



**MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS
HORIZON REGIONAL M.U.D.**

A regular meeting of the Board of Directors of the Horizon Regional M.U.D. was held on Thursday, October 27, 2011 at 6:00 PM at 14100 Horizon Boulevard, Horizon City, Texas, pursuant to notice given in accordance with the law. The attendance roll was signed by the members of the board, to-wit:

Benny Davis	President
Maureen Singleton	Vice President
Florence Thomas	Treasurer
Bob Jarvis	Secretary
Bonnie Moorhouse	Assistant Secretary

A quorum was established. Also in attendance were the District's consultants Mr. Toby Alvarado, Mr. Charlie McGinnis and Mr. Joe Paxton for SWWC; Ms. Linda Troncoso for Gray*Jansing & Associates, Inc. and Mr. Alan Petrov for Johnson Radcliffe Petrov and Bobbitt.

President Davis called the meeting to order. The Pledge of Allegiance was said with audience participation.

Agenda

Item

4. RECEIVE CITIZEN COMMUNICATIONS

Mr. Robert Fonseca addressed the Board to complain about a problem he had with trash pickup. Ever since his back injury he was not able to take out his trash early enough and it has not been up. If he takes the containers out the night before, the area dogs will get into the trash and scatter it. He petitioned to be allowed to contract for a dumpster to be picked up by El Paso Disposal. Mr. Crowther asked that his crew be allowed to enter the property to bring out the trash cans. Mr. Fonseca agreed to let the crew in but still wants the Board to consider allowing him to get a dumpster. Director Davis stated the Board would take the request under advisement.

5. CONSENT AGENDA:

- A: Consider and Take Action to Approve the Minutes of the Special Board of Directors Meeting Held September 7, 2011 and the Regular Meeting Held September 22, 2011.
- B: Consider and Take Action to Approve the Payment of Bills and Invoices for Operations and Construction; and to Approve the Transfer of Funds.
- C: Consider and Take Action to Approve the Financial Statement for the Month Ending September 30, 2011.

- D: Consider and Take Action to Approve Pay Estimate No. 5 From Shiya-Strephans Contracting in the Amount of \$9,500.00 for the EST-4, 16" Feed-line Improvements.
- E: Consider and Take Action to Approve Pay Estimate No. 5 From Shiya-Strephans Contracting in the Amount of \$186,200.00 for the Well Gathering and Supply Line Improvements.
- F: Consider and Take Action to Approve Pay Estimate No. 4 From Smith Co Construction, Inc. in the Amount of \$73,047.89 for the Horizon Blvd. 24" and EST 3 Feedline Improvements.
- G: Consider and Take Action to Approve Pay Estimate No. 5 from RM Wright Construction Co. in the Amount of \$269,106.50 for the IH-10 Water Supply Well Improvements.
- H: Consider and Take Action to Approve Pay Estimate No. 22 from Bradbury Stamm Construction of Texas, Inc. In the Amount of \$179,132.00 for the Wastewater Treatment System Improvements.
- I. Consider and Take Action to Approve Pay Estimate No. 9 from Caldwell Tank, Inc. In the Amount of \$128,060.00 for the Elevated Storage Tank No. 4 Improvements.

Motion to approve the Consent Agenda Items A through G and Item I was made by Director Thomas and seconded by Director Singleton. The ensuing vote was unanimous to approve.

Motion to Table Item H was made by Director Thomas and seconded by Director Singleton. The ensuing vote was unanimous to table.

6. Consider and Take Action on Management Report Relating to Current Management and Operation Activities of the District.

Mr. Alvarado reported 23 new water connections producing a yearly average of 27 connections. The water wells produced 168 million gallons of water with 90% of that being produced by the Wheeler Wells.

The sewer connection count increased by 21 producing a yearly average of 26 connections. The wastewater treatment plant treated 55 million gallons, which represents 112% of effluent discharge capacity, and pumped 17,863,400 gallons of effluent to the Golf Course.

The Office of the Tax Assessor paid the District \$6,681.57 as pro-rata share of property tax overpayments and a letter that defines active accounts is attached for use by SWWC auditors. Mr. Alvarado asked approval to send \$1,820.49 to collection and write off \$102.66. Mr. Alvarado then reviewed the construction and engineering projects followed by Mr. Paxton's operations report before setting the calendar for the month of November.

Mr. Alvarado reported that SWWC was delaying going to the Mesa Spur Drain due to a problem in maintaining the Ph level within permit. The WWTP met permit parameters for September but there was a low Ph test result last week. A self reporting letter was sent to the TCEQ, but that will trigger a fine payable to Socorro so SWWC wants to solve the Ph imbalance before using the Mesa Spur. Mr. Paxton explained he was adding soda ash to buffer the effluent and he needed a little more time to steady the Ph results.

Mr. McGinnis stated that he would feel better if the chlorine automation was operating to prevent having a person at the plant all day to adjust the chlorine dose. Ms. Trocoso stated that the WAS pumps are not operating correctly and that may be contributing to the instability. The Board will be informed of the new discharge date via email.

Motion to approve the management report was made by Director Thomas and seconded by Director Singleton. The ensuing vote was unanimous to approve.

7. Consider And Take Action On the Engineering Report Relating to Current Construction and Engineering Activities of the District.

Ms. Troncoso informed the Board that an existing TCEQ rule allowed for plant expansion without having to apply for surplus funds. That will allow the funding of the UV System, bar screen and lagoon decommission with the funds already released. The same can be done with the surplus funds of the RO Train D which can be used to fund the 25 acre sprinkler field. Director Thomas asked how much was available as surplus and Ms. Troncoso replied there was around 5 million. Director Davis asked Mr. Petrov about refunding of legal expenses and Mr. Petrov replied he was gathering the required information.

Ms. Troncoso reported the Service Commitments and, Plans Under Review/Construction, were as had been reported at the Engineering Meeting and would be happy to answer any questions relating to the charts.

The Mesa Spur Drain Project is complete. The meter has been calibrated for discharge into the Mesa Spur Drain. Director Jarvis asked Ms. Troncoso to write a letter of recommendation to Red Cliff for their patience and professionalism in working with the District to solve problems not of their making. Ms. Troncoso will draft a letter.

The WWTP System Improvements contractor is currently running the plant in automatic mode and is troubleshooting items on the digesters.

Elevated storage tank 4 is getting electric service. Pay estimate No. 9 is on the Agenda for the Board's consideration.

On the lagoon decommissioning, the TCEQ has approved the plan. The District has approved the purchase of a skid mounted pump system, if necessary at the July Board of Directors meeting.

On the RO Concentrate disposal irrigation field is awaiting TCEQ Chapter 217 approval.

On the 1-10 Water Supply Wells; the contractor is coordinating startup. Pay Estimate No. 5 is on the Agenda for consideration at this meeting

On the Horizon Blvd, 24-inch Transmission and 12-inch EST-3 Feedline, Pay estimate No. 4 in on the Agenda for consideration at this meeting.

On the Well Gathering and Supply Line Improvements - and the 16-inch EST-4 Feedline, The Contractor is installing the 24 inch well gathering line along Horizon Blvd. Pay estimate No. 5 is on the agenda for consideration.

On the 16 inch EST-4 Feedline; The Contractor is scheduling punch list walk-through. Pay estimate No. 5 is on the agenda for consideration.

On the Booster Pump Station No.4, submittals are under review and the contractor is relocating site fencing.

On RO Train D, the Notice to Proceed was issued October 17, 2011.

Director Moorhouse stated that early voting has some amendments that affect the District, mainly one that funds the Texas Water Development Board. Mr. Petrov replied that an amendment to allow the District to develop parks also deserved support.

Motion to approve the engineering report was made by Director Thomas and seconded by Director Singleton. The ensuing vote was unanimous to approve.

8. Consider and Take Action on Acceptance of Horizon Boulevard 24" Transmission Main and EST 3 Feed Line Improvements for Operation and Maintenance.

Ms. Troncoso asked that this item be tabled.

Motion to table the item was made by Director Thomas and seconded by Director Jarvis. The ensuing vote was unanimous to table.

9. Consider and Take Action to Approve Final Pay Estimate, Including Change Order No. 1, from SmithCo Construction, Inc. For the Horizon Boulevard 24" Transmission Main and EST 3 Feed Line Improvements .

Ms. Troncoso asked that only Change Order No. 1 in the amount of \$13,364.54 be considered at this time.

Motion to approve Change Order No. 1 was made by Director Jarvis and seconded by Director Thomas. The ensuing vote was unanimous to approve.

Motion to table the remainder of this item was made by Director Thomas and seconded by Director Singleton. The ensuing vote was unanimous to table.

10. Consider and Take Action on an Order Establishing Policy Regarding Cancellation of General Elections Upon Declaration of Unopposed Candidates Elected to Office.

Mr. Petrov stated this item was to allow the District to cancel an election if there are no opposed candidates without having to file a change in voting procedure with the Justice Department.

Motion to approve the Order was made by Director Thomas and seconded by Director Singleton. The ensuing vote was unanimous to approve.

11. Consider and Take Action on a Bid to Repair the Roof at 1539 Pawling Drive.

Mr. Alvarado stated two bids have been received with the low bid being from General Roofing in the amount of \$2,010.00.

Motion to accept the low bid was made by Director Jarvis and seconded by Director Singleton. The ensuing vote was unanimous to approve.

12. Consider and Take Action on Whether to Obtain an Appraisal of 1539 Pawling Drive.

Mr. Alvarado asked that this item be tabled until further bids can be obtained. Motion to table this item was made by Director Thomas and seconded by Director Jarvis. The ensuing vote was unanimous to table.

13. Consider and Take Action on Whether to Issue a Letter of Non-Objection to the Encroachment of the Home at 180 Villa Bella Place Into the Utility Easement.

Mr Alvarado stated that this utility easement was not being used by the District and he recommended issuing the letter of non-objection. Motion to approve this item was made by Director Jarvis and seconded by Director Singleton. The ensuing vote was unanimous to approve.

14. Executive Session

The Board of Directors Will Meet in Closed Executive Session Pursuant to Texas Government Code, Section 551.071, Deliberations Concerning Threatened or Pending Litigation.

The Board withdrew into Executive Session at 7:35 pm and returned at 8:01 pm with the announcement that no action had been taken in Executive Session.

15. Consider and Take Action on Litigation Involving Emerald Springs GC.

No action.

16 Reports and Discussion of Other Matters That May Come Before the Board.

Director Moorhouse stated that the COG had donated a truck to the Horizon City Police through a grant from Homeland Security. She also stated the COG would have money to fund tire or trash cleanup in the near future. Mayor Cooke was thinking of purchasing a tire shredder to place at the Clint Landfill.

Horizon City has bought land from David Ballard for a drainage pond to be built near City Hall, and the Economic Development Book 20/20 won an Honorable Mention at a land development conference in Austin.

There being no further business before the Board, the meeting was, upon motion duly made and seconded, adjourned at 8:14 pm.

READ, APPROVED, AND ADOPTED THIS 17th DAY OF NOVEMBER 2011.

Benny Davis, President

Attest

Consider and Take Action on an Order Establishing Policy Regarding Cancellation of General Elections Upon Declaration of Unopposed Candidates Elected to Office.

Consider and Take Action on a Bid to Repair the Roof at 1539 Pawling Drive.

Consider and Take Action on Whether to Obtain an Appraisal of 1539 Pawling Drive.

Consider and Take Action on Whether to Issue a Letter of Non-Objection to the Encroachment of the Home at 180 Villa Bella Place Into the Utility Easement.

AGENDA ITEM	ATTACHMENTS AND HANDOUTS	ACTION TAKEN
4	RECEIVE CITIZEN COMMUNICATIONS	N/A
5	Consent Agenda	N/A
5A	Consider and Take Action to Approve the Minutes of the Special Board of Directors Meeting Held September 7, 2011 and the Regular Meeting held September 22, 2011.	APPROVED 5-0
5B	Consider And Take Action To Approve The Payment Of Bills And Invoices For Operations And Construction. And To Approve The Transfer Of Funds.	APPROVED 5-0
5C	Consider And Take Action To Approve The Financial Statements For The Month Ending September 30, 2011.	APPROVED 5-0
5D	Consider and Take Action to Approve Pay Estimate No. 5 From Shiya Strepans Contracting in the Amount Of \$9,500.00 for the EST-4 16" Feedline Improvements.	APPROVED 5-0
5	Consider and Take Action to Approve Pay Estimate No.5 From Shiya Strepans Contracting in the Amount Of \$186,200.00 for the Well Gathering and Supply Line Improvements.	APPROVED 5-0
5F	Consider and Take Action to Approve Pay Estimate No. 4 from SmithCo Construction, Inc. in the Amount of \$73,047.89 for the Horizon Boulevard 24" and EST 3 Feed Line Improvements.	APPROVED 5-0
5G	Consider and Take Action to Approve Pay Estimate No. 5 from RM Wright Construction Co. in the Amount of \$269,106.50 for the IH-10 Water Supply Well Improvements.	APPROVED 5-0
5H	Consider and Take Action to Approve Pay Estimate No.22 From Bradbury Stamm Construction of Texas, Inc, in the Amount Of \$179,132.00 for the Wastewater Treatment System Improvements.	TABLED 5-0
5I	Consider and Take Action to Approve Pay Estimate No. 9 from Caldwell Tank, Inc. In the Amount of \$128,060.00 for the Elevated Storage Tank No. 4 Improvements.	APPROVED 5-0
6	Consider And Take Action On The Management Report Relating To Current Management And Operation Activities Of The District.	APPROVED 5-0
7	Consider And Take Action On The Engineering Report Relating To Construction and Engineering Activities Of The District.	APPROVED 5-0
8	Consider and Take Action on Acceptance of the Horizon Boulevard 24" and EST 3 Feed Line Improvements for Operation and Maintenance.	TABLED 5-0
9	Consider and Take Action to Approve Final Pay Estimate, Including Change Order No. 1, from SmithCo Construction, Inc. For the Horizon Boulevard 24" and EST 3 Feed Line Improvements	CHANGE NO 1 APPROVED 5-0 ITEM TABLED 5-0

10	Consider and Take Action on an Order Establishing Policy Regarding Cancellation of General Elections Upon Declaration of Unopposed Candidates Elected to Office.	APPROVED 5-0
11	Consider and Take Action on a Bid to Repair the Roof at 1539 Pawling Drive.	APPROVED 5-0
12	Consider and Take Action on Whether to Obtain an Appraisal of 1539 Pawling Drive.	TABLED 5-0
13	Consider and Take Action on Whether to Issue a Letter of Non-Objection to the Encroachment of the Home at 180 Villa Bella Place Into the Utility Easement.	APPROVED 5-0
14	Executive Session	N/A
15	Consider and Take Action on Litigation Involving Emerald Springs GC.	No Action
16	Reports and Discussion of Other Matters That May Come Before the Board	N/A