

FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 37

MINUTES OF MEETING OF BOARD OF DIRECTORS

MAY 17, 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, May 17, 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, thus constituting a quorum. Also attending were Kim Shelnett 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"); Ben Mousavi, Cravens Tract, Events Venue/Developer; Nino Corbett, Developer, Tom Trent, Developer and Bryan Matthey, a resident of 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. Two residents spoke regarding the water and sewer rates. Mr. Corbitt introduced himself to the Board. Mr. Trent spoke regarding his development. Director Gilliland presented an email from the HOA to the Board regarding a resident's water leak. 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 April 19, 2023, which were previously distributed to the Board.

Upon motion by Director Berckenhoff, seconded by Director Gilliland, after full discussion and with all Directors present voting aye, the Board approved regular meeting minutes of April 19, 2023 as presented.

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. Shelnutt reviewed the written report and responded to questions. Discussion ensued.

Upon motion by Director Berckenhoff, 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 and 2) authorized payment of checks from the Operating Account and Central Bank.

4. 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 98.2% of the 2022 taxes had been collected as of April 30, 2023.

Upon motion by Director Comeaux, seconded by Director Murray, 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 2415 thru 2416 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) 2021 account, which was paid. No action was needed at this time.

5. 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. Next, he presented and reviewed estimates to clean the fence line, the hydro tank and estimate for the booster pump, copies of which are attached to the Operations Report. Discussion ensued.

Upon motion by Director Berckenhoff, seconded by Director Comeaux, after full discussion and with all Directors present voting aye, the Board approved Inframark to choose the vendor for the following: 1) clean the fence line at the Wastewater Treatment Plant in an amount not to exceed \$3,900.00, 2) clean the hydro tank at the Water Plant in an amount not to exceed \$2,750.00 and 3) replace the booster pump in an amount not to exceed \$3,200.00.

Mr. Brandenburg presented and reviewed the 2022 Consumer Confidence Report ("CCR"), a copy of which is attached to the Operations Report. Mr. Brandenburg also reported fifteen (15) delinquent accounts scheduled for termination due to non-payment of water and sewer bills and one (1) collection account in the amount of \$26.79. 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 Murray, after full discussion and with all Directors present voting aye, the Board 1) approved the Operations Report; and 2) authorized termination of service to fifteen (15) delinquent accounts and one (1) collection account, pursuant to the District's Rate Order.

6. 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.

b. Update on service request by Developers, if any including annexation requests.

Upon motion by Director Comeaux, seconded by Director Murray, after full discussion and with all Directors present voting aye, the Board approved the engineer to work with Allen Perez on the drainage ditch outfall.

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

Discussion regarding a letter to Simon regarding desilting ditch.

d. Update and possible action on other projects within the District.

Discussion ensued regarding the TCEQ Lead and Copper Requirements.

Upon motion by Director Comeaux, seconded by Director Gilliland, after full discussion and with all Directors present voting aye, the Board 1) the Engineer's Report, 2) Sending a letter to Simon regarding desilting ditch, and 3) the Board authorized up to \$15,000 for the inventory of Lead and Copper pipes within the District in compliance with TCEQ requirements.

7. Interlocal Agreement Between the District and Fort Bend Drainage District. No action was taken at this time.

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 21st day of June, 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