

FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 37

MINUTES OF MEETING OF BOARD OF DIRECTORS

APRIL 19, 2023

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, April 19, 2023, pursuant to notice of said meeting posted in accordance with Chapter 551 of the Texas Government Code. The roll was called, the members of the Board, to-wit:

Larry W. Davis	President
Kenneth L. Comeaux	Vice President
Greg Murray	Secretary
Stephen Berckenhoff	Assistant Secretary
Jeff Gilliland	Treasurer

All members of the Board were present, with the exception of Director Berckenhoff, thus constituting a quorum. Also attending were Kim Shelnuft of Myrtle Cruz, Inc. (the "Bookkeeper" or "MCI"), bookkeeper for the District; Lucian Landreville of Equi-Tax, Inc. (the "Tax Assessor/Collector" or "Equi-Tax"), tax assessor/collector for the District; Clay Brandenburg and Randy Davila of Inframark (the "Operator" or "Inframark"), operator for the District; Jon Strange P.E. of JNS Engineers, engineer for the District ("Engineer"); Joseph "Will" Petrov of Johnson Petrov LLP (the "Attorney" or "JP"), attorneys for the District; Allen Perez with the Westheimer Parkway Project ("Developer"); John Fisher a resident of the District and Ben Mousavi, Cravens Tract, Events Venue/Developer.

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. Mr. Jonathan Fisher requested the District waive late tax fees. There being no further public comment, the President directed the Board to proceed with the agenda.

2. Approval of Minutes. The Board next considered approval of the regular meeting minutes of March 15, 2023 and the special workshop meeting minutes of March 22, 2023, which were previously distributed to the Board.

Upon motion by Director Gilliland, seconded by Director Murray, after full discussion and with all Directors present voting aye, the Board approved regular meeting minutes of March 15, 2023 and the special workshop meeting minutes of March 22, 2023 as presented.

Director Berckenhoff entered the meeting at this time.

3. Bookkeeper's Report and Investment Report. Ms. Shelnett previously distributed the Bookkeeper's Report and Investment Report, copies of which are attached hereto as Exhibit "A". Ms. Shelnett reviewed the written report and responded to questions. Discussion ensued.

4. Ms. Shelnett requested the Board approve a 90-day CD with Veritex for funds accruing on May 5, 2023.

Upon motion by Director Gilliland, seconded by Director Comeaux, after full discussion and with all Directors present voting aye, the Board approved 1) the Bookkeeper's Report and Investment Report, as presented, 2) authorized payment of checks from the Operating Account and Central Bank, and 3) approved a 90-day CD with Veritex.

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

a. Mr. Landreville reviewed with the Board the Tax Assessor/Collector's Report. He also responded to questions from the Board. Mr. Landreville next reported that 97.7% of the 2022 taxes had been collected as of March 31, 2023.

Upon motion by Director Murray, seconded by Director Gilliland, after full discussion and with all Directors present voting aye, the Board 1) approved the Tax Assessor/Collector's Report, as presented; and 2) authorized payment of check numbers 2413 thru 2414 from the Tax Account.

b. Delinquent Tax Collection Report, prepared by The Thornhill Law Firm, P.C., a copy of which is attached hereto as Exhibit "C." The Board reviewed the report noting one (1) 2020 account that had an error in payment with a remaining balance due of \$343.39. No action was needed at this time.

Upon motion by Director Comeaux, seconded by Director Berckenhoff, after full discussion and with all Directors present voting aye, the Board approved the Delinquent Tax Collection Report.

6. Operations Report. Mr. Brandenburg presented the Operations Report, a copy of which is attached hereto as Exhibit "D".

a. Mr. Brandenburg reviewed the current operations in the District with the Board and answered questions. Mr. Brandenburg reviewed a quote to repair the lift station pump in the amount of \$10,883.30 versus replace the lift station pump in the amount of \$13,636.40.

Mr. Brandenburg also reported twenty-six (26) 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. Discussion ensued.

Upon motion by Director Gilliland, seconded by Director Berckenhoff, after full discussion and with all Directors present voting aye, the Board 1) approved the Operations Report;

and 2) authorized termination of service to twenty-six (26) delinquent accounts pursuant to the District's Rate Order, and 3) approved replacing the lift station pump in the amount of \$13,636.40.

7. Engineer's Report. Mr. Strange presented the Engineer's Report, a copy of which is attached hereto as Exhibit "E".

a. Mr. Strange reviewed the Engineer's Report with the Board and responded to questions. Discussion regarding KDA drainage improvements for emergency overflow from Katy Mills Pond. No action was taken.

b. Update on service request by Developers, if any including annexation requests. Mr. Perez also updated the Board on the status of his development.

c. Update on Engineering/Construction projects, if any.

Mr. Strange updated the Board on the status of the T.V. of the District's sewer lines and the point repairs conducted as a result of any potential issues noted.

Upon motion by Director Murray, seconded by Director Gilliland, after full discussion and with all Directors present voting aye, the Board 1) approved \$10,000 more for point repairs; and 2) approved the Engineer's Report.

8. City of Katy Emergency Services Monthly Stat Report. The Board reviewed the Stat Report, a copy of which is attached hereto as Exhibit "F". No action was taken.

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

SIGNED, PASSED and APPROVED this 17th day of May, 2023.



G. Murray
Secretary, Board of Directors

EXHIBITS:

- A - Bookkeeper's Report
- B - Tax Assessor-Collector Report
- C - Delinquent Tax Collection Report
- D - Operations Report
- E - Engineer's Report
- F - City of Katy Stat Report