

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

**APRIL 21, 2010**

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 April 21, 2010, 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
John Lenz	-	Assistant Secretary

and all of said Directors were present, thus constituting a quorum. Also in attendance at the meeting were Gary Spoons with Crossroads Utility Services; Bill Burke with Clearwater Management Co.; David Malish with Murfee Engineering Co.; Richard Fadal with TexaScapes; residents of the District; and Sharlene Collins with Armbrust & Brown, L.L.P.

Director McNeil called the meeting to order and stated the that Board would first consider approval of minutes. Upon motion by Director Collins and second by Director Jones, the Board unanimously approved the minutes of the March 22 meeting. Upon motion by Director Jones and second by Director McNeil, the Board unanimously approved the minutes of the March 24 meeting.

Director McNeil stated the Board would next receive citizen communications. He recognized Dorothy Palmore who introduced herself and stated that she would be meeting with the Pool Subcommittee regarding the McNeil High School Swim Team use of the pool. The Board requested that Mr. Spoons arrange the meeting. Director McNeil then recognized Eburn Adetutu. Ms. Adetutu stated that she is a girl scout and involved with organizing an evening camp project for girl scouts. She stated that her group would like to use the Community Center for three evenings in a row. She stated that the main event room was needed for the camp project. She stated that they would like to use it in the first part of June. The Board inquired as to whether the kitchen facilities would be needed. It was agreed that the kitchen would not be needed. The Board directed Ms. Adetutu and her sponsors to work with the staff to see which dates were available. After further discussion, upon motion by Director Jones and second by Director Lenz, the Board approved the use of the main room without a fee other than clean-up costs as needed. Director Conklin was out of the room at the time of the vote. There were no other citizen communications.

The next item to come before the Board was to receive a maintenance report from the park and maintenance contractor including approval of landscape proposals. Mr. Fadal briefly reviewed

his report, a copy of which is attached hereto as Exhibit "B". He then directed the Board's attention to proposals for consideration. He stated that Proposal No. 7664 in the amount of \$2,167.50 was for seasonal color. He then reviewed Proposal No. 7674 in the amount of \$8,920 for top dressing of the soccer field. Director Conklin noted that the full budget for the year for top dressing was \$15,400. Mr. Fadal stated that the bulk of the work is done in the summer top dressing. He stated that they should be within budget for the overall fiscal year. After brief discussion, upon motion by Director McNeil and second by Director Jones, the Board unanimously approved the proposals, copies of which are attached hereto as Exhibit "C".

The next item to come before the Board was to receive a report from the District's general manager. Mr. Spoons noted that most of his items had been discussed last week at the work session. He stated that he and Director Lenz and Director Jones would be meeting with an applicant to replace Pat Franzen who is moving this the summer. Mr. Spoons informed the Board that Aztex Soccer had sent over its insurance certificate. He inquired as to whether it would be alright to have Ms. Collins draft a formal agreement for this usage of the soccer fields. The Board directed her to do so. Mr. Spoons then discussed the tennis court area. He stated that some of the trees needed to be trimmed as they were affecting the lighting in the court. The Board directed him to go forward to the extent needed for health and safety, not for incidental manicuring. Mr. Spoons stated that he had no other items.

Director McNeil stated that the Board would next receive a report from the District's pool and Community Center operator. Mr. Burke stated that the annual inspection of the pool would take place this week. He stated that they were ready for the summer season. In response to a question by the Board, he noted that the pool interior surface is still in good condition. Mr. Burke stated he had no other items.

Director McNeil noted that the bookkeeping items had been reviewed and approved at the work session last week.

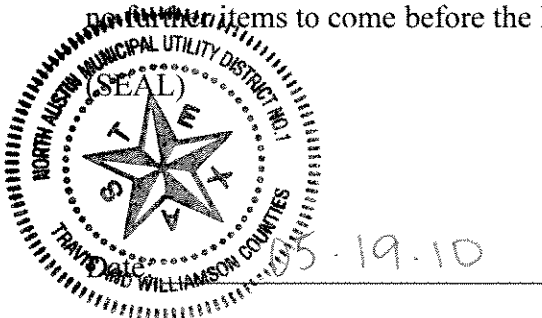
The next item to come before the Board was to receive a report from the District's engineer. Mr. Malish briefly reviewed his report, a copy of which is attached hereto as Exhibit "D". He discussed the status of the irrigation well project. He then discussed the water loss problem. He informed the Board that a resolution had not been found so far. The Board discussed the data results to date. Mr. Spoons and Mr. Malish stated that they would continue to valve off areas for testing. Mr. Spoons stated that there should be only two or three as needed. The Board inquired as to whether the District's consent agreement with the City of Austin allows meter testing by the District. Ms. Collins stated it was her recollection that meter testing had to be done by the City of Austin. She stated that she would review the language in the morning and e-mail the applicable language.

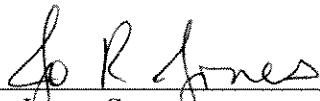
The next item to come before the Board was to consider approval of Pay Estimate No. 1 for the Rattan Creek Park irrigation system project. Mr. Malish directed the Board's attention to the pay estimate, a copy of which is attached hereto as Exhibit "E". He stated that he had reviewed it and it was in accordance with the contract. He stated that he recommended payment. Upon motion by Director Collins and second by Director Jones, the Board unanimously approved the pay estimate as recommended.

The next item to come before the Board was to receive the restrictive covenants report from Ms. Franzen. Ms Collins stated that the report was in the Board's packet. She stated that she had restrictive covenant items as well as other litigation issues to discuss with the Board in executive session.

Director McNeil announced at 7:05 p.m. that the Board would go into executive session pursuant to Government Code Section 551.071 to confer with the District's attorney regarding pending and contemplated litigation. At 7:55 p.m. the Board reconvened in open session. Director McNeil announced that no final action had been taken in executive session.

Director McNeil inquired as to whether there were any further items to come before the Board. Director Conklin requested a copy of the fully executed Security Services Agreement with Williamson County. Ms. Collins stated that she would e-mail a copy to each Director. There being no further items to come before the Board, the meeting was adjourned.



  
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Jo Jones, Secretary  
Board of Directors