

CERTIFICATE FOR ORDER

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

I, the undersigned officer of the Board of Directors of Fort Bend County Municipal Utility District No. 5, hereby certify as follows:

1. The Board of Directors of Fort Bend County Municipal Utility District No. 5 convened in regular session on August 11, 2025, outside the boundaries of the District, and the roll was called of the members of the Board:

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

and all of said persons were present except Director(s) Adams, thus constituting a quorum. Whereupon, among other business, the following was transacted at the meeting: a written

ORDER CALLING BOND ELECTIONS

was introduced for the consideration of the Board. It was then duly moved and seconded that the order be adopted; and, after due discussion, the motion, carrying with it the adoption of the order, prevailed and carried unanimously.

2. A true, full, and correct copy of the aforesaid order adopted at the meeting described in the above and foregoing paragraph is attached to and follows this certificate; the action approving the order has been duly recorded in the Board's minutes of the meeting; the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Board as indicated therein; each of the officers and members of the Board was duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of the aforesaid meeting, and that the order would be introduced and considered for adoption at the meeting, and each of the officers and members consented, in advance, to the holding of the meeting for such purpose; the meeting was open to the public as required by law; and public notice of the time, place, and subject of the meeting was given as required by Chapter 551, Texas Government Code, and Section 49.063, Texas Water Code.

[EXECUTION PAGE FOLLOWS]

SIGNED AND SEALED on August 11, 2025.

A handwritten signature in black ink, consisting of a large, stylized 'C' followed by a horizontal line.

Assistant Secretary, Board of Directors

(SEAL)



ORDER CALLING BOND ELECTIONS

WHEREAS, Fort Bend County Municipal Utility District No. 5 (the "District") was heretofore duly created by order of the Texas Water Rights Commission, now the Texas Commission on Environmental Quality (herein the "TCEQ"), on August 5, 1974, and the District is governed by the provisions of Chapters 49 and 54, Texas Water Code; and

WHEREAS, the District was created under the authority of Article XVI, Section 59 of the Texas Constitution and Chapters 49 and 54, Texas Water Code, and has all of the purposes and powers described therein; and

WHEREAS, at bond election held within the District November 7, 2006, the Board of Directors was authorized to issue \$87,000,000 of water, sanitary sewer, and drainage facilities unlimited tax bonds for the district; and

WHEREAS, the District therefore issued, sold and delivered bonds and currently has \$24,675,000 remaining in principal amount of authorized but unissued unlimited tax bonds for Facilities from the November 7, 2006 election; and

WHEREAS, at bond election held within the District November 7, 2006, the Board of Directors was authorized to issue \$60,000,000 of unlimited tax refunding bonds for the district; and

WHEREAS, the District therefore issued, sold and delivered bonds and currently has \$59,690,000 remaining in principal amount of authorized but unissued unlimited tax refunding bonds; and

WHEREAS, at a bond election held within the District November 7, 2006, the Board of Directors was authorized to issue \$3,000,000 of recreational facilities unlimited tax bond for the district, all of which remains authorized and unissued; and

WHEREAS, as required by Section 49.106, Texas Water Code, there has been filed in the office of the District open to inspection by the public, an engineer's report, and any supplemental letters or amendments, covering the land, improvements, facilities, plants, equipment, and appliances to be purchased or constructed and their estimated cost, together with maps, plats, profiles and data fully showing and explaining the report (the "Engineering Report"), and the Engineering Report has been carefully considered by the Board of Directors of the District (the "Board") and has been approved by the Board; and

WHEREAS, the Board finds that the estimate of probable costs of the design, construction, purchase, and acquisition of waterworks system, sanitary sewer system, and drainage and storm sewer system facilities and additions thereto, and incidental expenses connected with such improvement and the issuance of bonds and refunding bonds, contained in the Engineering Report of \$38,000,000 is reasonable and proper and hereby approves the same; and

WHEREAS, the Board desires to call an election for the purpose of submitting a proposition on the issuance of the bonds of the District for the provision of a waterworks system, sanitary sewer system, and a drainage and storm sewer system and refunding bonds in the maximum aggregate principal amount of \$38,000,000 (such authorized amount to be in addition of the \$24,675,000 in principal amount of currently authorized but unissued bonds) and the levy of taxes in payment of such bonds; and

WHEREAS, as required by Section 49.4645(b), Texas Water Code, there has been filed in the office of the District for review by the public a park plan covering the land, improvements, facilities, and equipment to be purchased or constructed and their estimated cost, together with maps, plats, drawings, and data fully showing and explaining the park plan (the "Park Plan"); and

WHEREAS, in accordance with Section 49.4645, Texas Water Code, the Board finds that the size and location of the recreational facilities described in the Park Plan have been established in consideration of municipal or county recreational facilities, whether existing or proposed, if any, that serve or will serve the area in which the District is located; and

WHEREAS, the Board finds that the estimate of probable costs of the design construction, purchase, and acquisition of recreational facilities and additions thereto, and incidental expenses connected with such facilities and the issuance of bonds and refunding bonds, contained in the Park Plan of \$20,000,000 is reasonable and proper and hereby approves the same; and

WHEREAS, the Board desires to call an election for the purpose of submitting a proposition on the issuance of the bonds of the District for the provision of recreational facilities and refunding bonds in the maximum aggregate principal amount of \$20,000,000 (such authorized amount to be in addition of the \$3,000,000 in principal amount of currently authorized but unissued bonds) and the levy of taxes in payment of such bonds; and

WHEREAS, the Board wishes to proceed with the ordering of said elections; Now, Therefore,

BE IT ORDERED BY THE BOARD OF DIRECTORS OF FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 5 THAT:

Section 1: The matters and facts set out in the preamble of this order are hereby found and declared to be true and complete.

Section 2: The Engineering Report and estimates of costs described above are hereby approved. The Park Plan and estimate of costs described above are hereby approved.

Section 3: The elections shall be held at the locations specified on **Exhibit A** on November 4, 2025, at which there shall be submitted the questions of the issuance of bonds and refunding bonds and the levy of taxes in payment of the bonds and refunding bonds.

Section 4: The following propositions shall be submitted to the resident electors of the District:

Fort Bend County Municipal Utility District No. 5

Fort Bend County Municipal Utility District No. 5
Proposition A

(Waterworks, Sanitary Sewer, And Drainage
And Storm Sewer Facilities Bonds)

THIS IS A TAX INCREASE

Shall the Board of Directors of Fort Bend County Municipal Utility District No. 5 be authorized to issue the bonds of said District in one or more issues or series in the maximum amount of \$38,000,000 maturing serially or otherwise in such installments as are fixed by said Board over a period or periods not exceeding forty (40) years from their date or dates, bearing interest at any rate or rates and to sell said bonds at any price or prices, provided that the net effective interest rate on any issue or series of said bonds shall not exceed the maximum legal limit in effect at the time of issuance of each issue or series of bonds, all as may be determined by the Board of Directors of said District, for the purpose or purposes of purchasing, constructing, acquiring, owning, maintaining, operating, repairing, improving, extending, or paying for, inside and outside the District's boundaries, any and all District works, improvements, facilities, plants, equipment, and appliances needed to provide a waterworks system, sanitary sewer system, and drainage and storm sewer system, including, but not limited to, all costs associated with flood plain and wetlands regulation (including mitigation) and endangered species and stormwater permits (including mitigation) and all additions to such systems and all works, improvements, facilities, plants, equipment, appliances, interests in property, and contract rights necessary or convenient therefor and administrative facilities needed in connection therewith, and for the purpose of refunding by any means now or hereafter authorized by law, all or any portion of bonds of the District heretofore or hereafter issued for said purposes, and to provide for the payment of principal of and interest on such bonds by the levy and collection of a sufficient tax upon all taxable property within said District, all as authorized by the Constitution and laws of the State of Texas; said bonds, if approved, to be authorized in addition

to the District's \$24,675,000 voted but unissued bonds authorized at the District's bond election on November 7, 2006?

Fort Bend County Municipal Utility District No. 5
Proposition B

(Recreational Facilities Bonds)

THIS IS A TAX INCREASE

Shall the Board of Directors of Fort Bend County Municipal Utility District No. 5 be authorized to issue the bonds of said District in one or more issues or series in the maximum amount of \$20,000,000 maturing serially or otherwise in such installments as are fixed by said Board over a period or periods not exceeding forty (40) years from their date or dates, bearing interest at any rate or rates and to sell said bonds at any price or prices, provided that the net effective interest rate on any issue or series of said bonds shall not exceed the maximum legal limit in effect at the time of issuance of each issue or series of bonds, all as may be determined by the Board of Directors of said District, for the purpose or purposes of purchasing, constructing, acquiring, owning, developing, managing, maintaining, operating, repairing, improving, extending, or paying for, inside and outside the District's boundaries, any and all District recreational facilities, including, but not limited to, parks, landscaping, parkways, greenbelts, sidewalks, trails, public right-of-way beautification projects, recreational equipment and facilities, and associated street and security lighting, and all additions to such facilities and interests in property, all costs associated with flood plain and wetlands regulation (including mitigation) and endangered species and stormwater permits (including mitigation), and contract rights necessary or convenient therefor and administrative facilities needed in connection therewith, and for the purpose of refunding by any means now or hereafter authorized by law, all or any portion of bonds of the District heretofore or hereafter issued for said purposes, and to provide for the payment of principal of and interest on such bonds by the levy and collection of a sufficient tax upon all taxable property within said District, all as authorized by the Constitution and laws of the State of Texas; said bonds, if approved, to be authorized in addition to the District's \$3,000,000 voted but unissued bonds authorized at the District's bond election on November 7, 2006?

Section 5: In addition to any other measures, propositions, or offices to be voted on, the ballots used in the elections shall have printed thereon the following:

OFFICIAL BALLOT

Fort Bend County Municipal Utility District No. 5

Fort Bend County Municipal Utility District No. 5

Proposition A

THIS IS A TAX INCREASE

- | | | | |
|-----|---------|---|---|
| () | For |) | The issuance of \$38,000,000 bonds for water, |
| | |) | sanitary sewer, and drainage and storm sewer |
| | |) | systems and for refunding water, sanitary |
| () | Against |) | sewer, and drainage and storm sewer systems |
| | |) | bonds of the District, and the levy of taxes, |
| | |) | without limit as to rate or amount, sufficient to |
| | |) | pay the principal of and interest on the bonds |

Fort Bend County Municipal Utility District No. 5

Proposition B

THIS IS A TAX INCREASE

- | | | | |
|-----|---------|---|--|
| () | For |) | The issuance of \$20,000,000 bonds for |
| | |) | recreational facilities and for refunding |
| | |) | recreational facilities bonds of the District, and |
| () | Against |) | the levy of taxes, without limit as to rate or |
| | |) | amount, sufficient to pay the principal of and |
| | |) | interest on the bonds |

Each voter shall vote on the propositions by placing an "X" beside the statement indicating the way he or she wishes to vote.

Section 6: In accordance with Texas Election Code, Section 3.009, the District currently estimates that, if the propositions contained herein were approved and the bonds proposed herein were authorized and issued, the District's ad valorem debt service tax rate is projected to be a maximum of approximately \$1.25 per \$100 of assessed valuation. The estimated tax rate is based on current assumptions and projections of interest rates, property development, assessed valuations and tax collection rates. To the extent that such assumptions and projects are not realized, the actual tax rate assessed by the District may vary substantially from the estimated tax rate. The estimated tax rate provided in this Section shall not be considered part of the bond propositions to be submitted to the voters pursuant to this order and shall not be considered as a limitation on the District's authority to levy, assess and collect an unlimited tax as to rate or amount pursuant to Texas Constitution Article XVI, Section 59 or Texas Constitution Article III, Section 52.

Section 7: The aggregate amount of the outstanding principal of the District's bonds secured by ad valorem taxes as of the date of this order is \$56,125,000.00.

Section 8: The aggregate amount of the outstanding interest on the District's bonds secured by ad valorem taxes as of the date of this order is \$27,125,675.89.

Section 9: The debt service tax rate for the District as of the date of this order is \$0.81 per \$100 valuation of taxable property.

Section 10: The District shall use the regular county election precincts for the election.

Section 11: The District will enter into an interlocal agreement with Fort Bend County (the "County") by which the County will conduct the election and provide other election services on behalf of the District.

Section 12: The Election Officer of the County shall appoint the presiding judge, clerks, and members of the early voting ballot board for the election.

Section 13: Early voting by personal appearance will be conducted at the locations listed during the dates and hours specified on **Exhibit B**.

Section 14: Applications for ballot by mail shall be mailed to:

Early Voting Clerk, Fort Bend County Election Office

MAILING ADDRESS:

301 Jackson Street

Richmond Texas, 77469

PHYSICAL ADDRESS:

3730 Bamore Rd

Rosenberg, Texas 77471

County email address: absenteevoter@fortbendcountytexas.gov

Phone: 281-341-8670

Fax: 281-341-4418

Early Voting Clerk website:

<https://www.fortbendcountytexas.gov/government/departments/elections-voter-registration/contact-us>

District website: <https://fbmud5.com/>

Applications for ballot by mail must be received no later than 5:00 p.m. on Friday, October 24, 2025.

Section 15: In the event the elections result favorably for the propositions submitted, (i) the Board shall thereafter be authorized to issue \$38,000,000 in bonds of the

District for the provision of waterworks system, sanitary sewer system, and drainage and storm sewer system facilities for the District and refunding bonds, payable from taxes, on the terms and conditions described in Proposition A voted in the election, in addition of the \$24,675,000 voted but unissued waterworks system, sanitary sewer system, and drainage and storm sewer system facilities bonds authorized at the November 7, 2006 election, (ii) the Board shall thereafter be authorized to issue \$20,000,000 in bonds of the District for the provision of recreational facilities and refunding bonds, payable from taxes, on the terms and conditions described in Proposition B voted in the election, in addition of the \$3,000,000 voted but unissued recreational facilities bonds authorized at the November 7, 2006 election.

In the event the elections result against any of the propositions submitted, the Board shall be authorized to act on the terms and conditions of the propositions approved at the elections. Further, the Board shall continue to be authorized to issue bonds authorized at previous elections as the bonds proposed herein are in addition to the previously authorized bonds.

Section 16: The President and Secretary of the Board and the attorneys for the District are authorized and directed to take any action necessary or convenient to carry out the provisions of this order, and to comply with the provisions of the Texas Constitution and all applicable laws in carrying out and conducting the elections, including, if necessary, modifying the provisions of this order to facilitate compliance with changes in law made during the 89th Texas Legislative Session and any special sessions thereof or administrative interpretations of such laws.

Section 17: It is hereby found that the meeting at which this order has been considered and adopted is open to the public, as required by law, and that written notice of the time, place, and subject matter of said meeting, and of the proposed adoption of this order, was given as required by Chapter 551, Texas Government Code, and Section 49.063, Texas Water Code. The Board further ratifies and confirms said written notice and the contents and posting thereof.

ADOPTED AND APPROVED on August 11, 2025.



President, Board of Directors

ATTEST:



Asst. Secretary, Board of Directors

(SEAL)

