

MINUTES
FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 5

October 23, 2025

The Board of Directors (the “Board”) of Fort Bend County Municipal Utility District No. 5 (the “District”) met in regular session, open to the public, on the 23rd day of October, 2025, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2400, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

Nancy E. Hedrick	President
John Metzger	Vice President
Bobby J. Adams	Secretary
LaToya Phillips	Assistant Vice President
Carol Walker	Assistant Secretary

and all of the above were present, except Director Adams, thus constituting a quorum.

Also attending the meeting were Avni Patel of Forvis Mazars; Alfonso Castrejon and Marco Montes of EHRA Engineering (“EHRA”); Kristy Hebert of Tax Tech, Inc.; David Smalling of Robert W. Baird & Co. Incorporated (“Baird”); Aaron Zuniga of Stormwater Solutions, LLC (“SWS”); Brandon West of Touchstone District Services (“Touchstone”); Greg Dubiel of Municipal Operations & Consulting, Inc. (“MOC”); Veronica Hernandez of McLennan & Associates, L.P.; Angel Ruvalcaba of KGA/DeForest LLC; Justin Wagner of Woodmere Development Co., Ltd. (“Woodmere”); and Greer Pagan, Savannah Melton, and Holly Huston of Allen Boone Humphries Robinson LLP (“ABHR”).

PUBLIC COMMENT

The Board offered any members of the public attending the meeting the opportunity to make public comment. There being no additional members of the public requesting to make public comment, the Board moved to the next agenda item.

MINUTES

The Board considered approving the minutes of September 25, 2025, regular meeting. After review and discussion, Director Hedrick moved to approve the minutes, as presented. Director Metzger seconded the motion, which passed unanimously.

SECURITY MATTERS

The Board reviewed a copy of the security report, a copy of which is attached.

APPROVE DEVELOPER REIMBURSEMENT REPORT FOR SERIES 2025 BONDS UNLIMITED TAX BONDS AND SERIES 2025 BONDS UNLIMITED TAX PARK BONDS ("SERIES 2025 BONDS")

Ms. Patel reviewed a copy of the developer reimbursement report for the District's Series 2025 Bonds. After review and discussion, Director Metzger moved to (1) approve the developer reimbursement report for the Series 2025 Bonds, and direct that the report be filed appropriately and retained in the District's official records; and (2) authorize disbursement of bond proceeds, subject to closing on October 28, 2025. Director Walker seconded the motion, which carried unanimously.

FINANCIAL AND BOOKKEEPING MATTERS

Ms. Hernandez presented the bookkeeper's report and invoices for the Board's review. She requested approval of an additional check payable to Director Phillips for National Night Out Reimbursements. A copy of the bookkeeper's report, including a list of checks presented for approval, is attached. Following review and discussion, Director Metzger moved to approve the bookkeeper's report, and payment of the invoices, including the additional check as presented. Director Wallker seconded the motion, which was approved by unanimous vote.

ARBITRAGE REBATE REPORT

Mr. Pagan stated that OmniCap Group LLC has completed the Arbitrage Rebate Report on the Series 2015 Bonds (the "Report"). He added that the Report reflects that no yield reduction payment is due to the Internal Revenue Service.

TAX ASSESSMENT AND COLLECTIONS MATTERS

Ms. Hebert presented the tax assessor/collector's reports and invoices for the Board's review. A copy of the tax assessor/collector's reports, including a list of checks presented for approval, is attached. She reported that 0% of the 2025 taxes had been collected as of September 30, 2025. After review and discussion, Director Hedrick moved to approve the tax assessor/collector's reports and payment of the invoices. Director Metzger seconded the motion, which passed unanimously.

ENGINEERING MATTERS

Mr. Castrejon presented the engineer's report, a copy of which is attached.

Mr. Castrejon stated design is underway for the following projects: (1) Briarwood Crossing, Section 19; (2) Briarwood Crossing, Section 20; (3) Briarwood Crossing, Section 21; and (4) Regional Permanent Wastewater Treatment Plant, Phase 1.

Mr. Castrejon updated the Board regarding the status of water, sewer, and drainage facilities to serve Briarwood Crossing, Section 18 and Courageous Trail Street

Extension, Phase 1. He reviewed and recommended approval of Pay Estimate No. 3 in the amount of \$67,993.13 payable to Fellers & Clark LP ("FCLP").

Mr. Castrejon updated the Board regarding the status of paving facilities to serve Courageous Trail Street Extension, Phase 1.

Mr. Castejon requested Board approval of an amendment to the discharge permit for the permanent Wastewater Treatment Plant Expansion.

Following review and discussion, Director Walker moved to (1) approve the Engineer's Report as presented; (2) approve Pay Estimate No. 3 in the amount of \$67,993.13 payable to Fellers & Clark, LP for the water, sewer, and drainage facilities to serve Briarwood Crossing, Section 18 and Courageous Trail Street Extension, Phase 1; and (3) approve and authorize execution of the amendment to the discharge permit for the permanent Wastewater Treatment Plant Expansion. Director Phillips seconded the motion, which passed by unanimous vote.

LANDSCAPE ARCHITECT'S REPORT

Mr. Ruvalcaba reviewed the landscape architect's report, a copy of which is attached.

Mr. Ruvalcaba updated the Board regarding the construction of Briarwood Crossing Courageous Trail landscaping improvements.

Mr. Ruvalcaba updated the Board regarding the construction of Briarwood Crossing Phase 2, Section 17 landscaping improvements. He reviewed and recommended approval of Pay Estimate No. 6 in the amount of \$450.00 payable to Houston Landscapes Unlimited ("HLU").

Mr. Ruvalcaba updated the Board regarding the construction of Briarwood Crossing Phase 2, Section 18 fencing improvements. He reviewed and recommended approval of Change Order No. 2 to the contract with American Wall Systems, LLC to decrease the contract in the amount of \$13,439.00. The Board determined that Change Order No. 2 is beneficial to the District.

Mr. Ruvalcaba updated the Board regarding the construction of Briarwood Crossing Phase 2, Section 18 landscaping improvements.

Mr. Ruvalcaba discussed an improvement project to the Fairpark Village walking trail.

Following review and discussion, and based upon the landscape architect's recommendation, Director Walker moved to (1) approve the landscape architect's report as presented; (2) approve Pay Estimate No. 6 in the amount of \$450.00 payable to HLU for the construction of Briarwood Crossing Phase 2, Section 17 landscaping

improvements; and (3) approve Change Order No. 2 in the amount of \$13,439.00 as a decrease to the contract with American Wall for the construction of Briarwood Crossing Phase 2, Section 18 fencing improvements, based upon the Board's finding that the Change Order is beneficial to the District and the landscape architect's recommendation. Director Metzger seconded the motion, which passed by a unanimous vote.

INTERLOCAL AGREEMENT WITH LAMAR CONSOLIDATED SCHOOL DISTRICT ("LCSD")

The Board concurred to defer discussion on this agenda item.

COST SHARING AGREEMENT WITH BRIARWOOD CROSSING HOMEOWNERS ASSOCIATION ("HOA")

The Board concurred to defer discussion on this agenda item.

MAINTENANCE OF DETENTION AND AMENITY PONDS

There was no discussion on this agenda item.

AMENDMENT TO OPERATOR'S CONTRACT

The Board concurred to defer discussion on this agenda item.

OPERATION OF DISTRICT FACILITIES

Mr. Dubiel presented the monthly operator's report and reported on repairs and maintenance of the District's facilities. He requested authorization to submit one account to collections in the amount of \$284.72. A copy of the operator's report is attached. Following review and discussion, Director Metzger moved to (1) approve the operator's report; and (2) authorize submittal of one account to collections in the amount of \$284.72. Director Hedrick seconded the motion, which was passed by a unanimous vote.

TERMINATION OF WATER AND SEWER SERVICE TO DELINQUENT CUSTOMERS

The Board conducted a hearing on termination of utility service. Mr. Dubiel informed the Board that the customers included on the termination list were delinquent in payment of their water and sewer bills and were given written notification, in accordance with the District's Rate Order, prior to this meeting of the opportunity to appear before the Board to explain, contest, or correct their utility service bill and to show reason for nonpayment. After review and discussion, Director Metzger moved to terminate utility service to all customers included on the termination list in accordance with the District's Rate Order if their utility bills are not paid because said customers were neither present at the meeting nor had presented any written statement on the

matter, and direct that the delinquent customer list be filed appropriately and retained in the District's official records. Director Hedrick seconded the motion, which was approved by unanimous vote.

REPORT FROM SWS

Mr. Zuniga reviewed a report from SWS, a copy of which is attached. He then updated the Board regarding a nuisance alligator in the District. Following review and discussion, Director Metzger moved to (1) approve the SWS report; and (2) authorize SWS to remove the nuisance wildlife in an amount not to exceed \$2,500. Director Walker seconded the motion, which passed by a unanimous vote.

TOUCHSTONE DISTRICT SERVICES

Mr. West presented and reviewed a report on the District's website, a copy of which is attached.

DEVELOPER'S REPORT

Mr. Wagner updated the Board on home sales and development in the District.

GARBAGE AND RECYCLING MATTERS

There was no discussion on this agenda item.

DISCUSS MEMBERSHIP IN AMERICAN WATER WORKS ASSOCIATION ("AWWA") AND ATTENDANCE AT CONFERENCES

The Board next considered joining the AWWA and authorizing attendances at conferences. Following review and discussion, Director Walker moved to (1) approve the District to join the AWWA; and (2) authorize the appropriate nights of lodging at the Conference rate, per diems for conference attendance, and up to three meals per day for any Director attending the conference, if submitted in accordance with the District's Guidelines, and subject to prior approval of attendance by the Board at AWWA events and conferences. Director Phillips seconded the motion, which passed by a unanimous vote.

MEETING SCHEDULE

The Board concurred to conduct the next regular meeting on December 10, 2025, at 2:00 p.m., and a special meeting on November 14, 2025, at 10:00 a.m. to canvass the 2025 Bond Election.

/s/ Bobby J. Adams

Secretary, Board of Directors



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