

**FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 37**

**MINUTES OF MEETING OF BOARD OF DIRECTORS**

**JANUARY 15, 2020**

The Board of Directors (the "Board" or the "Directors") of Fort Bend County Municipal Utility District No. 37 (the "District") met in regular session at 7:00 p.m., at 1301 Misty Bend, Katy, Texas 77494, on Wednesday, January 15, 2020, pursuant to notice of said meeting posted in accordance with Chapter 551 of the Texas Government Code. The roll was called of the members of the Board, to-wit:

Stephen Berckenhoff	President
David A. Carp	Vice President
Rudy Ammer	Secretary/Investment Officer/Co-Tax Compliance Officer
Larry W. Davis	Treasurer
Kenneth L. Comeaux	Assistant Secretary/Co-Tax Compliance Officer

All members of the Board were present, with the exception of Director Carp, thus constituting a quorum. Also attending all or portions of the meeting were: David Ferrier of Equi-Tax, Inc. (the "Tax Assessor/Collector" or "Equi-Tax"), tax assessor/collector for the District; Bob Ring of Inframark (the "Operator" or "Inframark"), operator for the District; and Alan P. Petrov of Johnson Petrov LLP (the "Attorney" or "JP"), attorneys for the District.

The President, after finding that the notice of the meeting was posted as required by law and determining that a quorum of the Board was present, called the meeting to order and declared it open for such business as may regularly come before it.

1. Public Comment.

A resident commented that a site at 24811 Mather has not been repaired for several months. An HOA representative spoke on the Westheimer Trees. A resident inquired about the status of the well repair as well as the Boardwalk project.

2. Approval of Minutes. Next, the Board considered approval of the special meeting minutes of December 12, 2019. Upon motion by Director Davis, seconded by Director Comeaux, after full discussion and with all Directors present voting aye, the Board approved the such minutes subject to certain corrections.

3. Bookkeeper's Report and Investment Report. Ms. Shelnutt distributed the Bookkeeper's Report and Investment Report, copies of which are attached hereto as Exhibit "A". Discussion ensued.

Upon motion by Director Ammer, seconded by Director Comeaux, after full discussion and with all Directors present voting aye, the Board approved the Bookkeeper's Report and Investment Report, as presented, authorized payment of checks numbered 1714 through 1747 from the Operating Account.

4. Tax Assessor/Collector Report. The Tax Assessor/Collector's Report was presented by Mr. Ferrier, a copy of which is attached hereto as Exhibit "B".

a. Mr. Ferrier reviewed with the Board the Tax Assessor/Collector's Report. He also responded to questions from the Board.

b. Mr. Ferrier next reported that 20.8% of the 2019 taxes had been collected as of December 31, 2019.

Upon motion by Director Comeaux, seconded by Director Davis, after full discussion and with all Directors present voting aye, the Board approved the Tax Assessor/Collector's Report, as presented and authorized payment of check numbers 2250 thru 2251 from the Tax Account.

5. Operations Report. Next, Mr. Ring presented the Operations Report, a copy of which is attached hereto as Exhibit "C".

a. Mr. Ring reviewed the current operations in the District with the Board and answered questions.

b. Mr. Ring also reported there were sixteen (16) delinquent accounts scheduled for termination due to non-payment of water and sewer bills. No members of the public wished to comment on termination of water for non-payment of the water and sewer bills.

Upon motion by Director Ammer, seconded by Director Comeaux, after full discussion and with all Directors present voting aye, the Board approved the approved 1) the Operations Report; and 2) authorized termination of service to sixteen (16) delinquent accounts pursuant to the District's Rate Order.

6. Engineering Report. Mr. Leyendecker was not present at tonight's Board meeting.

Director Berckenhoff reported that the well repair company is planning an ultrasonic cleaning of the well screens in an attempt to restore the productivity of the well.

7. New Business.

Eminent Domain Filings with under Senate Bill 1812 ("SB 1812"). Mr. Petrov reminded the Board regarding SB 1812, which requires public and private entities with eminent domain authority to report specific information to the Texas Comptroller by February 1, 2020. Mr. Petrov informed the Board that Johnson Petrov has completed such filing on the District's behalf.

8. Old Business.

a. Update on Fire Protection Services with the City of Katy (the "City").

The Board scheduled a special work session on Wednesday, February 5, 2020 at 7:00 p.m., to discuss the services provided by the City.

b. Update on the HOA Landscape Maintenance Agreement.

A representative of the HOA asked if the Board would be willing to pay the cost of extending electricity to the irrigation system. The Board responded that it was the HOA's responsibility to maintain the trees so this was not a cost of the District. The HOA agreed that maintaining the trees was their responsibility.

c. Interlocal Agreement with Fort Bend County for Installation, Operation and Maintenance of Solar Power Speed Awareness Signs. Discussion ensued. Director Ammer made a motion to enter into agreement with Fort Bend County for the Installation, Operation and Maintenance of Solar Power Speed Awareness Signs, seconded by Director Comeaux, after full discussion and with all Directors present voting aye, the Board approved the Interlocal Agreement with Fort Bend County.

9. Election Agenda.

a. Mr. Petrov updated the Board concerning the May 2, 2020 Directors Election and reported that Directors Carp and Davis are up for election.

b. Next, Mr. Petrov then discussed appointment of Johnson Petrov as the District's designated agent for the May 2, 2020 Directors Election and that such notice appointing Johnson Petrov has been properly posted.

c. Order Calling Directors Election. Mr. Petrov presented the Order Calling Directors Election for the upcoming May 2, 2020 Directors Election. Upon motion by Director Davis, seconded by Director Ammer, after full discussion and with all Directors present voting aye, the Board approved the Order Calling Directors Election as presented, a copy of which is attached hereto as Exhibit "D".

d. Canvassing Date. The Board then discussed the possible canvassing date for the Election. This item was tabled until the next Board meeting.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, the meeting was adjourned.

SIGNED, PASSED and APPROVED this 19th day of February, 2020.

[DISTRICT SEAL]



Secretary, Board of Directors

EXHIBITS:

- A - Bookkeeper's Report
- B - Tax Assessor/Collector's Report
- C - Operations Report
- D - Order Calling Directors Election

