

MINUTES OF MEETING
BOARD OF DIRECTORS

IRVING FLOOD CONTROL DISTRICT SECTION III

January 26, 2009

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:

John Boyle, Jacky Knox, Kathy Bennett, Joyce Atkinson, Amy Michie, Hubert Walsh, Mary Burch.

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

APPROVAL OF MINUTES OF MEETING HELD DECEMBER 8, 2008

The minutes of the Board Meeting held December 8, 2008 were approved.

Director Chris Wallace entered the meeting at 6:35 p.m.

NEW BUSINESS

FINANCIAL REPORT

Director Kim Andres reviewed the Financial Report prepared by Ken Heffley of DCURD. Director Andres suggested that the three financial reports presented be prepared monthly in the future.

Amy Michie, the District auditor, presented and reviewed the draft report of the audit for the fiscal year October 1, 2007 thru September 30, 2008, and the Report of Independent Auditors prepared by Sutton Frost Cary LLP. A motion was made to accept the audit, with changes noted on the tax rate schedule. Motion was seconded and unanimously approved.

INVESTMENT POLICIES

An Investment Policy was presented to the Board. This is a standard investment policy for Districts. A motion was made to adopt Resolution No. 2009-01 stating that the Board of Directors has reviewed the District's proposed Investment Policy and accepted the policy as presented. Motion was seconded and unanimously approved.

A motion was made to appoint Kenneth Heffley, DCURD, as the Investment Officer and Chief Financial Officer. Motion was seconded and unanimously approved.

ACCOUNTS PAYABLE

Jacky Knox presented invoices to the Board for payment. A motion was made to approve payment of the invoices as listed on the accounts payable list along with approval for payment of the Halff Associates invoice presented in the amount of \$7,624.97. Motion seconded and unanimously approved.

MAINTENANCE OPERATION

Jacky Knox reported on the following items:

- Ledbetter Sump Project is progressing. Final Geotechnical report should be received by mid-February and then Halff Associates will need approximately two weeks to bring a proposed plan to the Board for approval, which would be about the end of February, available for the March Board meeting.
- Weekly operations report was reviewed.
- Fencing in all areas of the District is being evaluated. Exhibits and information on fencing was provided. More information will be forthcoming for the Board to adopt a fencing policy. Land rights are being investigated.
- SCADA System - Rabalais I & E Constructors has not finalized their proposal. The price is approximately \$10,000 plus labor.

NORTH LAKE DEVELOPMENT

Jacky Knox provided some information to the Board on the status of the North Lake Development. Mr. Knox reported that he did talk with the City of Irving Chief of Police about the emergency plan for the North Lake dam, which is to be provided for the District.

PUBLIC RELATIONS

Chris Wallace reported that Lewis Public Relations has been working with the City of Irving to arrange for the Board to attend the Council Work Session on February 18th to make a presentation. Chris will work with Paul Brown of DCURD to put together a PowerPoint presentation for the Work Session. A report was reviewed from Lewis PR as to what they have been working on.

BY-LAWS

Kim Andres has been reviewing the Board of Directors By-Laws and will have a draft copy ready for the Board at the next meeting.

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

John Boyle reported he had sent a memo to the Board in December regarding the lawsuit. The lawsuit has been dismissed and it is final. The bill submitted is what remains on the subject.

Director Andres asked that the Board be allowed to meet in Executive Session and at 8:10 p.m. all persons present except the Directors, John Boyle, Jacky Knox, Kathy Bennett and Joyce Atkinson left the meeting. The Board reconvened in Open Session at 8:26 p.m.

Motion was made for the General Counsel to enter into discussion with attorneys of the former Board to address any outstanding invoices that they have and come to a resolution on them. Motion seconded and unanimously approved.

CONTRACT STATUS WITH PAUL PHY

Paul Phy has not submitted an invoice as of this date.

CITIZEN INPUT

Hubert Walsh, District taxpayer, asked that the Board consider rental space to Valley Ranch Association to house their tractors at the pump station. The Board will review and advise.

NEXT MEETING

The next Board of Directors meeting will be held on Monday, February 16, 2009 at 6:30 p.m. at Suite 2000, 9901 Valley Ranch Parkway, Irving, Dallas County, Texas.

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