

**NORTHTOWN MUNICIPAL UTILITY DISTRICT
MINUTES OF BOARD OF DIRECTORS' MEETING**

November 11, 2009

THE STATE OF TEXAS §
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COUNTY OF TRAVIS §

A meeting of the Board of Directors of Northtown Municipal Utility District was held on November 11, 2009, at the Wells Branch Indoor Recreation and Conference Center, 3000 Shoreline Drive, Austin, Texas. The meeting was open to the public and notice was given as required by the Texas Open Meetings Act. A copy of the Certificate of Posting of the notice is attached as **Exhibit "A"**.

The roll was called of the members of the Board:

Robin Campbell	-	President
Brenda Richter	-	Vice President
William E. Henderson	-	Treasurer
Scott M. Gray	-	Secretary
Alex Martinez	-	Assistant Secretary

and all of the Directors were present, thus constituting a quorum. Also present at the meeting was Sue Brooks Littlefield of Armbrust & Brown, L.L.P.

Director Campbell called the meeting to order at 4:30 p.m. and stated that the Board would first consider taking action regarding park, well and remediation issues. Ms. Littlefield explained that, when Mr. Kennis had investigated utilizing an existing water well which had been discovered on the park property for purposes of a test well, the water well driller had encountered petroleum in the well. She stated that, as the result, she had reviewed the Phase One Environmental Study which she had obtained from DR Horton at the time of conveyance of the park property, and had forwarded it to Horizon Environmental with a request that they review it to determine if the well, and the occurrence of oil, had been noted in the study. She stated that Horizon Environmental had concluded that the study did not mention the well in question. She also reported that Horizon Environmental had done additional research based on the location of the well, and had found no record of the well at the Railroad Commission or Texas Commission on Environmental Quality. She stated that she proposed that the District retain Horizon Environmental to do additional investigation, to determine if remediation was necessary. After discussion, upon motion by Director Richter and second by Director Martinez, the Board voted unanimously to authorize Ms. Littlefield to retain Horizon Environmental.

At 4:45 p.m., Director Campbell stated that the Board would convene in executive session for purposes permitted under Section 551.071 of the Texas Government Code, in order to receive legal advice from the District's attorney regarding matters noted on the meeting agenda. At 6:00 p.m., the Board reconvened in open session, and Director Campbell announced that no action had been taken during executive session.

Director Campbell then proposed that the Board scheduled a work session for November 18th at 5:00 p.m., to further discuss engineering services, subject to the availability of meeting

space. The Board concurred, and directed Ms. Littlefield to schedule interviews with Randall Jones Engineering, Jones & Carter, Inc. and Kimley-Horn & Associates, Inc., in 45-minute increments, allowing 30 minutes for each interview and 15 minutes for Board discussion. The Board requested that Ms. Littlefield obtain a statement of qualifications from each candidate, stating who they were, who they worked for and the experience of their staff. The Board also directed Ms. Littlefield to contact Mr. Jones and advise him that the Board had requirements of its engineer which were not currently being met under the existing contractual relationship, and was going to interview additional engineering candidates.

There being no further business to come before the Board, the meeting was adjourned at 6:05 p.m.

Date: _____.

(SEAL)

Scott M. Gray, Secretary
Board of Directors