

MINUTES OF MEETING
BOARD OF DIRECTORS

IRVING FLOOD CONTROL DISTRICT SECTION III

September 18, 2008

6:30 p.m.

CALL TO ORDER. The meeting of the Board of Directors of Irving Flood Control District Section III was called to order by the District's President and presiding officer, Kim Andres, at 6:30 p.m. at the Suite 2000, 9901 Valley Ranch Parkway, Irving, Dallas County, Texas.

ROLL CALL. The roll was called of the duly constituted officers and members of the Board of Directors of Irving Flood Control District Section III, which members and officers are as follows, to wit:

Kim Andres, President	Present
Chris Wallace, Vice President	Absent
Suzanne Butler, Treasurer	Present
William Correa, Secretary	Present
Chris Calvery, Director	Present

A quorum was declared to be present. Others present were:

Matthew Boyle, Jacky Knox, Dallas Burke, Ken Heffley, Hubert Walsh.

CERTIFICATION OF COMPLIANCE WITH THE TEXAS OPEN MEETINGS LAW, CHAPTER 551, TEXAS GOVERNMENT CODE, OPEN MEETINGS, AS AMENDED. Mr. William Correa, Secretary, certified that the Board was in compliance with the TEXAS OPEN MEETINGS LAW, Texas Government Code, Chapter 551.

APPROVAL OF MINUTES OF MEETING HELD SEPTEMBER 8, 2008

Director Andres reported to the Board that the minutes being prepared by Janice Carroll will be available at a later date.

NEW BUSINESS

IRVING FLOOD CONTROL DISTRICT III VS. CITY OF IRVING, TEXAS

Matthew Boyle reported that he does not know if this case has been dismissed, but did report that there has been no activity on this matter. A substitution of counsel and corresponding motion to dismiss has been prepared by Mr. Boyle, but he is refraining from doing so unnecessarily.

Director Andres noted that she had received an e-mail from the firm, but had not had a chance to read it. She will let the Board know what that is all about.

INTERLOCAL AGREEMENTS WITH THE CITY OF IRVING

Director Andres asked if the discussion to consider Interlocal Agreements with the City of Irving should be addressed at the meeting. Matthew Boyle stated that this item should be tabled until a later date, at which time Jacky Knox would report on future funding through the Municipal Drainage Utility Fund. Jacky Knox did report that an Interlocal Agreement has been submitted to the City for review and would be on the October 16 City of Irving Council agenda. The Agreement includes \$250,000, which includes the balance from previous years, including the current year of \$72,000 and the upcoming fiscal year of \$72,000 and thus encompasses all the funding that has accumulated. There is approximately \$30,000 from 2005-2006. Director Butler stated that she may have over-estimated by \$30,000 in the budget, which would be made up out of reserves--\$288,000 is in the budget.

INTERIM OPERATING AND MAINTENANCE SERVICES AGREEMENT WITH DALLAS COUNTY UTILITY AND RECLAMATION DISTRICT

Director Andres reported to the Board on the Interim Operating and Maintenance Services Agreement with Dallas County Utility and Reclamation District, including the preparation of minutes and agenda along with the operation and maintenance of District facilities. Jacky Knox, General Manager of Dallas County Utility and Reclamation District, reported that DCURD is continuing to work with Boyle and Lowry to construct a document. The current status is that there is an interim agreement for hourly services to generate in force for the first four weeks of that time frame. By the next Board meeting there should be an agreement prepared. The scope of work needs to be finalized.

REPORT ON OPERATION AND MAINTENANCE

Dallas Burke of DCURD reported on the operation and maintenance for the District.

- Pump stations were manned in anticipation of weather due to the hurricane.
- Sump level gauge repaired.
- South sluice gate actuator being repaired.
- Levee was inspected.
- Ledbetter Sump Project proposal submitted by Halff Assoc.
- Sinkhole at Valley Ranch Parkway South repair completed.
- City of Irving Sam Houston Trail retaining wall progressing well.
- Information from Reliant on electricity.

REPAIRS TO SOUTH SLUICE GATE

Dallas Burke reported that a proposal in the amount of \$1,013.00 was received from Electric Actuator Services for repairs to the sluice gate. A motion was made to accept this proposal and to also proceed to obtain a proposal for a review of the SCADA system and make repairs up to \$12,000. Motion was unanimously approved.

REPAIRS TO LEDBETTER SUMP

Dallas Burke reported that a proposal was received from Halff Assoc. in the amount of \$18,400 for repairs to the Ledbetter Sump reservoir. There are also some additional items that will be needed that will run approximately \$4,300. Discussion was held and a motion was made to authorize a professional services agreement with Halff Assoc. in an amount not to exceed \$30,000 for the Ledbetter Sump project. Motion was unanimously approved.

The second proposal from Halff Assoc. for on-call engineering services was tabled.

WEBSITE

Presentations were made by two Public Relations firms regarding providing a specified list of communications services including maintaining a new website and hosting the domain.

AD VALOREM TAX RATE

Discussion was held and a motion was made and a public hearing was convened, to adopt Resolution No. 2009-801 presented for the Ad Valorem Tax Rate for fiscal year 2008-2009 to be \$0.2638335 per \$100 assessed value on all taxable property in the District and provide for penalty and interest and an effective date. Motion was unanimously approved.

CITIZEN INPUT - SECURITY

Hubert Walsh, District taxpayer, was inquiring about previous discussions of the City of Irving researching security for the pump station and the lift gates. Discussion was held regarding unsafe areas and signage regarding trespassing.

NEXT MEETING

The next Board of Directors meeting will be held on Monday, October 13, 2008 at 6:30 p.m. at Suite 2000, 9901 Valley Ranch Parkway, Irving, Dallas County, Texas.

AUDIT

Suzanne Butler reported that an engagement letter was received from the auditors at a cost of \$18,000, which is an increase of \$6,000 over last year. Proposal will be presented at the next meeting for consideration.

A motion was made to engage Terry Moss Hornberger as bookkeeper at a cost of \$700 to make preparations for the annual audit.

ADJOURNMENT. There being no further business to be considered by the Board, a motion was made that the meeting be adjourned. The motion was seconded and unanimously carried.

Kim Andres, President and Presiding Officer

ATTEST:

Chris Wallace, Vice President