

**MINUTES OF MEETING OF BOARD OF DIRECTORS OF  
NORTH AUSTIN MUNICIPAL UTILITY DISTRICT NO. 1**

February 15, 2016

THE STATE OF TEXAS §  
  §  
COUNTIES OF TRAVIS §  
    AND WILLIAMSON §

A regular meeting of the Board of Directors of North Austin Municipal Utility District No. 1, open to the public, was held on February 15, 2016, at the Rattan Creek Community Center, 7617 Elkhorn Mountain Trail, Austin, Texas, pursuant to notice duly given in accordance with law. A copy of the Certificate of Posting of said Notice is attached hereto as **Exhibit "A"**.

The roll was called of the members of the Board, to-wit:

Alan McNeil	President
Donald G. Conklin	Vice President
Jo Jones	Secretary
Keith Collins	Treasurer
Kim Green	Assistant Secretary/Treasurer

and all of said Directors were present, except for Director McNeil, thus constituting a quorum. Also in attendance at the meeting were Gary Spoons with Crossroads Utility Services; Mary Bott with Bott & Douthitt, P.L.L.C.; Richard Fadal with TexaScapes, Inc; Bill Burke with Clearwater Management; David Malish with Murfee Engineering Co., Inc.; Carol Martin with Clearwater Management to record the minutes; and Will Washington with the Rattan Creek Neighborhood Association (the "RCNA").

Director Conklin called the meeting to order at 6:10 p.m. and stated that the Board would first receive the bookkeeper's report and consider bills, invoices, transfers and investments. Ms. Bott reviewed the cash activity report and stated that the items for approval included director and vendor payments, a transfer in the amount of \$190,000.00 from Compass Lockbox Account to First Citizens Operating Account; a transfer in the amount of \$681,724.81 from the TexPool Tax Account to the TexPool Operating Account; a transfer in the amount of \$440,000.00 from the TexPool Tax Account to the TexPool Debt Service Account; and a transfer in the amount of \$16,372.50 from the TexPool SR2014 Capital Projects Account to the TexPool Operating Account. Ms. Bott then recommended renewal of the Crockett National Bank General Fund Certificate of Deposit in the amount of \$245,000.00, which matures on February 23, 2016, for a term of one year; and renewal of the Texas Capital Bank General Fund Certificate of Deposit in the amount of \$245,000.00, which matures on March 4, 2016, for a term of one year. Upon motion by Director Conklin and second by Director Green, the Board voted 4-0 to approve the bills, invoices, transfers and renewals as presented. Director Jones stated that she would review the phone lines on the AT&T bill with Mr. Burke.

Director Conklin then stated that the Board would receive the park and landscape maintenance report. Mr. Fadal reported that he would tour with the Parks Committee to

review plans for brush clearing and tree trimming. He informed the Board that as of 2013 the City of Austin requires an official audit by their own irrigator every two years on any property over an acre with potable water. Mr. Fadal stated that if the District properties were exempt as a wholesale purchaser he would need to respond to inform City of Austin of that fact. He stated that he would forward the information to Kevin Flahive to review for possible exemption status.

Director Conklin asked if there was anything for the pool and community center report. Mr. Burke stated that there would be proposals for tennis court maintenance at the next meeting. He also informed the Board that the pool would be closed on February 18, 2016 for regularly scheduled maintenance.

Director Conklin stated the Board would next receive the General Manager's report. Mr. Spoons referred the Board to their meeting packets for his report, attached as **Exhibit "B"**. He stated that the Security Committee had met with Captain Mike Gleason and had discussed youth and safety issues. Director Conklin noted that Captain Gleason did not recommend or feel it was necessary to increase security hours or the number of security cameras. Director Conklin suggested the Board consider it for the 2016-2017 budget, but stated he did not feel it was an urgent issue. Director Conklin requested that Director Jones inform Mark Maxwell to post information on the District's website to inform residents that calling 3-1-1 does not work for Williamson County area notifications and that residents would need to contact the Williamson County non-emergency line directly. Mr. Spoons went on to discuss how the aquifers were all filling up so he expected the District to go into summer with plenty of water. Mr. Spoons then requested that the Board discuss the process in which Board packets are distributed and Director Green stated that the matter should be discussed with Mr. Flahive at the Wednesday, February 17<sup>th</sup> Board meeting.

Director Conklin asked if there was anything further to discuss from the bookkeeper's report. Mr. Bott stated that there was nothing further.

Director Conklin stated the Board would next receive the engineer's report. Mr. Malish then distributed a report on the Rattan Creek Drainage Study results to the Board. He stated that survey on lots would indicate where recoveries could be made or where floodplain certificates would be necessary. He stated that the surveyors should have completed the work by the end of the week and could present at the Wednesday, February 17<sup>th</sup> meeting. The Board then discussed the fact that Continental Properties incorrectly submitted plans to City of Austin instead of to the District for approval and that they had been informed that the District did not want to be responsible for any lift stations to be installed or maintained. Mr. Malish informed the Board that he had put together the plans to file with TCEQ for exemption on the booster station enclosures and Robinson Park restroom project for a fee of \$3,500. He stated that he believed the fee would be waived, but requested authorization to pay for the Water Pollution Abatement Plan if needed. Director Collins requested that Mr. Malish look into the previous provisions that were made for the Community Center construction and the impervious cover increases that were made then. Mr. Malish agreed to look into that. Director Conklin asked if there was a timeline for the amphitheater project and Mr. Malish stated that it would be a twelve month project in its entirety. Director Conklin requested that an outline be presented at the Wednesday,

February 17<sup>th</sup> meeting before a vote would be made to close out the floodplain modification study.

Director Conklin then stated that the next agenda item for discussion would be the Pool Use Agreement with the Hurricane Swim Team. Director Green discussed date changes and asked the Board what they thought about allowing the swim team to use the pool during the July 2<sup>nd</sup> weekend. Director Collins suggested that they find another weekend for their swim meet as it would be busy at the pool for 4<sup>th</sup> of July.

Director Conklin then asked if there were any future annexation, limited district conversion, and City of Austin related issues to discuss. He stated that the current indications regarding the lawsuit on water rates were that the city staff would appeal the PUC ruling. There was further discussion on the issue.

Director Conklin stated that the Board would next discuss the request for financial support from HURF (Homeowners United for Rate Fairness). He stated that HURF had requested a contribution of \$2,000.00 to start an initial protest in anticipation of new rates that would be coming out. Director Conklin made a motion to approve participation not to exceed \$2,000.00. Director Jones seconded the motion, and the Board voted 4-0 to approve participation in an amount not to exceed \$2,000.00.

Director Conklin asked if there was anything to discuss regarding the agenda for Wednesday, February 17, 2016. There was none.

Director Conklin inquired as to whether there were any further items to come before the Board. Director Green asked the Board how they thought committee minutes should be prepared and submitted. Director Collins stated that there had been no formal rule requiring committee minutes so he believed they could be submitted by email or presented at a meeting, but not through the lawyer. Director Conklin noted that he was excited to see them included at the meeting but that they should not go through the lawyer because they would be from working sessions.

Director Jones then introduced Will Washington who would become the next RCNA President.

There being no further items, Director Green made a motion to adjourn the meeting. Director Jones seconded the motion, and the meeting was adjourned at 7:25 p.m.



*Jo R Jones*  
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Jo Jones, Secretary  
Board of Directors

Date February 16 2016