

MINUTES  
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 365

December 10, 2009

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 365 (the "District") met in special session, open to the public, on the 10th day of December, 2009, at 16314 Madewood Street, Cypress, Texas 77429, inside the boundaries of the District, and the roll was called of the members of the Board:

Joe Myers	President
Megan Bradley	Vice President
Alan Silverman	Assistant Vice President
Matthew Lund	Secretary
Michael Vandewater	Assistant Secretary

and all of the above were present.

Also present at the meeting were Michael Murr of Murr Incorporated; Chris Burke of Sander Engineering Corporation; Don Richards with Coles Crossing Community Association, Inc. ("CCCAI"); and Jane Miller of Allen Boone Humphries Robinson LLP ("ABHR").

PUBLIC COMMENT

In response to an inquiry by Mr. Richards, the Board reported on coordination and connection of the District's Phase III trail project with Harris County Municipal Utility District No. 364's ("No. 364") trail project. In response another question from Mr. Richards, the Board discussed decals installed on District storm outfalls by Eagle Scout Austin Leblanc and resident response to same.

REVIEW BIDS AND AWARD CONTRACT FOR LOWERING OF WATER WELLS NOS. 1 AND 2

Mr. Burke reported that he had received two bids for the lowering of water wells nos. 1 and 2 and recommended that the Board award the contract to the low bidder, Alsay, Inc. Mr. Burke discussed the base bids for each well and alternate bid items for well no. 2, including an option to increase the horsepower. Upon inquiry by Director Bradley, Mr. Burke said that Schraeder Engineering inspected wells nos. 1 and 2 and the remote well and that a rehabilitation of the electrical system for well no. 1 alone would cost an additional \$100,000. Mr. Burke also reported that test pumping of well no. 2 is underway to determine if the well can supply 1,400 gallons per minute. He added that installing a larger pump to increase capacity in well no. 2 would be a No. 364 decision and cost. Upon the recommendation of Director Lund, Mr. Burke said that he would

notify Northwest Harris County Municipal Utility District No. 10 when the repairs are underway, in case the emergency interconnect must be opened. Following discussion, the Board concurred to defer award of the contract until the Board's regular meeting.

#### REQUESTS FOR TREE PLANTINGS

Mr. Murr reported that he prepared a planting protocol and submitted it to ABHR for review. Upon a motion by Director Silverman and a second by Director Bradley, the Board voted unanimously to approve the planting protocol subject to final attorney review and to authorize posting of same to the District website for resident use. Director Bradley seconded the motion which passed unanimously.

#### SPLASH PAD

There was no discussion on this agenda item.

#### TRAIL CONTINUATION, PHASE III

Mr. Murr presented construction contracts for signature and said that construction is scheduled to begin on December 17, 2009 at the north end of the trail near the tennis courts. The Board discussed acquisition of the 50' strip of land between the regional detention basin and the Jarvis Road right-of-way as it relates to the proposed "green" parking area. Ms. Miller said that the developer is willing to convey the strip of land, if JDC/Greenleaf actually holds title to the land. She continued that the developer will be providing a legal description of the strip needed in order to obtain a title commitment to verify ownership of the strip. The Board requested that Mr. Burke also provide a proposal for a survey and metes and bounds description of the strip. The Board also discussed with Mr. Richards placement of the trail construction fill previously offered to and accepted by the CCCAI. Mr. Richards described the berms that the CCCAI intends to construct along Coles Crossing North. Mr. Murr said that he would coordinate the lay out of the berms with Mr. Burke to make sure that the construction of the berms would not push water onto residential lots.

#### UPDATE ON COORDINATION WITH HARRIS COUNTY PRECINCT 3 FOR LANDSCAPING, SIDEWALK AND TRAIL PROJECT

The Board discussed a proposed letter for submittal to the County to cost share in a proposed sidewalk project in exchange for use of drainage capacity in the regional detention basin. Director Myers is drafting the letter; currently no Board action was taken.

#### RECYCLING SERVICES REPORT

There was no discussion on this agenda item.

## WATER REUSE PROJECT

Mr. Burke reported that the reuse application and contract form will be submitted to the Texas Commission on Environmental Quality ("TCEQ") immediately before or after Christmas. Mr. Murr said that he was preparing an irrigation analysis proposal for the Board's review.

## DISTRICT EMERGENCY PREPAREDNESS

Director Lund discussed with Mr. Richards the CCCAI's draft community emergency preparedness plan. Directors Myers, Silverman and Lund explained to Mr. Richards the District's initial intent was to work with the CCCAI to resolve debris removal issues, water sharing through interconnects in an effort to save fuel and addressing resident issues with water and sewer during an emergency event. No Board action was taken on this agenda item.

## COMMUNITY MESSAGE BOARD AND/OR MESSAGING SYSTEM

Following discussion, the Board requested that Director Silverman and Ms. Miller obtain information regarding messaging systems.

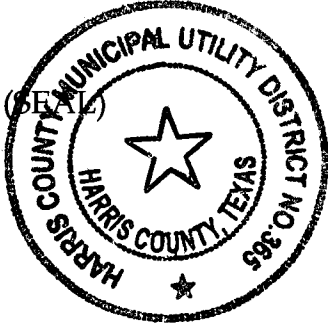
## POSSIBLE CONSOLIDATION OF DISTRICT AND HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 364

The Board discussed the legal provisions governing consolidation of municipal utility districts, including general election dates and deadlines, and benefits and disadvantages of consolidation. Following discussion, Director Myers requested that the proposed consolidation be placed on the January joint meeting agenda for discussion with No. 364. Director Silverman recommended that one of the Board members contact No. 364 in advance of posting and distribution of the joint meeting agenda to advise them of the proposed agenda item concerning consolidation.

## COMMUNITY DISTRICT INFORMATION MEETING

The Board discussed hosting a community district information meeting at the community center in February, 2010, to present and provide information concerning irrigation system modifications for water savings, recycling, North Harris County Regional Water Authority fees, as well as other community issues, and to conduct mobile teaching labs offered through the Harris-Galveston County Subsidence District. Director Lund requested that the proposed community district information meeting be placed on the January joint meeting agenda for discussion with No. 364. Ms. Miller said that she would contact PCMI, Inc. to get available dates for use of the community center.

There being no further business to come before the Board, the meeting was adjourned.



Matthew R. [Signature]  
Secretary, Board of Directors