

MINUTES OF MEETING
OF THE
BOARD OF DIRECTORS

August 28, 2024

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, August 28, 2024, at 9 Greenway Plaza, Suite 1000, Houston, Texas 77046, a designated meeting place outside the boundaries of the District; whereupon, the roll was called of the members of the Board of Directors, to-wit:

John Patterson	-	President
Jeff Campbell	-	Vice President
B. Layne Mashburn	-	Secretary
Charles L. Prause	-	Assistant Secretary
Nancy Walker	-	Assistant Secretary

All members of the Board of Directors were in attendance except Directors Patterson and Mashburn, thus constituting a quorum.

Also in attendance were: Arlene Faustermann and Norma Davila, residents of Tavola; Jennifer Hanna of Forvis, LLC, Auditor for the District; Chief Stephen Carlisle of the Roman Forest Police Department; Reagan Lowman of Waste Management, the District's garbage service provider; Kirk Franklin of Growth Services, Inc., Maintenance Provider for the District; Michelle Giacona of H20 Innovation, Operator for the District; Justin Graham and Cole Caraway of LJA Engineering, Inc., Engineer for the District; Debra Loggins of L&S District Services, LLC, Bookkeeper for the District; David Smalling of Robert W. Baird & Co. Incorporated, Financial Advisor for the District; and Emily Forswall and Tara Miles of Coats|Rose, P.C. ("Coats|Rose"), the District's legal counsel.

Whereupon, the meeting was called to order at 1:04 p.m. A copy of the notice of the meeting is attached hereto as Exhibit "A."

HEAR FROM THE PUBLIC

No public comments were received.

APPROVE MINUTES OF THE MEETING

The Board considered approving the minutes of the meeting held on June 26, 2024, which were previously distributed to the Board. After discussion and consideration, upon a motion made by Director Campbell and seconded by Director Prause, the Board voted unanimously to approve the minutes of the meetings, subject to the noted correction.

ACCEPT RESIGNATION OF DIRECTOR MASHBURN

Ms. Forswall reported that Director Mashburn submitted his resignation from the Board. Following discussion, Director Campbell moved to accept Director Mashburn's resignation and to accept director applications for review at a future meeting. Director Prause seconded the motion, which passed unanimously.

HEAR ROMAN FOREST POLICE DEPARTMENT REPORT

The Board recognized Chief Carlisle who presented the Roman Forest Police Department ("RFPD") Report, a copy of which is attached hereto as Exhibit "B." Chief Carlisle proposed adding Flock security cameras to the District at a cost of \$18,000 per year for six cameras plus start-up costs of approximately \$22,000. The Board concurred to table any action, pending receipt of a written proposal for the cameras.

GARBAGE COLLECTION REPORT

Ms. Lowman presented a Garbage Collection Services Report, a copy of which is attached as Exhibit "C." Director Campbell reported on garbage service issues in the District. Following discussion, the Board requested that Ms. Lowman present a proposal for weekly recycling for consideration at the next Board meeting and to provide a garbage and recycling service calendar to residents.

FINANCIAL ADVISOR'S REPORT

Approve Master District Tax Rate Allocation

The Board recognized Mr. Smalling who presented the Master District Tax Rate Allocation, a copy of which is attached hereto as Exhibit "D." After review and discussion, Director Campbell moved to approve the Tax Rate Allocation. Director Prause seconded the motion, which passed unanimously.

Adopt Resolution on Development Status of the District under Texas Water Code Section 49.23602

The Board recognized Ms. Forswall who presented a Resolution on Development Status of the District (the "Resolution"), a copy of which is attached as Exhibit "E," declaring the District as Developing under Texas Water Code Section 49.23602. Following review and discussion, Director Campbell moved to adopt the Resolution. Director Prause seconded the motion, which passed unanimously.

Approve Order Adopting Official Notice of Sale and Preliminary Official Statement for Unlimited Tax Contract Revenue Bonds, Series 2024 and Unlimited Tax Bonds, Series 2024 and Authorize Advertisement for Sale of Bonds

Mr. Smalling presented the draft Notice of Sale and Preliminary Official Statement for the District's Unlimited Tax Contract Revenue Bonds, Series 2024 and the Unlimited Tax Bonds, Series 2024 (together, the "Bonds"). Following review and discussion, Director Campbell moved to adopt an Order Adopting Official Notice of Sale and Preliminary Official Statement for each of the Bonds and to authorize advertisement for sale of the Bonds on September 25, 2024, at 1:00 p.m. Director Prause seconded the motion, which passed unanimously.

ENGAGE AUDITOR TO PREPARE DEVELOPER REIMBURSEMENT REPORTS

The Board recognized Ms. Hannah who presented engagement letters with Forvis, LLC, copies of which are attached hereto as Exhibit "F," to prepare the developer reimbursement reports in connection with the Bonds. After review and discussion, Director Campbell moved to approve the engagement letters with Forvis. Director Prause seconded the motion, which passed unanimously.

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 "G." Upon a motion brought by Director Campbell and seconded by Director Prause, the Board voted unanimously to approve the Bookkeeper's Report and payment of the bills listed therein.

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." Upon a motion made by Director Campbell and seconded by Director Prause, the Board voted unanimously to approve the Tax Assessor-Collector's Report and payment of the bills listed therein.

HEAR OPERATOR'S REPORT

The Board recognized Ms. Giacona who presented and reviewed the Operator's Report, a copy of which is attached hereto as Exhibit "I."

Ms. Giacona discussed repairs to District facilities and requested approval of a well motor repair in the amount of \$23,000.20.

Director Campbell inquired about the responsible party for mowing around the Centerpoint Easement. Mr. Franklin said he will investigate the matter.

Upon a motion made by Director Campbell and seconded by Director Prause, the Board voted unanimously to approve the Operator's Report as presented and the action items listed therein, including the termination of service to delinquent customers in accordance with the District's Rate Order and the well motor repair in the amount of \$23,000.20.

HEAR ENGINEER'S REPORT

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

Mr. Graham introduced Mr. Caraway as taking over as the LJA representative working for the District. Mr. Caraway stated that the District's bond applications are under final review at the Texas Commission on Environmental Quality, and approval memoranda are expected this week.

Mr. Graham reported that upon inspection of the Via Corsica road dip, it was determined that the fill was not compacted correctly, and a repair proposal will be presented for consideration at the next Board meeting.

Mr. Graham reviewed an Agreement to Accept Donation of Real Property with Texas Department of Transportation ("TXDOT"), a Deed to TXDOT, and a Partial Release of Easement, copies

of which are attached hereto as Exhibit "K," related to I-69 road right-of-way, for the Board's consideration.

Mr. Graham presented a proposal for LJA to prepare the District's road bond issue at a cost of \$35,000. A copy of the proposal is attached hereto as Exhibit "L."

After review and discussion, upon a motion made by Director Campbell and seconded by Director Prause, the Board voted unanimously to approve the Engineering Report and the action items listed therein, including the TXDOT Agreement, TXDOT Deed, Partial Release of Easement, and LJA proposal to prepare the road bond issue.

HEAR DETENTION/DRAINAGE MAINTENANCE REPORT

The Board recognized Mr. Franklin who reviewed the mowing and maintenance report from Growth Services, Inc., a copy of which is attached hereto as Exhibit "M." Following review and discussion, Director Prause moved to approve the mowing and maintenance report. Director Campbell seconded the motion, which passed unanimously.

HEAR DEVELOPER'S REPORT

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

ATTORNEY'S REPORT

Resolution Regarding Annual Review of Investment Policy

The Board recognized Ms. Forswall who presented a Resolution Regarding Annual Review of Investment Policy, updating the list of broker/dealers with whom the District may conduct business. Upon a motion made by Director Campbell and seconded by Director Prause, the Board unanimously voted to adopt the Resolution Regarding Annual Review of Investment Policy, a copy of which is attached hereto as Exhibit "N."

Renewal of District Insurance Policies

The Board reviewed a renewal proposal from McDonald Wessendorff for the District's insurance policies, a copy of which is attached hereto as Exhibit "O." Following review and discussion, Director Campbell moved to approve the proposal from McDonald Wessendorff. Director Prause seconded the motion, which carried unanimously.

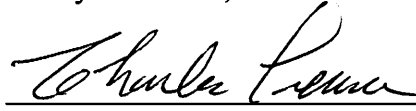
Discuss Meeting Schedule

The Board concurred to take no action on this agenda item.

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 23rd day of October, 2024.


Secretary, Board of Directors

(DISTRICT SEAL)

