



UPPER BRUSHY CREEK
WATER CONTROL AND IMPROVEMENT DISTRICT
REGULAR CALLED BOARD OF DIRECTORS MEETING

Mike Freeman, President

Casey Clawson, Vice President

Vacancy, Treasurer

Jeremiah D. Williams, Secretary

Kathy Cook, Vice Treasurer

Notice is hereby given for a meeting of the Board of Directors of the Upper Brushy Creek WCID to be held on October 15, 2020 at 4:00 p.m. via Zoom** for the purpose of considering the following agenda items. The Board of Directors will meet, consider, deliberate, and may take action on all agenda items.

To view, listen, and/or participate in the meeting you must register* at**
[https://us02web.zoom.us/meeting/register/tZEkdOutqzsiGN1ib-Eb7qtcUR-mvG5yMniQ](https://us02web.zoom.us/join/91015020000)

A. CALL MEETING TO ORDER AND ANNOUNCE A QUORUM IS PRESENT

B. CITIZEN COMMUNICATION:

The public can participate in the public hearings or citizen communications by selecting 'yes' on the question when registering for the meeting via link above before the meeting starts. You will be notified when it is your turn to speak and your audio will be un-muted.

B.1 Citizen communications is an opportunity for the public to address the Board on agenda items or concerns not on the agenda (limited to 3 minutes each).

C. CONSENT AGENDA: *The items on the consent agenda are considered routine by the District and will be enacted by one motion. There will be no separate discussion of these items unless requested by a Board member, in which event the item will be removed from the consent agenda and considered during this meeting.*

C.1 Consider approval of the Minutes for September 17, 2020 Regular Meeting.

C.2 Consider approval of the Monthly Financial Statements for September 2020.

C.3 Consider approval of the FY20 4th Quarter Investment Report

C.4 Acknowledge the Resignation of Board Member Miguel Villarreal

D. ACTION ITEMS:

D.1 Consider authorizing the Board President to execute a Development Agreement with Lennar Homes of Texas Land and Construction, Ltd. regarding the proposed residential project at Devine Lake (Dam 1).

D.2 Consider adoption of the FY21 Meeting and Holiday Calendar.

E. PRESENTATIONS AND REPORTS:

E.1 Mercury Public Affairs' report regarding coordination with State and Local officials.

E.2 General Manager's Report providing updates on various O&M and CIP activities.

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F. EXECUTIVE SESSION PURSUANT TO CHAPTER 551, TITLE 5, TEXAS GOVERNMENT CODE.

F.1 Executive session as authorized by §551.074 (Personnel Matters) related to the deliberation regarding personnel matters, specifically the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

a. Evaluation of General Manager

F.2 Executive session as authorized by §551.072 (Real Property) related to the deliberation regarding purchase, exchange, lease, or value of real property: Easement acquisition of Dams 8 and 101.

F.3 Executive session as authorized by §551.071 (Consultation with Attorney) regarding possible litigation as it relates to: Construction, Permitting and/or Landowner issues Dams 8 and/or 101.

G. RECONVENE TO OPEN SESSION TO TAKE ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION.

G.1 Discuss and consider action related to items listed under F above.

“The Upper Brushy Creek Water Control & Improvement District Board of Directors reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations regarding Real Property), 551.073 (Deliberations regarding Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations regarding Security Devices) and 551.087 (Deliberations regarding Economic Development Negotiations).”

ADJOURNMENT.

CERTIFICATION

I certify that a copy of the October 15, 2020 agenda of items to be considered by the Board of Directors of the Upper Brushy Creek WCID was posted on October 9, 2020 before Noon.



Lisa Moravitz, TRMC, District Clerk

In compliance with the Americans with Disabilities Act, the Upper Brushy Creek WCID will provide reasonable accommodations for persons attending the Board of Directors meetings. To better serve you, requests should be received 24 hours prior to the meetings. Please contact Lisa Moravitz, District Clerk at 512-652-3512.

****NOTE:** The Board of Directors will be conducting a “Video Conference Open Meeting” as authorized by Governor Abbot on March 16, 2020.

*****If you are unable to register via email and would like to participate by audio only, please contact Lisa Moravitz, District Clerk at 512-652-3512. To better serve you, requests should be received 24 hours prior to the meetings. Please contact Lisa Moravitz, District Clerk at 512-652-3512.**