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## MINUTES HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 285

November 11, 2008

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 285 (the "District") met in regular session, open to the public, on the 11th day of November, 2008, at Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, Texas, outside the boundaries of the District, and the roll was called of the members of the Board:

Jerry L. Allen	President
Roy Adame, Jr.	Vice President
Chand Khan	Secretary/Investment Officer
Walter A. Knowles, Jr.	Assistant Vice President/Investment Officer
Ephraim Q. Connerly, III	Assistant Secretary/Investment Officer

and all of the above were present except Directors Allen and Knowles, thus constituting a quorum.

Also present at the meeting were Mary Jarmon of Myrtle Cruz, Inc.; Kenneth Martinec of Jones & Carter, Inc. ("J&C"); Rene Anadel of Wheeler & Associates, Inc. ("Wheeler"); Susan Edwards of Allen Boone Humphries Robinson LLP ("ABHR"); and Susan Prospere, Recording Secretary. Director Knowles listened to the meeting by speaker phone.

### MINUTES

The Board considered approving the minutes of the October 14, 2008, meeting. After discussion, Director Adame moved to approve the minutes as presented. The motion was seconded by Director Connerly and carried by unanimous vote.

### OUT-OF-DISTRICT SERVICE AGREEMENT

The Board deferred discussion regarding the District's out-of-district water and wastewater service agreement with Harris County for the Beltway 8 Regional Park, Phase I, pending the receipt of further information regarding the water usage.

### STATEMENTS AND QUESTIONS FROM THE PUBLIC

The Board noted that no members of the public were present to make statements or ask questions.

## BOOKKEEPER'S REPORT

The Board reviewed the bookkeeper's report and considered payment of the bills. Ms. Jarmon also reviewed the District's investments, including the monthly investment report, and a year-to-date budget comparison. After discussion, Director Khan moved to approve the bookkeeper's report, including the checks presented for payment, and the monthly investment report. The motion was seconded by Director Adame and carried by unanimous vote. A copy of the bookkeeper's report is attached.

## ALLIED WASTE SERVICES ("ALLIED") INVOICE

Ms. Edwards and Ms. Jarmon reported that investigation is still underway regarding the District's responsibility for an invoice from Allied, the District's former garbage collection service provider.

## ARBITRAGE REBATE AND YIELD RESTRICTION CALCULATION REPORT ("REPORT")

The Board deferred review of a Report from OmniCap Group LLC related to the District's Series 1998 and Series 2003 Bonds pending receipt.

## DEPOSITORY PLEDGE AGREEMENT WITH STERLING BANK ("DPA")

The Board considered approving a DPA with Sterling Bank providing for the collateralization of funds in the District's tax account in excess of the amount insured by the Federal Deposit Insurance Corporation. Upon a motion made by Director Adame and seconded by Director Connerly, the Board voted unanimously to approve the DPA.

## WASTEWATER TREATMENT PLANT NO. 2 ACCESS ROAD

Mr. Martinec reported that J&C is investigating the wastewater treatment plant no. 2 access road options.

## WATER LINE TO SERVE THE SHOPS AT STONE PARK

Mr. Martinec stated that the conveyance of the water line to serve The Shops at Stone Park to the District will be discussed when construction of the line is complete.

## NEW FOREST WEST DETENTION POND

Mr. Martinec reported that J&C and ABHR are discussing maintenance issues related to the New Forest West detention pond. He stated that J&C has had preliminary discussions with Galena Park Independent School District regarding its responsibility for maintaining a portion of the pond. He also suggested that the Board discuss the

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initial cleaning of the pond prior to regular maintenance with Calvin Browne of SWWC Services, Inc.

## ELECTRONIC CONVERSION OF DISTRICT FACILITIES PLANS AND SPECIFICATIONS

Mr. Martinec stated that he will discuss the electronic file conversion of plans and specifications with Mr. Browne in order to define the scope of the project prior to preparation of a proposal.

## BOND APPLICATION NO. 8

Mr. Martinec reported that J&C has provided requested information to the Texas Commission on Environmental Quality ("TCEQ") in conjunction with the District's bond application no. 8 and the TCEQ staff memorandum is now in peer review.

## STREET CONSTRUCTION AGREEMENT AND COLLATERAL AGENCY AGREEMENT

The Board considered approving a Street Construction Agreement between the District and New Forest West Section 4, L.P. (the "Developer"), whereby the Developer agrees to provide the District with a letter of credit to cover the street construction costs in New Forest West, Section 4, in the event that the Developer defaults in its obligation to construct the streets. Ms. Edwards explained that the TCEQ requires the Street Construction Agreement as a condition to its approval for the District's sale of bonds to reimburse the Developer for funds advanced to or on behalf of the District for the New Forest West, Section 4, facilities. She also presented a Collateral Agency Agreement between the District and Wells Fargo Bank, N.A., for its administration of the letter of credit. After discussion, Director Khan moved to approve the Street Construction Agreement and the Collateral Agency Agreement as discussed. The motion was seconded by Director Connerly and carried by unanimous vote.

## DEEDS AND EASEMENTS, INCLUDING SPECIAL WARRANTY DEED FOR STONE PARK APARTMENTS LIFT STATION SITE

The Board deferred acceptance of the Special Warranty Deed for the Stone Park Apartments lift station site, pending receipt.

## HARRIS COUNTY FLOOD CONTROL DISTRICT ("HCFCD") TREE PLANTING PROGRAM

The Board reviewed a letter and information from the HCFCD regarding a possible project to plant trees on its right-of-way along Unit N111-01-00 adjacent to Plantation at Woodforest, a copy of which is attached. The Board agreed that Mr. Martinec will contact the HCFCD to discuss the matter further.

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## TAX REPORT

Ms. Andel reviewed the monthly tax report, which reflects that 97.50% of the District's 2007 taxes have been collected to date. After review, Director Adame moved to approve the tax report and payment of the checks drawn on the District's tax account. The motion was seconded by Director Connerly and carried unanimously. A copy of the tax report is attached.

## DELINQUENT TAX REPORT AND HEARING REGARDING TERMINATION OF WATER AND SEWER SERVICE TO DELINQUENT TAX ACCOUNTS

Ms. Andel presented and reviewed the delinquent tax report prepared by Perdue, Brandon, Fielder, Collins & Mott, L.L.P. ("Perdue, Brandon"), a copy of which is attached.

The Board next conducted a hearing on the termination of water and sewer service to delinquent tax accounts receiving written notice of possible service termination. The Board reviewed the list of persons shown in the delinquent tax report who were given written notification prior to the meeting of the opportunity to appear before the Board of Directors to explain, contest, or correct their tax bills and show reason why utility services should not be terminated for reasons of nonpayment. Director Adame moved that, because the taxpayers on the list were neither present at the meeting nor had presented any written statement on the matter, water and sewer service for said accounts should be terminated. Director Connerly seconded the motion, which carried unanimously.

Ms. Andel presented a request from Russell Kneeland for an installment payment agreement for his 2008 taxes. The Board denied the request because the District does not offer this option for taxes that are not delinquent.

## SECURITY SERVICES

The Board discussed ongoing security problems in the District. Director Connerly reported that his car and a visitor's car were burglarized and seven cars at the Stone Park Apartments were burglarized. He reported that the District's contract deputy has caught the perpetrator of a stabbing in the District.

## SUCH OTHER MATTERS

The Board requested that Terry Woodson of Waste Management of Texas, Inc. ("Waste Management"), attend its regular meeting in December to discuss the status of garbage collection services and thereafter on at least a quarterly basis to discuss Waste Management's services.

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There being no further business to come before the Board, the Board concurred to adjourn the meeting.

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Secretary, Board of Directors

(SEAL)

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