

MINUTES OF MEETING OF BOARD OF DIRECTORS  
March 18, 2010

THE STATE OF TEXAS §  
COUNTY OF HARRIS §  
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 132 §

The Board of Directors (the “*Board*”) of Harris County Municipal Utility District No. 132 (the “*District*”) met in regular session, open to the public, at the Harris County Library (Atascocita Branch), 19520 Pinehurst Trail Drive, Humble, Texas, 77346, on March 18, 2010 at 5:00 p.m.; whereupon the roll was called of the Board, to-wit:

Ray Hughes, President  
Tim Stine, Vice President  
Bobby Haney, Secretary  
Don House, Assistant Secretary  
Jerrel Holder, Assistant Secretary

All members of the Board were present except Director Hughes. Also attending all or parts of the meeting were Mr. Michael Keefe of Bob Leared Interests, tax assessor and collector for the District; Ms. Freida Conley of Myrtle Cruz, Inc., bookkeeper for the District; Mr. Leroy Mensik of Severn Trent Environmental Services, Inc. (“*ST*”), operator of the District’s facilities; Ms. Amy Zapletal of Brown & Gay Engineers, Inc. (“*Brown & Gay*”), engineer for the District; Mr. Kyle Bauer of QLS Family Fitness; Ms. Jana Cogburn and Ms. Carla Christensen of Fulbright & Jaworski L.L.P. (“*F&J*”), attorneys for the District; and members of the public. A sign-in sheet is attached hereto as Exhibit “A”.

**Call to Order.** The Vice President called the meeting to order in accordance with notice posted pursuant to law, copies of certificates of posting of which are attached hereto as Exhibit “B”, and the following business was transacted:

1. **Minutes.** Proposed minutes of the meeting of February 18, 2010, previously distributed to the Board, were presented for approval. Upon motion by Director Haney, seconded by Director House, after full discussion and the question being put to the Board, the Board voted unanimously to approve the minutes of the meeting of February 18, 2010, as presented.

2. **Receive comments from the public.** The Vice President recognized Mr. Garlington, who read a letter requesting that the District purchase the 18-hole golf course, including the road hole and clubhouse, a copy of which is attached hereto as Exhibit “C.” Mr. Garlington noted that such letter is signed by 11 residents.

The Vice President recognized Ms. Garlington, who stated that she would like to see the golf course property developed into a park for area residents.

The Vice President recognized Mr. Polomsky, who stated that he and his wife have been residents of Atascocita since 1980 and live on golf course.

Discussion ensued regarding the golf course property.

3. **Discuss and take action in connection with golf course property and termination of Amended and Restated Agreement for Maintenance of Drainage Ditch, including action in connection with repairs to drainage ditch.** Mr. Mensik reported that ST is working with Embark Tree and Landscape Services and work will commence soon on the repairs and maintenance to the drainage ditch.

4. **Adopt Order Calling Directors Election.** Ms. Cogburn noted that the no one other than the incumbents filed an application for a place on the ballot by the regular filing deadline of March 8, 2010 and no declarations of write-in candidacy were filed by March 15, 2010. Upon motion by Director House, seconded by Director Haney, after full discussion and the question being put to the Board, the Board voted unanimously to adopt the Order Declaring Unopposed Candidates Elected to Office, a copy of which is attached hereto as Exhibit "D."

5. **Discussion and take necessary action in connection with the security systems.** Director Stine reported that a meeting was held on Monday, March 8, 2010 between Director Stine, Director House, ADT representatives, and Mr. Mensik. Director Stine reported that ADT has agreed to re-locate its recording system from the bleach system building to another building. Director Stine noted that he informed ADT that the District is not willing to pay for the re-location of the recording system. Director Stine noted that the District's operator will need to install the necessary conduit for the recording system (West Lake Houston water plant). Mr. Mensik noted that after further review, ST and ADT determined that it was no longer necessary to install new conduit. Director Stine reported that it was determined that the security beam system at the Rebawood water plant had been installed previous to the current installation and after evaluating the current location and cost to relocate, it was decided not to move the beam system. Director Stine stated that ADT did agree to fix the beam system for a cost of approximately \$250. Mr. Mensik reported that ADT has provided him with the necessary software disk, which allows ST to monitor the water plants.

6. **Review Bookkeeper's Report and Investment Report.** The Vice President recognized Ms. Conley, who presented to and reviewed with the Board the Bookkeeper's Report for the period ending March 18, 2010 and the Investment Report, copies of which are attached hereto as Exhibit "E." Upon motion by Director House, seconded by Director Holder, after full discussion and the question being put to the Board, the Board voted unanimously to accept the Bookkeeper's Report for the period ending March 18, 2010, to approve the Investment Report, and to authorize payment of check numbers 6868 through 6893 from the Operating Account and check number 5102 from the Capital Projects Account, all as listed in the Bookkeeper's Report.

Director Stine noted that he is working with the bookkeeper to prepare a draft of the budget for fiscal year ending May 31, 2011 and will be sending the draft budget to the District's consultants for comments.

7. **Review Tax Collector's Report and authorize payment of certain bills.** Mr. Keefe presented to and reviewed with the Board the Tax Assessor and Collector's Report for the month of February 2010 and the delinquent tax attorney report, copies of which are attached hereto as Exhibit "F." Mr. Keefe noted that 95.1% of the District's 2009 taxes had been

collected as of February 28, 2010. Upon motion by Director Haney, seconded by Director House, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Tax Assessor and Collector's Report and to authorize payment of check numbers 1498 through 1510 from the Tax Account to the persons, in the amounts, and for the purposes listed therein.

8. **Approve Merchant Processing Agreement, Addendum to Merchant Processing Agreement and Addendum to Bob Leared Contract (electronic payment of taxes).** The Board reviewed the Merchant Processing Agreement, the Addendum to Merchant Processing Agreement and Addendum to the Bob Leared Interests Contract in connection with the electronic payment of taxes, copies of which are attached hereto as Exhibit "G." Upon motion by Director Haney, seconded by Director House, after full discussion and the question being put to the Board, the Board voted unanimously to approve and authorize execution of the Merchant Processing Agreement, the Addendum to Merchant Processing Agreement and Addendum to the Bob Leared Interests Contract, thereby allowing for the payment of taxes by electronic payment.

9. **Operations Report and Billing and Collections Report.** Mr. Mensik presented to and reviewed with the Board the Operations Report for February, 2010, a copy of which is attached hereto as Exhibit "H." Mr. Mensik reported that 97.31% of the water pumped was billed for the month ending February 18, 2010.

Mr. Mensik reported that the TCEQ requires that the water plant facilities have address signs located on the fences. Mr. Mensik reported that it will cost \$269.00 per sign for a two-dimensional sign or \$383.00 per sign for a three-dimensional sign. Mr. Mensik stated that there will be two signs placed on each fence at each of the District's water plant facilities (Rebawood and West Lake Houston Parkway) – one address sign and one sign containing the phone number to call in case of an emergency.

Upon motion by Director Haney, seconded by Director House, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Operations Report, to authorize termination of service to delinquent accounts, and to authorize the operator to obtain four two-dimensional signs for placement at the water plant facilities.

10. **Engineer's Report.** Ms. Zapletal presented to and reviewed with the Board the Engineer's Report, a copy of which is attached hereto as Exhibit "I," and which follows in substantially the form it was presented:

Use of Surplus Capital Projects Funds:

The following table summarizes the *non-audited* actual costs versus the estimated costs included in the notification letter sent to the TCEQ for use of \$519,925 surplus capital projects funds for various repairs pursuant to 30 T.A.C. §293.83(c)(3)(A) and (B). The District's auditor will include notes in the annual financial reports for fiscal years in which these funds are distributed.

| <b>Project Name</b>  | <b>Original<br/>Estimated<br/>Surplus<br/>Funds</b> | <b>FYE 2009<br/>Surplus<br/>Funds Used<br/>As of<br/>05/21/09</b> | <b>FYE 2010<br/>Surplus<br/>Funds Used<br/>As of<br/>03/18/10</b> | <b>Total<br/>Actual<br/>Project<br/>Expenses<br/>(non-audited)</b> |
|--|---|---|---|--|
| Atascocita Point Drive SS repair<br>- Construction costs incurred by<br>ST *               | \$ 70,000   | \$ 34,115.26  | \$ 62,333.88  | \$ 96,449.14   |
| Water Plant Disinfection<br>modifications<br>- Engineering and construction<br>costs       | \$ 37,443   | \$ 9,075.93   | \$ 16,359.26  | \$ 25,435.19   |
| Water Plant Fence Replacement<br>Project<br>- Construction costs                           | \$ 215,000  | \$ -  | \$ 243,744.26   | \$ 243,744.26  |
| Sanitary Sewer Rehabilitation,<br>Phase IV<br>- Construction costs (as funds<br>available) | \$ 197,482  | \$ -  | \$ -  | \$ -   |
| <b>TOTALS</b>  | <b>\$ 519,925</b>                                   | <b>\$ 43,191.19</b>   | <b>\$ 322,437.40</b>  | <b>\$ 365,628.59</b>   |

\*Note: The reimbursement to the GOF was approved in the August 20, 2009 bookkeeper's report.

Brown & Gay and Myrtle Cruz, Inc. will continue communicating on the status of available surplus capital funds and the projected monthly payments for construction and engineering fees for the disinfection modifications.

Because the Atascocita Point Drive sewer repair and the fence construction costs exceed the original estimate, the construction payments for Sanitary Sewer Rehabilitation, Phase IV will continue to be drawn from the budget item in the General Operating Fund. In the same way as previously done for the sewer repair, Brown & Gay will coordinate with ST and Myrtle Cruz to track the future disinfection modification construction invoices for reimbursement to the General Operating Fund.

Construction Plan Review:

- a. La Quinta Inn & Suites (1.429 AC on Atascocita Road east of Town Center Boulevard): A&L Engineering contacted ST and then provided plans to Brown & Gay for review. Brown & Gay and ST requested additional information and plumbing plans from the engineer to proceed with a complete review. Because the capacity commitment expired in February 2009, the engineer has submitted a capacity commitment extension request.
- b. Atascocita Lutheran Church: Nothing new. Reverend Gary Anholt and the general contractor informed Brown & Gay that, although it was not originally proposed in the plans, a waterline was relocated to accommodate a new hand sink. ST was previously scheduled to visit the site to inspect the plumbing.

- c. Atascocita Shores, Section 2, Lot 9, Block 5: Nothing new. Brown & Gay provided utility plans and capacity commitment request procedures to Benchmark Engineering in September 2009 for use in the development of this lot. Although no plans and no commitment request have been received, the owners of this lot are reviewing options to develop 3-4 single-family homes on the property, which is primarily located within the City of Houston.
- d. Chateaux at Pinehurst Apartments: Nothing new. Brown & Gay approved the plans in October. The developer is required to provide Brown & Gay and ST video inspections of the existing sanitary sewer mains to confirm the condition of the original construction prior to connecting to the District's sanitary sewer system. Brown & Gay has not received records of a video inspection.
- e. Rowland Interests-Atascocita Business Park/Sports Complex (19505 West lake Houston Parkway): Nothing new. The preliminary construction plans submitted by H2B, Inc. have been reviewed and comments provided to the engineer.

Water Plants No. 1 and 2 Disinfection System Improvements:

Construction is underway by ST. As part of the conditional approval and required communication with the TCEQ, Brown & Gay must notify the TCEQ when construction is complete and ready for inspection. Brown & Gay must also certify that the work is completed as approved in the plans. The work at Water Plant No. 2 is on hold until the matters with ADT are resolved. Upon notification of completion by ST, Brown & Gay will schedule the required TCEQ inspection.

EPA Ground Water Rule:

A checklist of the TCEQ's required information for the Triggered Source Monitoring Plan is being assembled by Brown & Gay with assistance of ST (subsequent to finalizing the Emergency Preparedness Plan ("EPP")). Much of the information is also in the EPP, which will help reduce efforts and costs for this work. The TCEQ clarified that if the well logs cannot be located, then a plan should not be submitted for review. The well log for Water Well No. 1 (Rebawood) has not been located. Since both wells draw from the Evangeline Aquifer and are similar in depth, Water Well No. 2 (West Lake Houston Parkway) will be presented as the "representative" well for the District.

Emergency Preparedness Plan (EPP):

The EPP was delivered to the TCEQ prior to the March 1 deadline. Distributed copies of the EPP must include the TCEQ's approval letter. Therefore, the EPP will not be provided to Severn Trent or Fulbright & Jaworski until the approval letter is received. This EPP is a confidential document and will not be subject to disclosure to the public under Texas Government Code, Chapter 552: Public Information.

Water Plant No. 1 (Rebawood) Expansion:

ST provided Brown & Gay with the most recent three years of daily production records and active service connection information for use in reviewing the water demands and reporting to the TCEQ an update to the elevated storage variance approval. Preliminary

review of the data shows that the hydro-pneumatic tank service capacity could be rated at a lower rate than the 17.4 gallons per connection currently approved. After final review and confirmation, the letter outlining the calculations will be provided to the TCEQ and a copy provided to the District.

| <b>Proposed Capacities and Connections to be added by Project</b> |                              |                           |
|---|------------------------------|---------------------------|
| <b>Improvements</b>   | <b>Proposed Improvements</b> | <b>Added Connections</b>  |
| Ground Storage (“GST”)  | 420,000 gallons<br>(minimum) | 2,100 (based on 200 gpc)  |
| Hydro-pneumatic Tank (“HPT”)                                      | 20,000 gallons               | 1,149 (based on 17.4 gpc) |
| Booster Pumps   | 4,000 gpm                    | 2,000 (based on 2 gpm/c)  |

Design is underway. If the District’s wishes to obtain an “add-alternate” bid for a second GST at Water Plant No. 2 (West Lake Houston Parkway), Brown & Gay will need to include plans sheets in the original plan set. Upon receipt of actual bids for the project, the District can review actual costs and available funds to decide whether to include or exclude the second GST.

Discussion ensued regarding capacity to serve the ultimate needs of the District. In response to a question from Director Haney, Ms. Zapeltal stated that she will determine if there are any District facilities that will need further assessment or expansion in order to meet the ultimate capacity needs of the District.

Tolunay-Wong Engineers, Inc. provided a proposal in the amount \$6,200 for geotechnical investigation and report services for the GST and HPT foundations at Water Plant No. 1, a copy of which is attached to the Engineer’s Report. Funds for geotechnical services were included in the estimate of engineering fees included in the Series 2005 bond funds.

The objectives for the project’s estimated schedule are as follows:

- Submit plans to regulatory agencies (TCEQ, COH, Harris County) for review – by April 15, 2010
  - Estimated plan review time and signature routing of plans through agencies: 6-8 weeks
- Brown & Gay request authorization to advertise at the April 15, 2010 meeting
  - Advertisements won’t begin until agency comments have been addressed
  - Bid documents will include schedule so contractors are aware of the expected schedule.
- Advertise for bids
  - June 17 and 24, 2010
  - Mandatory prebid meeting with interested bidders on July 1, 2010
- Presentation of bids to Board for Award: July 15, 2010
  - Along with the recommendation of award, BGE will request authorization to proceed with contractor’s submittal reviews while contracts are being routed for signatures.

- Estimated Notice to Proceed before September 1, 2010
- Construction sequencing can be such that the water plant may only be down for 3-4 weeks during lower demands in the winter months.
  - Yard piping and pump construction should be complete by March 1, 2011
  - Ground storage tank construction (+ 23 weeks) and hydro-pneumatic tank construction should be complete by May 1, 2011

Sanitary Sewer Rehabilitation, Phase IV:

Portions of the following areas are included for rehabilitation under the scope of this project:

- Atascocita Shores, Sections 1-5; Atascocita Villas
- Pinehurst of Atascocita, Sections 1-4, 7, 11; Estates of Pinehurst; Golf Villas
- Pines of Atascocita, Sections 1 and 2
- Atascocita Town Center, Sections 1 and 2
- Pinehurst of Atascocita/Atascocita Shores (trunk mains)

Costs exceeding 50% of the contract amount will be approved for payment in the beginning of the second fiscal year of the two-year construction contract (in or after June 2010).

Atascocita Joint Operations Board (“AJOB”):

Brown & Gay continues to maintain a compilation of the ESFC for each district, total ESFC, average daily wastewater flows, and rainfall information. The compilation through February 2010 indicates an average daily flow of 4.64 MGD or 281 gpd/ESFC. Rainfall for the month totaled 3.87 inches.

To Brown & Gay’s knowledge, there have been no recent odor complaints from residents in the area. The cover has been installed at the Influent Lift Station. The Operator will install a mister system when all current construction on the new compactor system is complete.

A pre-bid meeting for the lift station compactor was held on March 9. Six bids were opened on March 17, 2010. Brown & Gay is in the process of reviewing the bids, but the apparent low bidder is R&B Constructors (R&B Group, Inc. ) with a total bid amount of \$153,000. Brown & Gay will present the bids and make a formal recommendation of award to AJOB at the meeting.

Per the capacity request from WYA The Bridges at Lake Houston, the total per year is as follows and includes a 3.5% annual escalation on the cost per gallon:

| <u>Date</u> | <u>ESFC</u> | <u>GPD</u>    | <u>Cost Per Gallon</u> | <u>Price</u> |
|-------------|-------------|---------------|------------------------|--------------|
| 8/31/2010   | 81          | 25,920        | \$7.00                 | \$ 181,440   |
| 8/31/2012   | 89          | 28,480        | 7.497                  | 213,515      |
| 8/31/2014   | 80          | 25,600        | 8.035                  | 205,696      |
| 8/31/2016   | 185         | 59,200        | 8.608                  | 509,594      |
| 8/31/2017   | 185         | 59,200        | 8.909                  | 527,413      |
| 8/31/2018   | <u>205</u>  | <u>65,600</u> | 9.221                  | 604,898      |
|             | 825         | 264,000       |                        |              |

Upon motion by Director House, seconded by Director Holder, after full discussion and the question being put to the Board, the Board voted unanimously to approve the Engineer's Report, to authorize the engineer to include an "add-alternate" bid for a second GST at the West Lake Houston Parkway water plant, and to approve the geotechnical proposal from Tolunay-Wong Engineers, Inc. (TWEI) for \$6,200 for geotechnical investigation and report services for the ground storage and hydro-pneumatic tank foundations at Water Plant No. 1.

11. **Review and authorize capacity commitment letters.** Ms. Zapletal reported that Brown & Gay received a capacity commitment request from A&L Consulting, LLC (on behalf of Mr. Hasmukh V. Vasan), who is requesting approval of a capacity commitment to serve 62 guest rooms within the LaQuinta Suites Inn on Atascocita Road east of Town Center Boulevard. The original commitment was approved in February 2008 for 61 guest rooms. The request is attached to the Engineer's Report. Ms. Zapletal noted that the anticipated utility demand for 62 guest rooms equates to 4,901 gallons per day (gpd) of water supply and 3,344 gpd of dry weather flow and wastewater treatment capacity. The requested capacity is sufficient to serve approximately 11 ESFC. Upon motion by Director House, seconded by Director Holder, after full discussion and the question being put to the Board, the Board voted unanimously to approve authorize execution of a capacity commitment letter for the LaQuinta Suites Inn for capacity sufficient to serve 11 ESFC.

12. **Discuss and take necessary action in connection with request from QLS for capacity to serve proposed fitness center on former golf course property.** Ms. Zapletal noted that Mr. Kyle Bauer, the owner and managing member of QLS Family Fitness, previously requested service to the tennis and pool facilities (on approximately 10.076 acres) that are not currently located within the District's boundaries. Based on Mr. Bauer's estimate at the August 20, 2009 meeting, the capacity needs are approximately 40,000 gallons per month or 1,333 gpd (rounded to 3 ESFC).

Ms. Zapletal reported that Mr. Bauer has submitted a letter requesting a response from the District regarding capacity since the matters regarding the golf course have not been resolved, a copy of such letter is attached to the Engineer's Report. Mr. Bauer addressed the Board. Extensive discussion ensued regarding providing service to out-of-District customers such as QLS Family Fitness. The Board noted that they would consider annexing the QLS property. Discussion ensued. Mr. Bauer stated that he does not want to pay for the annexation costs and he will be looking into other possibilities to obtain service to his property.

13. **Discuss and take any action in connection with drainage issues in Kings River Estates, Section 4 ("KRE4"), including award contract for construction of improvements.**

Ms. Zapletal reviewed the following information from the written Engineer's Report, a copy of which is attached hereto as Exhibit "I."

Diversion Swale and Berm for Kings River Estates, Section Four

C.E. Barker, Ltd submitted the submitted the lowest total bid of \$249,678.57 on April 2, 2009.

Several signed easements have been returned to F&J. Brown & Gay has responded to a number of questions from residents.

Utility locations have been requested of private utility companies. The Board authorized total payments for utility relocation not-to-exceed \$10,000.

- As reported last month, the depth of the existing gas line conflicts with the proposed depths of the new pipes. CenterPoint Energy provided an invoice in the amount of \$4,231, a copy of which is attached to the Engineer's Report. Brown & Gay coordinated with Director Haney for approval pursuant to the Board's previously approved not-to-exceed relocation cost. Subsequent to the release of the check, CenterPoint Energy advised Brown & Gay that upon field review the costs were expected to be approximately \$2,600 more so the line could be bored instead of open-cut. The contractor for CenterPoint Energy is expected to begin this week. The final invoice for the actual expenses has not been received. Brown & Gay requests a check be approved for signature, pending receipt of the final invoice.
- The depth of the existing waterline and sanitary sewer force main conflict with the depths with the proposed depths of the new pipes as anticipated. The contract includes costs for deepening the conflicting portion of these facilities.
- Embarq located the phone lines yesterday. A duct bank will be crossed, and the contractor is verifying whether or not the duct bank is in conflict with the proposed pipe.
- The contractor is still pursuing cable line locations by the utility owner.

Because the telephone and cable companies have not provided relocation costs, Brown & Gay has not released the checks signed at the February meeting.

Brown & Gay met with Mr. Cox and Ms. Wrenn on February 17, 2010 to discuss the portion of drainage improvement within the existing 55-foot drainage easement on their property. The residents are upset that the improvements will be widening the existing channel on their property, even though the District will be maintaining the new improvements once constructed. Brown & Gay assembled the attached information to show the increase in cost above the current contract amount if pipe was used in lieu of the existing ditch.

**Alternative 1:** 10-foot x 5-foot x 7-foot junction box and 400 linear feet of 8-foot x 4-foot box culvert for estimated \$171,910.

**Alternative 2:** 24-foot x 5-foot x 7-foot junction box and a system of 400 linear feet of five corrugated metal pipes side-by-side for estimated \$283,389.

This summary of costs shows that it would be considerably more expensive to install pipe rather than expanding the existing channel to accommodate the existing storm water runoff that flow through this channel.

Costs from the contractor to relocate the fences to the edge of the 55-foot drainage easement (approximately 4 feet from their current locations) have not yet been received.

The required Small Construction Site Notice (SCSN) and Storm Water Pollution Prevention Plan (SWPPP) documents have been submitted to Harris County, the MS4 Operator, as required, prior to construction.

Upon motion by Director House, seconded by Director Holder, after full discussion and the question being put to the Board, the Board voted unanimously to authorize payment to CenterPoint Energy to re-locate the utilities in the amount of \$4,231, plus the additional \$2,600 for boring instead of open-cut.

Drainage Improvements (Internal Improvements) for Kings River Estates, Section Four  
C.E. Barker, Ltd. submitted the lowest total bid of \$337,586.70 on April 7, 2009. Notice to Proceed was issued for June 15, 2009. The final contract amount was \$321,603.38.

Pay Estimate No. 7 and Final from C.E. Barker, Ltd. in the amount of \$1,000.00 has been reviewed and is recommended for approval and payment, a copy of which is attached to the Engineer's Report. This invoice includes payment for release of retainage. The release of lien from HD Supply/White Cap Construction Supply is included in the attached pay estimate paperwork.

The Engineer's Certificate of Completion is attached to the Engineer's Report.

Upon receipt of the final pay estimate and the final engineering invoice this month, the remaining funds on deposit can be released to the POA. Brown & Gay will present a letter to the Board for approval to direct Myrtle Cruz, Inc. to release the funds.

Upon motion by Director Holder, seconded by Director House, after full discussion and the question being put to the Board, the Board voted unanimously to approve and authorize payment of Pay Estimate No. 7 to C.E. Barker, Ltd. in the amount of \$1,000 in connection with the internal drainage improvements to serve Kings River Estates, Section Four.

**14. Discuss and take action in connection with District's Supplemental Emergency Preparedness Plan.** There was no discussion on this item.

**15. Discuss and take any action in connection with District communications.** Ms. Wynn reviewed the current ideas for articles to be included in the next newsletter. Discussion ensued.

**16. Discuss and take action in connection with meeting location.** Discussion ensued regarding the June 17, 2010 meeting date conflicting with the AWBD conference. It was the consensus of the Board to tentatively schedule the June meeting for Thursday, June 10, 2010 at 6:00 p.m. at the Library. Director House stated that he will confirm that the Library is available on June 10, 2010 and for the July 15, 2010 Board meeting.

**17. Executive Session pursuant to Section 551.071, Texas Government Code, as amended, to discuss litigation.** The Board convened in Executive Session at 7:40 p.m. to consult with its attorney regarding contemplated litigation.

The Board reconvened in open session at 8:00 p.m.

18. **Executive Session pursuant to Section 551.076, Texas Government Code, as amended, to discuss security related matters at District facilities.** The Board did not convene in Executive Session at this time to discuss security related matters.

19. **Other matters.** There were no other matters to come before the Board at this time.

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

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The above and foregoing minutes were passed and approved by the Board of Directors on  
April 15, 2010.

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President, Board of Directors

ATTEST:

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Secretary, Board of Directors

(DISTRICT SEAL)