

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

**MINUTES OF MEETING OF BOARD OF DIRECTORS**

**MARCH 15, 2017**

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, March 15, 2017, 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:

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

All members of the Board were present, thus constituting a quorum. Also attending all or portions of the meeting were: Jeff Sonnheim of Equi-Tax, Inc. (the "Tax Assessor/Collector" or "Equi-Tax"), tax assessor/collector for the District; Joe Williams and Clay Brandenburg of ST (the "Operator" or "ST"), operator for the District; David Leyendecker, of Clay & Leyendecker, Inc., engineer for the District; Janice Hayes of the North Fort Bend Water Authority; Stephanie Hayes, Manager of Keivans Hospitality Inc., a representative of landowner near 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. Ms. J. Hayes, a representative of the North Fort Bend Water Authority in Communications and Public Relations, introduced herself and informed the Board that there will be a meeting for all MUD directors in May. The Board thanked Ms. Hayes.

2. Approval of Minutes. The Board then considered approval of the February 15, 2017 regular meeting minutes. Upon motion by Director Comeaux, seconded by Director Berckenhoff, after full discussion and with all Directors present voting aye, the Board approved such minutes as presented.

3. Bookkeeper's Report and Investment Report. Ms. Shelnett reviewed with the Board the Bookkeeper's Report and Investment Report, copies of which are attached hereto as Exhibit "A".

a. Ms. Shelnett first reviewed the written reports and responded to questions.

b. Ms. Shelnutt then reviewed the current and year-to-date revenue and expenditures against the District's budget for the fiscal year ending August 31, 2017.

Upon motion by Director Davis, seconded by Director Carp, 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 8059 through 8080 from the Operating Account.

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

a. Mr. Sonnheim reviewed the written report and responded to questions from the Board.

b. The Tax Assessor/Collector's Report reflected 96.2% of the 2016 taxes had been collected as of February 28, 2017.

c. Mr. Mahoney provided a status report on the Delinquent Property Tax Collections, a copy if which is attached hereto as Exhibit "B-1". Mr. Mahoney then introduced Chris Thornhill to the Board. Mr. Mahoney informed the Board that he plans to retire and he recommended Mr. Thornhill with the Mastriani Law Firm. The Board thanked Mr. Mahoney for his years of service to the District.

Upon motion by Director Berckenhoff, seconded by Director Carp, after full discussion and with all Directors present voting aye, the Board approved hiring Christ Thornhill with The Mastriani Law Firm as the District's new Delinquent Tax Attorney and executed the Delinquent Tax Attorney contract, a copy of which is attached hereto as Exhibit "B-2".

Upon motion by Director Berckenhoff, 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 2069 thru 2075 from the Tax Account.

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

a. Mr. Williams informed the Board that he will be retiring and that Clay Brandenburg will be taking over as ST's representative to the District.

b. Mr. Williams next reviewed the written report and responded to questions from the Board. He reported a second excursion at the Wastewater Plant and noted that ST has spoken to Quadvest concerning operation of the Westside Water Lift Station.

b. Mr. Williams reported that 91.35% of the water pumped was accounted for during the previous month and . He reported there were seven (7) delinquent accounts scheduled for termination due to non-payment of water and sewer bills.

c. Mr. Leyendecker reported that he is working on the renewal of Wastewater Permit No. 12370-01.

Upon motion by Director Davis seconded by Director Berckenhoff, after full discussion and with all Directors present voting aye, the Board approved the Operations Report, as presented including, authorizing termination of service to seven (7) delinquent accounts pursuant to the District's Rate Order.

6. Engineering Report.

a. Mr. Leyendecker reported on the current development in the vicinity of the District and responded to questions from the Board.

b. Ms. Stephanie Hayes, representing the developers for 26275 Westheimer Parkway, updated the Board on their proposal and stated that the proposed development no longer includes apartments. The Board asked Ms. Hayes to work with the District's Engineer to determine the feasibility of providing service to the property.

Upon motion by Director Davis seconded by Director Comeaux, after full discussion and with all Directors present voting aye, the Board approved the Engineering Report.

7. New Business.

a. Director Carp reported on discussions with the City of Katy regarding fire protection. He informed the Board that the City is having a contested Mayors election so he does not expect much to happen until after the election; however, the District will continue to keep in contact with the City.

8. Old Business.

Status of Maintenance of Katy Mills Berm and proposed Katy Mills Management District. There was no action on this item.

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

SIGNED, PASSED and APPROVED this 19<sup>th</sup> day of April, 2017.



  
Secretary, Board of Directors

- EXHIBITS
- A - Bookkeeper/Investment Report
  - B - Tax Assessor/Collector's Report
  - B-1- Delinquent Tax Attorney Contract
  - C - Operations Report