

FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 37

MINUTES OF MEETING OF BOARD OF DIRECTORS

FEBRUARY 28, 2012

The Board of Directors (the "Board" or "Directors") of Fort Bend County Municipal Utility District No. 37 (the "District") met in special session at 7:30 p.m. at 1301 Misty Bend, Katy, Texas, 77494, on Tuesday, February 28, 2012, 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:

VACANT	President
Larry W. Davis	Vice President/Investment Officer
Kenneth L. Comeaux	Secretary
Stephen Berckenhoff	Treasurer
David A. Carp	Assistant Secretary

All members of the Board were present. Also attending were: Rudy Ammer, District resident; Joe Williams of Severn Trent Environmental Services, Inc. (the "Operator" or "ST"), operator for the District; and Regina D. Adams of Johnson Radcliffe Petrov & Bobbitt PLLC ("JRPB").

The Vice 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. It was noted that Director Don Poe had recently passed away.

1. Ms. Adams first presented an agreement with Election Systems & Software, Inc. ("ES&S") for the rental of the iVotronic voting equipment for the May 12, 2012 Directors Election (the "Election"), a copy of which is attached hereto as Exhibit "A". Ms. Adams explained that because Fort Bend County is unable to provide voting equipment to the District or conduct a joint election with the District due to geographical restrictions, the District will be conducting its own Election and will need to lease voting equipment.

Upon motion by Director Carp, seconded by Director Davis, after full discussion and with all Directors present voting aye, the Board approved and authorized execution of the agreement for lease of the election equipment with ES&S.

2. Next, the Board recognized Mr. Ammer who explained that there were nine (9) surplus cathedral oak trees from the Westheimer Parkway esplanade landscaping project because of gas pipeline interference. Ms. Adams then presented the Order Declaring Property as Surplus, a copy of which is attached hereto as Exhibit "B", and explained that prior to selling the trees they will need to be declared as surplus property of the District. The Board then discussed authorizing Director Carp to accept any bids and make any decisions with regard to any sale of the trees.

Upon motion by Director Carp, seconded by Director Davis, after full discussion and with all Directors present voting aye, the Board adopted the Order Declaring Property as Surplus and authorized Director Carp to accept bids and make any decisions with regard to any sale of the trees.

**THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,**  
the meeting was adjourned at 8:03 p.m.

**SIGNED, PASSED and APPROVED** this the 21<sup>st</sup> day of March, 2012.

  
Secretary, Board of Directors

**EXHIBITS:**

- A - Rental Equipment Agreement with ES&S
- B - Order Declaring Property as Surplus

