

RAYFORD ROAD MUNICIPAL UTILITY DISTRICT
Minutes of Meeting of Board of Directors
March 11, 2013

The Board of Directors ("Board") of Rayford Road Municipal Utility District ("District") met at 312 Spring Hill Drive, Suite 100, West Entrance, Spring, Texas, on Monday, March 11, 2013, 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
Paul Alli, Director

and the following absent:

Charles Saxe.

Also present were Bill Russell, Mike Williams, Jason Hajduk, Mark Jarratt, Constable Ryan Gable, Lieutenants Atkins and Rodrigue, Jim Nichols, Kathryn Nichols, and Lori G. Aylett.

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

1. Minutes of the meeting of February 11, 2013 were presented for the Board's review and approval. Upon unanimous vote, the minutes were approved as presented.

2. The Board reviewed a request for waiver of pavilion rental fees presented by Mark Jarratt on behalf of the Imperial Oaks Swim Team. Mike Williams noted that in the past the Board had waived rental fees to the Imperial Oaks Swim Team, as they are a community based organization that does not operate for profit. Mr. Williams recommended that the District accept a \$300 deposit and waive rental fees. Mr. Jarratt gave a list of proposed dates for swim meets to the operator. He noted that on April 27 and June 22, the meets are likely to go past 3:00 p.m., and the Board noted that the District would not want to rent the pavilion to others during that time, so that conflicts will be avoided. On the rest of the dates, the swim team anticipates being out of the pavilion area by 1:30 p.m. After discussion, upon unanimous vote, the Board approved waiver of the rental fees and accepted a \$300 deposit for the Imperial Oaks Swim Team to use the pool and pavilion on the requested dates.

3. The Board received an update on the ERCOT load shedding program that was briefly discussed at the February Board meeting by Matthew DuVal with Acclaim Energy. It was noted that the plant is not suitable for the program because the generator operates only portions of the plant; therefore no presentation was made. The item will be removed from the agenda.

4. Bill Russell presented a bookkeeper's report, a copy of which is attached. After this meeting, the debt service fund balance will stand at \$2,143,938.12. The capital projects fund will stand at \$1,038,315.63. The operating fund will stand at \$2,264,974.11. Year-

to-date revenues exceed expenditures for the first nine months of the fiscal year by \$1,125,457.29. The bookkeeper noted that the tax assessor/collector's office reported that 2012 taxes are 97% collected. Upon unanimous vote, the Board approved payment of director fees and expenses. Upon unanimous vote by separate motion, the Board approved the bookkeeper's report as presented and authorized payment of the remainder of the District's bills.

5. Mike Williams presented an operator's report. The District billed \$226,251.31. The operator took 10 bacteriological samples, all of which were within acceptable limits. The District served 3,808 customers, and 3,583 customers received all services including garbage. The District accounted for 93% of the water produced. The operator noted that water accountability was a little lower due to the performance of the fire hydrant flushing and inspections. The sewage treatment plant operated at 71% of capacity with no permit violations. The operator requested write-off of 12 accounts totaling \$1,036.84.

The operator reported that the engineer had sent in the new operating permit to the Lone Star Groundwater Conservation District on the District's new well. However, the Groundwater Conservation District had not communicated this permit to the San Jacinto River Authority until now. Consequently, the District has not been billed by the SJRA for water pumped from the new well. The District should anticipate receiving a large bill of approximately \$150,000 from the SJRA. The operator reminded the Board that they have been collecting SJRA fees from customers, so the District's budget will remain in line.

A Board member reported that a resident at 1403 Redwood Village appears to be dumping grass clippings and other debris behind their home in the District's wetlands area. The Board authorized the attorney to direct correspondence to the homeowner when photographic evidence is received.

Upon unanimous vote, the Board approved the operator's report and the write-offs as presented.

6. Mike Williams presented a parks and recreational facilities report. There were 20 calls regarding issues in the parks. Eight calls were for the pavilion, 11 calls were for the ball fields, and one call was for general information. The operator repaired picnic tables at the pavilion. Mr. Williams noted the need to replace the basketball courts, and the Board discussed various options. The operator recommended replacement of all three courts. The operator presented a price estimate of \$2,400 for commercial grade basketball rims for the three courts and \$1,600 to power wash and stripe the courts. Upon unanimous vote, the Board authorized the work to be done.

7. Jason Hajduk presented an engineer's report. Well No. 3 construction is complete. Pay Application No. 7 to Weisinger in the amount of \$155,619.90 and Pay Application No. 5 to W.W. Payton Corporation in the amount of \$137,331 were presented for the Board's review and approval. The engineer noted that there had been reports that the ground storage tank was leaking after its installation. The engineer believes that the bolts need to be tightened and will continue to investigate to assure that the ground storage tank is operational and does not leak.

The engineer received a request from another engineering firm regarding the land near the fire station on Aldine-Westfield. The preliminary inquiry is to discharge treated effluent into the swale owned by the District, but the District engineer has not yet had an opportunity to evaluate. The engineer's initial impression is that the District does not have capacity in the ditch to give approval for this matter.

The wastewater treatment plant permit renewal is underway and must go to the executive director for signature.

The engineer is beginning the design of the surface water line and plant. After discussion, upon unanimous vote, the Board approved the engineer's report as presented and authorized payment of Pay Application No. 7 to Weisinger and Pay Application No. 5 to W.W. Payton as presented.

8. The Board noted that it had received the resignation of Director Charles Saxe. The Board noted that Mr. Saxe had served the District with distinction and would be missed. Upon unanimous vote, the Board approved and accepted the resignation as presented.

9. Lori Aylett presented a report on behalf of the developer. The developer is working on the Kroger expansion. The developer also expressed his regrets about Director Saxe's resignation.

10. Lieutenants Atkins and Rodrigue presented a law enforcement report and reported the following statistics: there were 398 calls; 60 reports taken; eight felony arrests; 18 misdemeanor arrests; 215 citations and tickets; 400 instances of recovered property; and 21 charges filed. The constables drove a total of 6,304 miles in the District during the month. The constables reported that they had detained some people who had been digging through the residents' trash. In the end, their car was towed. The constables reported that there have been five different instances of cars being put up on blocks so that their wheels could be stolen. Apparently there are multiple parties involved, because the thefts happen so quickly. The constables theorized that the first group puts the car up on blocks and leaves. A second group steals the wheels at a later time. Thus far there have been no witnesses, but the constables will continue to monitor the situation.

11. At 7:35 p.m. the Board convened in executive (closed) session pursuant to Texas Government Code §551.074 to deliberate the duties of a public officer or employee and §551.076 to deliberate on deployment or specific occasions for implementation of security personnel or devices. At 8:37 p.m. the Board reconvened in regular session and no motions were made.

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


Secretary