

# MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 8

## MINUTES OF SPECIAL MEETING OF BOARD OF DIRECTORS

DECEMBER 9, 2010

The Board of Directors (the "Board" or "Directors") of Montgomery County Municipal Utility District No. 8 (the "District" or "MCMUD 8") met in special session, jointly with Montgomery County Municipal Utility District No. 9 ("MCMUD 9"), open to the public, on Thursday, December 9, 2010, at 9:00 a.m., at the Walden Yacht & Country Club, 13101 Melville Drive, Montgomery, Texas 77356, a designated meeting place located inside the boundaries of the District, and the roll was called of the duly constituted officers and members of the Board, to-wit:

Roy McCoy	President
Robert Leasure	Vice President
Daniel L. Davis	Assistant Vice President
Arch Payne	Secretary
Claude D. (Dan) Fryman	Assistant Secretary

All members of the Board were present, except for Director Payne. Also attending were Linda Wilson, Ernie Harris, Judy Sanders, and Jerry Nispel, Board of Directors of MCMUD 9; Carolyn Ahrens of Booth, Ahrens & Werkenthin, P.C.; Mike Irlbeck of NRS Consulting Engineers ("NRS"); Clark S. Lord, attorney for MCMUD 9; and Ross J. Radcliffe of Johnson Radcliffe Petrov & Bobbitt PLLC ("District's Attorney").

The President, after finding that the notice of the meeting was posted as required by law and determining that a quorum of the Board was present, called the meeting to order and declared it open for such business as may come before it.

1. Public Comment. The President first opened the meeting to public comment. As no public comment was offered, the President directed the Board to proceed with the agenda.

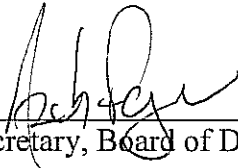
2. Executive Session. Pursuant to Chapter 551 of the Texas Government Code, Subchapter D, of the Open Meetings Act, the President called the executive session to order at 9:10 a.m. to discuss matters within the attorney/client privilege related to the pursuit of a Bed and Banks permit. Present for the executive session were the Board of Directors of MCMUD 8; the Board of Directors of MCMUD 9; Ms. Ahrens, Mr. Irlbeck, Mr. Lord and Mr. Radcliffe.

As of 11:45 a.m., the President declared the Executive Session was ended and the public session was resumed.

3. The President directed the Board to discuss actions to be taken relative to the Bed and Banks permit and with regard to a brackish water study. Upon a **motion** by Director Fryman, seconded by Director Leasure, after full discussion and with all Directors present voting aye, the Board authorized Ms. Ahrens to deliver to the San Jacinto River Authority ("SJRA") a list of deal points for a potential agreement with the SJRA regarding the Bed and Banks permit, and to engage Kevin Spencer to analyze test well data related to the brackish well project in Montgomery at a cost not to exceed \$5,000.

**THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD**, the meeting was adjourned.

**PASSED AND APPROVED** this the 12th day of January, 2011.

  
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Secretary, Board of Directors