins requested the Board's approval of a wire transfer per the reimbursement audit in connection with the closing of the District's Series 2023 Unlimited Tax Contract Revenue Bonds.

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

the reimbursement via wire transfer per the reimbursement audit in connection with the District's Series 2023 Unlimited Tax Contract Revenue Bonds.

ATTORNEY'S REPORT

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

Adopt Resolution Authorizing Application for Texas Commission on Environmental Quality ("TCEQ") Approval of Use of Surplus Funds


Ms. Craig next presented a Resolution Authorizing Application for TCEQ Approval of Use of Surplus Funds for regional detention improvements for the Board's review and consideration, a copy of which is attached hereto as Exhibit "D".

After review and discussion, upon a motion by Director Patterson, seconded by Director Mashburn, the Board voted unanimously to approve the Resolution Authorizing Application for TCEQ Approval of Use of Surplus Funds for regional detention improvements.

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

[REMAINDER OF PAGE LEFT INTENTIONALLY BLANK]

PASSED, APPROVED AND ADOPTED, this 5th day of December, 2023.



Secretary, Board of Directors

(DISTRICT SEAL)

