

**TIMBER LANE UTILITY DISTRICT**  
Minutes of Meeting of Board of Directors  
July 14, 2022

The Board of Directors (“Board”) of Timber Lane Utility District (“District”) met at 1904 Naplechase Crest Drive, Spring, Harris County, Texas in the District, on July 14, 2022 in accordance with the duly posted notice of the meeting, with a quorum of Directors present, as follows:

Robert B. Schenck, Vice President  
James F. Messer, Secretary  
A.F. “Bud” Gessel, Assistant Secretary  
Eric Langstaff, Director

and the following was absent:

Daniel M. Meacham, President

Also present were Mark Cervantes, Tammy Carby, Bill Russell, Greg Lentz, Mike Potter, Michelle Giacona, Robin Secrest, Kayla Ray, Jennifer Vossler, Kelly Sandell, Stephen Flores, Charles Tichenor, Mark Ivy, Perry Miller, Sergeant Brian Norton, Lt. Juan Flores, Sergeant Juvencio Ramos, Paulette Scott, Eric O’Brien, Jennifer B. Seipel, and Lori G. Aylett.

The President called the meeting to order and declared it open for such business as might properly come before it.

1. The meeting commenced with a recital of the Pledge of Allegiance.
2. There was no public comment.
3. The Board then considered the minutes of the meetings held on June 9, 2022, June 20, 2022, and June 28, 2022. Upon motion duly made and seconded, the Board unanimously approved the minutes of the meetings as presented.
4. Harris County Precinct No. 4 Sergeant Juvencio Ramos presented a law enforcement report, copy attached. He presented the following crime statistics: three burglaries of a habitation, eight vehicle thefts, five assaults, 24 calls for family disturbances, 60 alarms, two reported runaways, six burglaries of a motor vehicle, twelve other thefts, five sexual assaults, four juvenile disturbances, 62 suspicious vehicles, one phone harassment, three thefts of a habitation, zero robberies, five criminal mischief calls, 51 other disturbances, 41 suspicious persons, and 1,181 other calls. Upon unanimous vote, the Board approved the law enforcement report as presented.
5. Tammy Carby presented a tax assessor/collector’s report, copy attached. The District’s 2021 taxes are 97.17% collected as of June 30, 2022. There were 15 checks and two wire transfers presented for approval. Upon unanimous vote, the Board approved the tax assessor/collector’s report as presented.
6. Greg Lentz presented the financial advisor’s report. He reported that the \$15,750,000 Unlimited Tax Bonds, Series 2022 bond sale closed and funded on July 14, 2022.

7. Jennifer Vossler of McCall Gibson Swedlund Barfoot PLLC presented an Agreed-Upon Procedures report of funds to be reimbursed to D.R. Horton from the proceeds of the Bonds. The auditor reviewed cancelled checks, pay estimates, construction contracts, and developer reimbursement agreements to confirm amounts due to the developer. It was noted that, according to the operator, D.R. Horton owes money to the District for damage to District facilities caused by the builder. The operator was unable to confirm what amount of money is owed. Stephen Flores with D.R. Horton stated that his office was under the belief that all amounts owed have been paid but requested that the operator provide him with any invoices that they contend are outstanding. Ms. Giacona agreed to do so. Upon motion duly made, seconded, and approved, the Board approved the Agreed-Upon Procedures Report and authorized release of the funds to the developer subject to resolution of any outstanding monies owed by D.R. Horton to the District.

8. The Board considered acceptance of water, sewer, and drainage facilities constructed by D.R. Horton in the Werrington neighborhood, for which reimbursement is being issued. Upon motion duly made, seconded, and unanimously carried, the Board accepted the conveyance of facilities as presented.

9. There was presented the Amendment to Statement of Directors Furnishing Information Required by Section 49.455(b), Texas Water Code, as Amended. The attorney noted that the Amendment to Statement of Directors is filed in real property records and notifies residents that they are located in a water district, what the current tax rate is, and what the current amount of bonds issued is. Since the District issued more bonds at the closing of the Series 2022 bond sale, the statement must be amended. Upon unanimous vote, the Board approved the Amendment to Statement of Directors as presented and authorized its execution by all directors present.

10. Mark Cervantes presented the engineer's report, copy attached. As for the wastewater treatment facility expansion project, the engineer reported that design continues.

As for the wastewater treatment plant permit renewal, Mr. Cervantes confirmed that the requisite testing will begin in August.

With respect to water plant no. 5, the final plat review is underway.

As for the fire tower, the engineer noted that the plans have been approved by the requisite agencies, and the related contract documents are being assembled.

Mr. Cervantes requested authorization to advertise for bids for the detention pond rehabilitation project in Cypress Terrace.

The engineer also discussed with the Board a variety of other pending matters, including updates with regard to the Sandpiper preliminary drainage study and the drainage project in North Hills.

After discussion, upon unanimous vote, the Board approved the engineer's report, including the requested authorization to advertise for bids, as presented.

11. The Board tabled discussion of the Joint Participation Agreement with Harris County related to improvements in Sandpiper Village, as the District's attorney is still waiting on a response from the county on the District's comments to the agreement.

12. Charles Tichenor with Harris County WCID No. 136 ("WCID No. 136") requested that the District contribute \$1,480 to reimburse WCID No. 136 for costs it incurred to repair damage to a manhole associated with an abandoned District sewer line located on WCID No. 136's property. The Board unanimously approved the reimbursement.

13. Bill Russell presented a bookkeeper's report, copy attached. He noted that, at the end of the District's June 30, 2022 fiscal year, the District was over on revenues and under on expenditures, leaving the District with healthy fund balances. Upon unanimous vote, the Board approved the bookkeeper's report as presented and authorized payment of the checks listed thereon.

14. Under the developer's report, Stephen Flores thanked the Board for doing business with D.R. Horton.

15. Mike Potter presented an operator's report, copy attached. The District served 7,602 connections and had water accountability of 91.36%.

Mr. Potter reported that twenty-five bacteriological samples were taken, and all were acceptable. There were no excursions at the wastewater treatment plant reflected on the May report, despite the operator having previously stated that an excursion occurred on May 25, 2022. However, Mr. Potter noted that there was an E. coli excursion on June 29, 2022, which will be reflected on next month's report.

Mr. Potter reported on routine maintenance for the previous month.

Ms. Giacona stated that three payment plans were offered during the prior month.

Ms. Secrest confirmed that H2O Innovations would work with representatives for the District's new operator to ensure the smooth transition of the District's customer billing and accounting practices.

Upon unanimous vote, the Board approved the operator's report as presented.

16. As for the new operator's contract with M. Marlon Ivy & Associates, the attorney confirmed that she has reviewed it and recommended its approval. Upon motion made, seconded, and unanimously carried, the Board approved the contract as presented.

17. Perry Miller presented a report on behalf of Champions Hydro-Lawn, noting that most of the District's drainage and detention facilities are in good shape. He also confirmed that his crews cleaned up a large amount of debris following a recent wind storm.

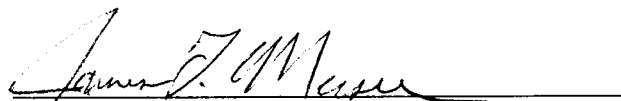
18. There were no hearings on violations of District rules; however, Director Gessel noted damage to various facilities at the District's parks, including a significant amount of damage to the bathrooms.

19. Director Gessel presented a report on the District's parks and recreational facilities, copy attached. He provided an update on the fire lookout tower. He noted that D.R. Horton contributed \$75,000 to a traffic study in the District. New fish are being delivered to the

pond at Herman Little Park. He also reported that the bathroom fixtures at Timber Lane Park are 30 years old and are being replaced. Subject to that discussion, the Board approved the parks report as presented.

20. There were no rewards for citizen information.

There being no further business to come before the Board, the meeting was adjourned.

A handwritten signature in cursive script, appearing to read "James F. Messer", written over a horizontal line.

Secretary