

FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 37

MINUTES OF MEETING OF BOARD OF DIRECTORS

JUNE 15, 2022

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, June 15, 2022, 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:

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 Davis, thus constituting a quorum. Also attending were Kim Shelnutt of Myrtle Cruz, Inc. (the "Bookkeeper" or "MCI"), bookkeeper for the District; Russ Davis of Equi-Tax, Inc. (the "Tax Assessor/Collector" or "Equi-Tax"), tax assessor/collector for the District; Robert Lugo of Inframark (the "Operator" or "Inframark"), operator for the District; J. William Petrov of Johnson Petrov LLP (the "Attorney" or "JP"), attorneys for the District; Allen Perez with the Westheimer Parkway Project ("Developer"); Bryan Matthey and Diane Wilson.

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.

Members of the public were allowed to speak.

2. Approval of Minutes. The Board next considered approval of the regular meeting minutes of May 18, 2022, which were previously distributed to the Board.

Upon motion by Director Berckenhoff, seconded by Director Murray, after full discussion and with all Directors present voting aye, the Board approved the minutes as presented.

3. Bookkeeper's Report and Investment Report. Ms. Shelnutt 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 Murray, 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.

Ms. Shelnutt reviewed the Texas Unclaimed Property Report. Ms. Shelnutt noted that the report is required by the State of Texas so that property, such as a customer deposit, that remains unclaimed for three (3) years after an account is closed is turned over to the State.

Upon motion by Director Berckenhoff, seconded by Director Gilliland, after full discussion and with all Directors present voting aye, the Board authorized the Bookkeeper to file the Unclaimed Property Report.

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

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

b. Mr. Davis next reported that 98.3% of the 2021 taxes had been collected as of May 31, 2022.

c. Mr. Davis then presented and reviewed the Delinquent Tax Collection Report prepared by the Thornhill Law Firm, a copy of which is attached hereto as Exhibit "B-1". Mr. Davis noted one (1) delinquent collection account.

Upon motion by Director Berckenhoff, seconded by Director Davis, after full discussion and with all Directors present voting aye, the Board 1) approved the Tax Assessor/Collector's Report, as presented; 2) authorized payment of check numbers 2365 thru 2369 from the Tax Account; and 3) approved the Delinquent Tax Attorney Report, including one (1) delinquent collection account

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

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

At the April 20th Board of Director's meeting, the Board appointed Directors Comeaux and Ammer to a Water Conservation Committee (the "Committee") to work with Jamie Lancaster, the HOA president to set a high water user threshold at 30,000 gallons. Since Rudy Ammer is no longer on the Board, another director can be appointed to the committee. This will be placed on the July agenda.

Mr. Lugo also reported seventeen (17) delinquent accounts scheduled for termination due to non-payment of water and sewer bills and one (1) collection account. 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 Berckenhoff, seconded by Director Gilliland, after full discussion and with all Directors present voting aye, the Board 1) approved the Operations

Report; and 2) authorized termination of service to seventeen (17) delinquent accounts pursuant to the District's Rate Order and one (1) collection account.

6. Engineer's Report.

a. Mr. Strange was not present at the Board of Director meeting. The Board reviewed the Engineer's Report prepared by JNS Engineers LLC, a copy of which is attached hereto as Exhibit "D". Mr. Strange stated that the City of Katy had requested water through the interconnect.

b. Mr. Perez gave an update to the Board regarding the status of his project, including a Final Pay Application with Change Order No. 1, a copy of which is attached hereto as Exhibit "D-1".

Upon motion by Director Berckenhoff, seconded by Director Gilliland, after full discussion and with all Directors present voting aye, the Board approved the Engineer's Report, including the Final Pay Application with Change Order No. 1.

7. New Business.

a. USA Waste Solutions. The Board discussed the ongoing garbage service issues with Joshua Garcia. Mr. Garcia would like to work with the District on such issues and has appointed an account manager, Linda Irby and the District's website will be updated to show Ms. Irby's contact information. Mr. Petrov advised the Board to submit a written notice to USA Waste Solutions expressing such concerns.

Upon motion by Director Murray, seconded by Director Gilliland, after full discussion and with all Directors present voting aye, the Board approved Johnson Petrov to prepare a written notice to USA Waste Solutions as well as update the District's website with the account manager's contact information.

b. Direct Email or Contact Form. The Board discussed creating a contact form on the District's website, to reach either the Board or a District consultant, which will be monitored by Johnson Petrov.

Upon motion by Director Gilliland, seconded by Director Berckenhoff, after full discussion and with all Directors present voting aye, the Board approved creating a contact form on the District's website, to reach either the Board or a District consultant, which will be monitored by Johnson Petrov.

8. City of Katy Emergency Services Monthly Stat Report. There were no calls to report.

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

EXHIBITS:

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