

RAYFORD ROAD MUNICIPAL UTILITY DISTRICT

Minutes of Meeting of Board of Directors July 21, 2009

The Board of Directors ("Board") of Rayford Road Municipal Utility District ("District") met on July 21, 2009, at 312 Spring Hill Drive, Suite 100, West Entrance, Spring, Texas 77386, in accordance with the duly posted notice of the meeting, with a quorum of Directors present, as follows:

Jon Vallery, President
Frank Moore, Vice President
Michael Smith, Assistant Secretary
Danny E. Agans, Director

and the following absent:

Charles Saxe, Secretary

Also present were Lonnie Wright, Mike Williams, Herman I. Little, Jr. and persons on the attached list.

The President called the meeting to order and declared it open for such business as might regularly come before it.

1. It was mentioned that the purpose of the meeting is to consider revision of the District's Drought Contingency Plan to establish mandatory conservation measures and penalties for violations thereof. The Board then reviewed a proposed Amended Drought Contingency Plan in which revisions are proposed for Stage 1 - Mild Drought Conditions. Herman Little advised the Board that the proposed revisions will clarify that implementation of Stage 1 will involve mandatory requirements for reduction of water use. The language has been revised to state that "water customers will be required to reduce water use." The Stage 1 requirements are the same as in the previous plan, that is, non-essential water use is limited to even-numbered days for customers having even-numbered addresses and odd-numbered days for customers with odd-numbered addresses. The text has been changed, however, to provide that outdoor water use shall be allowed between the hours of 9:00 p.m. and 10:00 a.m. A new Section 3 has been added to address landscape irrigation use in common areas, parks, athletic fields, esplanades and medians, and under Stage 1 such landscape irrigation will be limited to Mondays and Thursdays between the hours of 9:00 p.m. and 10:00 a.m. There was discussion, and the Board confirmed that this provision is applicable only to associations and commercial customers that have landscape facilities for larger areas. Residential landscape systems may be operated under Paragraph 2 involving even and odd-numbered days.

The Board reviewed the Stage 2 - Moderate Drought Conditions and noted that the text has been changed to allow water use only between the hours of 9:00 p.m. and 10:00 a.m. with a handheld hose with a manual on-off nozzle. There was discussion of the requirement for

an on-off nozzle, and it was concluded that the requirement is necessary to prevent loss of water through a hose that is unattended and not turned off. In Stage 2, landscape irrigation use in common areas, parks, athletic fields, esplanades and medians will be limited to one day per week, Thursday, between 9:00 p.m. and 10:00 a.m. There was discussion, and the Board concluded that a single day of irrigation of large areas would be sufficient to prevent serious damage to common areas and other facilities.

The Board discussed the proposed Stage 3 - Severe Drought Conditions and noted that Stage 3 will require a meter reading of all customer meters, both residential and commercial, and will establish a limit of 8,000 gallons per usage before a surcharge would be applied to water used over 8,000 gallons during a 30-day period. There was discussion of average household consumption in the District, and it was mentioned that customers typically use 8,000 to 10,000 gallons per month, but this would include water used for irrigation and outdoor use.

There was discussion of a provision for enforcement of the water conservation measures and provisions for a customer to request a variance from the plan. Director Moore expressed concern that requiring a minimum time before petitioning for a variance could cause a hardship for District customers, and it was concluded that the requirement should be changed to provide for filing a petition for variance within a reasonable time after a drought measure has been invoked. The Board of Directors will consider requests for variances and determine the validity of each request based upon the facts and circumstances presented on each occasion.

There was discussion of provisions for notifying customers of water conservation measures. The notice provisions are being revised to provide that posting of signs would be the first measure, followed by placing door hangers at all residences and places of commercial water use. These are the two most effective means of notifying the public, and they would represent the District's priority for prompt notification.


2. The Board then reviewed the text of a door hanger that has been revised to reflect the proposed revisions of the Stage 1 water conservation measures. It was suggested that the penalty provisions be in bold text to inform the customers of the penalties. There was discussion of signs that are placed at entrances to the District, and the operator advised the Board that the signs are being changed to reflect the new terminology in the drought plan. It was mentioned that the public could be kept informed of these changes by placing a summary of the Stage 1 drought contingency measures on the District's website, and a full copy of the amended Drought Contingency Plan also could be placed on the website. After discussion, upon motion by Director Agans, seconded by Director Smith, the Board voted unanimously to adopt the Order Amending Drought Contingency Plan and Establishing Penalties for Violations Thereof, which Order is attached to the minutes.

3. Upon motion by Director Moore, seconded by Director Smith, the Board voted unanimously to authorize the District operator to print new door hangers for the amended Stage 1 plan and to prepare new signs for installation at entrances to the District. The signs will be white with red lettering.

Lonnie Wright advised the Board that pamphlets from the Lone Star Groundwater Conservation District on water conservation will be mailed to all District customers.

4. There was discussion of the proposal for modifications of the electrical control panel at Water Plant No. 2. Mike Williams advised the Board that an air conditioner at the control panel will greatly improve operating conditions of the facilities. Upon motion by Director Smith, seconded by Director Agans, the Board voted unanimously to authorize purchase and installation of an air conditioner at the electrical control panel at Water Plant No. 2.

There being no further business to come before the Board, the meeting was adjourned.


Secretary