

MINUTES
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 82

November 28, 2011

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 82 (the "District") met in regular session, open to the public, on November 28, 2011, outside the boundaries of the District, at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, Texas, and the roll was called of the members of the Board:

Gary Sundstrom	President
Jerry Chesnutt	Vice President
Don Hays	Secretary
Matthew Hoffpauir	Assistant Vice President
Darryl Smith	Assistant Secretary

and all of the above were present.

Also present at the meeting were David Wright and Tony Bonaventure of TNG Utility Corp. ("TNG"); David Ferrier of ETI Bookkeeping Services; Larry Kupstas of Aurous Development Services, Ltd.; Erik Spencer of Van De Wiele & Vogler, Inc.; Lieutenant David Escobar of the Harris County Precinct 4 Constable's office; Chris Ochoa of Republic Waste; Mary Lou Sundstrom; and Lynne Humphries and Sharon Covan of Allen Boone Humphries Robinson LLP ("ABHR").

APPROVE MINUTES

The Board considered approving the minutes of the October 24, 2011, regular meeting. After review and discussion, Director Hays moved to approve the minutes of the meeting. Director Chesnutt seconded the motion, which passed unanimously.

COMMENTS FROM THE PUBLIC

There were no comments from the public.

GARBAGE AND RECYCLING

Mr. Ochoa discussed the recycling program and reviewed the Waste and Recycling Report, a copy of which is attached. The Board asked that Republic Waste prepare a notice regarding recycling rewards that can be posted on the District's web site. After discussion, Director Hays moved to authorize placing the recycling reward notice on the web site. Director Chesnutt seconded the motion, which passed unanimously.

SECURITY AND CONSTABLE'S REPORT

Lieutenant Escobar reviewed the monthly report from the Precinct 4 Constable's office, a copy of which is attached. Director Chesnutt moved to authorize execution of the Agreement for Additional Law Enforcement Services for 2012, and direct that the Agreement be filed appropriately and retained in the District's official records. Director Smith seconded the motion, which passed unanimously.

OPERATION OF DISTRICT FACILITIES

Mr. Bonaventure presented the operator's report, a copy of which is attached. He reviewed the water production report. Mr. Bonaventure said water accountability was 94% during October, and there were no excursions at the wastewater treatment plant.

Mr. Wright said a letter was received from the Texas Commission on Environmental Quality (the "TCEQ") encouraging water systems to continue implementation of drought contingency plans. Mr. Wright said that he will e-mail the letter to ABHR and Board members. The Board requested that the Water Conservation Plan be added to the agenda for the December Board meeting.

Director Hays asked about the high water consumption at Twin Creeks. Mr. Wright said that the school has only one meter for potable water and irrigation.

Mr. Wright said he met with Director Hays to discuss TNG's invoicing. He said that a credit has been issued to the District. Director Hays noted that TNG has changed the method of billing the District for labor costs.

Director Hays asked about three TNG fees for testing the auto dialer. Mr. Bonaventure said that the dialer was not calling properly and TNG's technician checked and resolved the problem. Mr. Wright said that water well no. 1 has been turned off as instructed by the Board.

The Board reviewed the Harris-Galveston Coastal Subsidence District ("HGCSO") permit report, the builder backcharge report and the North Harris County Regional Water Authority ("NHCRWA") pumpage report.

The Board reviewed the utility cut-off list. After review and discussion, Director Hays moved to approve the operator's report. Director Chesnutt seconded the motion, which passed by unanimous vote.

CONDUCT HEARING ON TERMINATION OF WATER SERVICE

The Board conducted a hearing on the termination of water service. Mr. Bonaventure reported the customers on the attached termination list for the month were delinquent and had been given notification of the opportunity to appear before the Board of

Directors to explain, contest, or correct the bill and to show reason why service should not be terminated because of nonpayment, all as required by the District's Amended Rate Order. Director Hays moved that, because the customers on the termination list were not present at the meeting, nor had presented any statement on the matter, said utility services should be terminated in accordance with the District's Amended Rate Order, if payment is not received. Director Chesnutt seconded the motion, which passed unanimously.

RATE ORDER

The Board took no action to amend the Rate Order and directed that this item be removed from the agenda.

SALE OF GROUNDWATER CREDITS

The Board discussed the sale of Series B groundwater credits. Ms. Covan said that no further communications have been received from parties interested in purchasing groundwater credits. The Board agreed that the District would not sell its groundwater credits for less than \$2.00 per 1,000 gallons.

FINANCIAL AND BOOKKEEPING

Mr. Ferrier presented the bookkeeper's report, including the investment report, a copy of which is attached, and reviewed the bills presented for payment. The Board requested that the Use and Distribution report on the Series 2007 Bonds be updated to show the balance due to Lazy Sun I is now surplus funds, because Lazy Sun I does not qualify for additional reimbursement pursuant to its financing agreement. After review and discussion, Director Hays moved to approve the bookkeeper's report. Director Chesnutt seconded the motion, which passed by unanimous vote.

ARBITRAGE REBATE STUDY FOR SERIES 2001 BONDS

Ms. Covan distributed the Interim Excess Earnings Report on the Series 2006 Bonds prepared by OmniCap Group, LLC, a copy of which is attached. Ms. Humphries said that according to the Report, the District does not owe an arbitrage payment to the Internal Revenue Service. After review and discussion, Director Chesnutt concurred to accept the report and direct that it be appropriately filed and retained in the District's files. Director Hays seconded the motion, which passed unanimously.

TAX ASSESSMENT AND COLLECTIONS

Mr. Ferrier reviewed the tax assessor/collector's report and the bills presented for payment. The Board requested that Perdue Brandon Fielder Collins & Mott ("Perdue Brandon") provide a summary of their collections and inform the Board regarding the frequency that the District is billed by Perdue Brandon for collection efforts. After review and discussion, Director Hoffpauir moved to approve the tax

assessor/collector's report. Director Chesnutt seconded the motion, which passed by unanimous vote. A copy of the tax assessor/collector's report is attached.

RESOLUTION CASTING BALLOT FOR ELECTION OF A PERSON TO THE BOARD OF DIRECTORS OF THE HARRIS COUNTY APPRAISAL DISTRICT

The Board considered adopting a Resolution casting its ballot for a director for a position on the Board of Directors of the Harris County Appraisal District. After review and discussion, Director Chesnutt moved to adopt the Resolution Casting Ballot for Election to the Board of Directors of the Harris County Appraisal District, to cast the District's vote for Glenn Peters and direct that the Resolution be filed appropriately and retained in the District's official records. Director Hoffpauir seconded the motion, which passed by unanimous vote.

2011 CENSUS OF GOVERNMENTS

The Board considered whether to authorize completion of the 2011 Census of Governments. Ms. Humphries said submission of the report is voluntary. After review and discussion of the estimated costs or the District to complete the form, Director Hays moved to decline to authorize completion and submission of the 2011 Census of Governments. Director Smith seconded the motion, which passed by unanimous vote.

ENGINEERING

Mr. Spencer presented the engineering report, a copy of which is attached.

EASEMENTS AND DEEDS, CONSENTS TO ENCROACHMENT, UTILITY COMMITMENTS

There were no deeds, easements, consents to encroachment or utility commitments for consideration by the Board.

BRECKENRIDGE FOREST NORTH, SECTION 2

Mr. Spencer stated that the Breckenridge Forest North, Section 2 site is stabilized and the storm water pollution prevention contract is on hold until further development.

BRECKENRIDGE PARK (WOODMERE DEVELOPMENT)

Mr. Spencer reported on the development of Breckenridge Park. He said the construction of water, sewer and drainage facilities and storm water pollution prevention for Breckenridge Park are on hold.

REVIEW BIDS AND AWARD CONTRACT FOR CYPRESSWOOD HEIGHTS LIFT STATION AND NATURAL GAS BYPASS PUMP

Mr. Spencer said the plans and specifications for the Cypresswood Heights lift station and bypass pump have been approved, but the project is on hold.

WATER LINE RELOCATION

Mr. Spencer then discussed the relocation of the District's water line on Birnamwood Drive. He had no pay estimates to present to the Board. Discussion ensued regarding the letters from Scohil Construction Services, LLC ("Scohil") requesting reimbursement for equipment rental and stand-by costs associated with discovery that the existing waterline piping contained asbestos. Ms. Humphries said that according to the construction contract, Scohil is entitled to standby equipment costs, overtime and profit. Mr. Spencer said that Scohil is requesting payment in the amount of \$3,106.95, the book value for the equipment rental. He said that Scohil has provided a copy of the equipment invoice, a copy of which is attached. Mr. Spencer said that one bid item was not completed by Scohil. After review and discussion, Director Hays moved to authorize payment to Scohil for equipment rental for three and one-half days (including a deduction of one-half day for the incomplete bid item), and includes 10% overhead and 5% profit for a total payment of \$1,469.25. Director Chesnutt seconded the motion, which passed by unanimous vote. Mr. Spencer said that he will prepare a Change Order.

WASTEWATER TREATMENT PLANT REHABILITATION PROJECT

Mr. Spencer discussed the improvements to the wastewater treatment plant. He said the final inspection was held on September 8, 2011, and the contractor is addressing the punch list items.

REPAIRS IN TIFFANY MEADOWS

Mr. Spencer discussed the repairs to manholes in Tiffany Meadows. He presented an invoice from Clearwater Utilities, Inc. ("Clearwater") in the amount of \$1,440.00, a copy of which is attached, for approval and payment from the construction account funds that were allocated to the Tiffany Meadows project.

ANNEXATION

Mr. Spencer discussed the annexation of the Hays tract. He said surveying is underway.

CONNECTION AND CAPACITY UPDATE

Mr. Spencer reported there are 2,960 active single-family residential water connections in the District.

DESIGN, CONSTRUCTION AND DEVELOPMENT IN THE DISTRICT

Mr. Kupstas reported on development in the District. Ms. Humphries said that due to legislative changes to the indemnity provisions, ABHR has prepared a new form of construction contract for use on all construction projects awarded after January 1, 2012. Director Sundstrom asked that ABHR send him the new construction contract forms for review. Ms. Humphries said ABHR was sending the contract forms to Mr. Spencer as well.

There were no further engineering matters for discussion. After review and discussion, Director Chesnutt moved to: 1) approve the invoice from Clearwater in the amount of \$1,440.00; and 2) approve the engineer's report. Director Hoffpauir seconded the motion, which passed by unanimous vote.

NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY

Director Smith reported on the NHCRWA meeting.

WEB SITE

Director Smith discussed the District's website. The Board requested that the notice regarding voluntary water conservation be posted on the website in light of the letter from the TCEQ urging voluntary implementation of drought contingency plans. Director Smith said that he will contact the web master.

ACTION TAKEN DURING THE MONTH

The Board reviewed the actions taken during the month.

DIRECTORS AND DISTRICT CONSULTANT REPORTS ABOUT DISTRICT OPERATIONS

There were no further reports from consultants and directors.

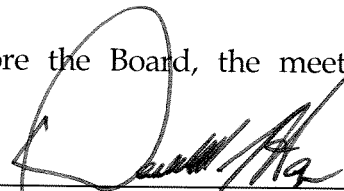
CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.076, TEXAS GOVERNMENT CODE, TO DELIBERATE THE DEPLOYMENT, OR SPECIFIC OCCASIONS FOR IMPLEMENTATION OF SECURITY PERSONNEL OR DEVICES

The Board did not convene in executive session.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE, TO CONDUCT A PRIVATE CONSULTATION WITH ATTORNEY TO DISCUSS PENDING OR CONTEMPLATED LITIGATION, OR A SETTLEMENT OFFER

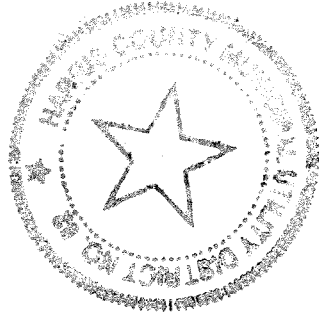
The Board did not convene in executive session.

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



Secretary, Board of Directors

(SEAL)



ACTION LIST

1. Engineer will obtain Affidavit of Bills Paid from Crawford Electric Supply. (holdover)
2. Director Smith will request that the voluntary water conservation information be added to the web site.
3. Director Chesnutt will work with Lieutenant Escobar and ABHR on additional officer patrols. (holdover)
4. Board will discuss the Water Conservation Plan at the December Board meeting.
5. Republic will prepare notice regarding recycling rewards for posting on the web site.
6. Mr. Wright will e-mail TCEQ letter regarding water conservation to ABHR and Board members.
7. Bookkeeper will update the Use and Distribution report on the Series 2007 Bonds.
8. Perdue Brandon will be asked to provide a summary of their billings and collections and information regarding frequency of billing the District.
9. Engineer will prepare a Change Order for the waterline project.
10. ABHR will forward new construction contract form to Director Sundstrom.

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