

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF
THE RIVER PLACE MUNICIPAL UTILITY DISTRICT**

September 22, 2015

The Board of Directors of the River Place Municipal Utility District of Travis County, Texas met in regular session, open to the public on September 22, 2015 at the River Place Country Club, 4207 River Place Boulevard, Austin, Texas beginning at 2:00 p.m., pursuant to notice duly given in accordance with the law.

The roll was called of the following members of the Board to wit:

Vacant	President
Kenneth Bartlett	Vice President
Arthur Jistel	Secretary
Pat Reilly	Treasurer
Claudia Tobias	Assistant Secretary/Treasurer

and all Directors were present, thus constituting a quorum.

Also present were Patricia Rybachek of Severn Trent Environmental Services ("Severn Trent"), the District's General Manager; Herb Edmonson, P.E., and Donald Bayes, P.E., of Gray Engineering, Inc., the District's Engineer; Phil Haag and Suzanne McCalla of McGinnis Lochridge, the District's Attorney; and Wick Tobias, Vice-President, of the River Place Homeowners Association (the "HOA").

Upon calling the meeting to order, Director Bartlett recognized Mr. Tobias who addressed the Board. Mr. Tobias updated the Board on the status of the HOA's appeal of Austin Water Utility's water and wastewater rates charged to District residents as of October 2014 when the City of Austin (the "City") took over the District's water and wastewater system. As previously reported, he noted that the HOA had chosen to settle with City to avoid a long and expensive legal battle. He then reviewed with the Board the terms of the settlement agreement, including the City's agreement to pay the HOA approximately \$800,000 to pay off legal fees incurred with the lawsuit and to pay down the District's outstanding debt. Mr. Haag reported that he had spoken with Randy Wilburn, Attorney for the HOA, who stated that the HOA had gone back to the City to discuss allowing the District to use the settlement funds for other uses in addition to payment of the District's outstanding debt. He explained that the amount of the settlement to go to the District exceeded the amount that the District currently owed on its bonds. Mr. Haag stated that as the settlement agreement is currently written any remaining funds would go to the City upon annexation of the District by the City and therefore would not be used to benefit the District residents.

The next item of business was approval of the monthly consent agenda containing the minutes of the July 28, 2015, regular meeting and payment of bills and expenses. Upon a motion duly made by Director Jistel and seconded by Director Tobias, the Board voted unanimously to approve the Consent Agenda as presented.

The Board then discussed the vacancy on the Board due to the recent death of the Board's President, Jim Casey. The Board discussed several candidates, and Mr. Haag detailed the qualifications to serve on the District's Board of Directors.

Next, the Board discussed the landscape maintenance around the District's lift stations. Mr. Haag recalled that the District had requested that City maintain the areas located outside of the fenced areas surrounding the City's facilities in addition to the City's maintenance of the land within the fences, but that the City had originally denied the District's request. Mr. Haag continued that several members of the Board had met with Don Zimmerman, City Council member for District 6, to discuss the issue. He added that Mr. Zimmerman had spoken with Bart Jennings, Water Utility Manager for the City, regarding the issue and that because of that conversation, the City may reconsider the District's request.

Director Reilly then reported on proposed improvements to the bridge in Panther Hollow. He stated that he had spoken with Terry Payne, president of the Panther Hollow Homeowners Association (the "Panther Hollow HOA"), regarding the proposed improvements. Director Reilly continued that Mr. Payne was requesting that the District allow a "No Parking" sign be placed on the District's property to prevent persons from parking along the bridge and blocking access to the homes in Panther Hollow. He continued that the Panther Hollow HOA was asking the District to contribute half of the cost for restriping the fire lane. Director Reilly stated that Mr. Payne had obtained two bids and that the cost of the sign would be approximately \$450.00, with the District to pay \$225.00. After discussion and a motion duly made by Director Reilly and seconded by Director Tobias, the Board voted unanimously to: (1) approve the installation by Severn Trent of a sign stating, "No Parking" "Loading and Unloading Only" and specifying a ten-minute parking time limit; and (2) approve the payment of \$225.00 towards the cost for restriping the fire lane.

The Board next reviewed the need for the Annual Bird Survey. Director Reilly stated that the issue had been discussed at the District's recent management meeting and that it was determined that no Annual Bird Survey is required at this time.

Next, the Board considered a letter from Amanda Aurora, C.W.B., Regional Scientist and Project Manager with SWCA Environmental Consultants, a copy of which is attached hereto as an exhibit to these minutes. Mr. Haag recalled that the Board had requested that Ms. Aurora draft a letter to update the Board on the status of the Golden-cheeked warbler as well as for possible submission to the Austin American Statesman. Mr. Haag noted that Ms. Aurora stated in her letter that the Golden-cheeked warbler could be credibly considered for delisting and that Ms. Aurora's letter generally supported the petition to remove the Golden-cheeked warbler from the endangered species list. No action was taken by the Board.

The Board next discussed the recent passing of the District's President, Jim Casey. Director Bartlett stated that Mr. Casey had contributed significantly to the success of the District over the years, and he suggested that the District recognize Mr. Casey's contributions to the District with a plaque, and the Board concurred. After discussion and a motion duly made by Director Jistel and seconded by Director Reilly, the Board voted

unanimously to: (1) obtain a plaque listing Mr. Casey's years of service to the District; and (2) change the name of the Woodlands Park Pavilion to the Jim Casey Pavilion. Ms. Rybachek confirmed she would take all the steps necessary to obtain the plaque and rename the Pavilion as discussed above.

Next, the Board reviewed the District's proposed budget for fiscal year ending September 30, 2016. After discussion, upon a motion duly made by Director Reilly and seconded by Director Jistel, the Board voted unanimously to approve the budget as presented. A copy of the budget is included in the Board Packet and attached as an exhibit hereto.

The Board then reviewed the tax rate summary included in the Board Packet and discussed a proposed tax rate for 2015. After discussion, upon a motion by duly made by Director Reilly and seconded by Director Jistel, the Board voted unanimously to: (1) approve the proposed tax rate of \$0.1250 per \$100 of assessed valuation for the purpose of operations and maintenance; (2) approve a proposed tax rate of \$0.1063 per \$100 of assessed valuation for the purpose of debt service, for a total proposed total tax rate of \$0.2313 per \$100 of assessed valuation; (3) call the District's public hearing on the 2015 proposed tax rate for October 27, 2015, the District's regular meeting date; and (4) authorize publication of the public notice of the tax hearing in the Four Points News, as in previous years.

Next, the Board received reports from District consultants. A copy of the Board Packet, including all Consultant Reports, is attached as an exhibit to these minutes.

General Manager – Ms. Rybachek presented the General Manager's report in its entirety and as included in the Board Packet. Ms. Rybachek stated that on October 1, 2015, the District would begin issuing new keys to the tennis courts and collecting the annual fee, and she discussed with the Board the process of issuing keys. She also noted that vulgar language was removed from the slides at Sun Tree Park in the District at a cost to the District of \$750.00.

Engineer – Mr. Edmonson presented the engineering report in its entirety, a copy of which is contained in the Board Packet.

Attorney – Mr. Haag stated that he had nothing additional to report.

The Board scheduled its next meeting for October 27, 2015. With no other items to come before the Board, the meeting was adjourned.




Secretary, River Place MUD
Board of Directors

THE RIVER PLACE MUNICIPAL UTILITY DISTRICT
September 22, 2015
Minutes Attachments

1. Letter written by Amanda Aurora, C.W.B., Regional Scientist and Project Manager with SWCA Environmental Consultants; and
2. Board Packet.