

UPPER BRUSHY CREEK
WATER CONTROL AND IMPROVEMENT DISTRICT
460 TEXAS AVENUE, ROUND ROCK, TX 78664
REGULAR BOARD MEETING MINUTES
JUNE 20, 2019

CALL TO ORDER: The Regular meeting was called to order at 4:00 p.m. by President Mike Freeman and he announced a quorum was present.

DIRECTORS PRESENT: Mike Freeman, President; Vice President; Miguel Villarreal Secretary/Treasurer; Kathy Cook, Director, and Casey Clawson, Director.

DIRECTORS ABSENT: Jeremiah D. Williams, Vice President

STAFF PRESENT: Alysha Girard, General Manager; Lisa Moravitz District Clerk; Gregor Forbes, Manager Capital Improvement Programs; Tiffany White, Executive Assistant; and District Counsel, Charlie Crossfield

CITIZEN COMMUNICATIONS: Tina McMartin was present on behalf of Freese & Nichols to present two awards to the District for the Dam 7 Modernization project.

I. CONSENT AGENDA

1. Consider approval of the Minutes for May 16, 2019.
2. Consider approval of the Monthly Financials for May 2019.

Motion made by Director Clawson, second by Director Cook to approve the consent agenda as presented. Motion carried unanimously.

II. ACTION ITEMS:

3. Consider approval of the election of Board Officers.

After a lengthy discussion, it was the consensus of the Board that the President shall be appointed in May of 2020 and each election cycle thereafter for a two-year term. In addition, the other officer positions will be elected annually in May each year.

Motion made by Director Cook, second by Director Clawson to elect the President beginning in May 2020 for a two-year term, and to elect other officers annually in May of each year. Motion carried. Ayes: 3 Nays: 1 (Villarreal)

The following officers will be designated to include the election of officers: Vice President – Casey Clawson; Treasurer – Miguel Villarreal; Vice Treasurer – Kathy Cook; and Secretary – Jeremiah D. Williams.

Motion made by President Freeman, second by Director Clawson to designate the officer positions and elect officers as described above. Motion carried unanimously.

4. Consider approval of the designation of committee assignment.

It was the consensus of the Board, upon staff recommendation, that the Administrative and Finance Committees would be the only necessary active committees. If other committees are needed, they can be addressed and assigned at that time.

Motion made by Treasurer Villarreal, second by Vice President Clawson to designate the following committees: Administrative and Finance Committees; and assigning the President and Vice President to serve on the Administrative Committee and the Treasurer and Vice Treasurer to serve on the Finance Committee. Motion carried unanimously.

5. Discuss and consider action regarding the District request for project funds in the potential fall County Bond Election.

The Williamson County Commissioners' Court is considering a November Bond election. A Citizen Bond Committee was appointed to solicit public entity and general public input; they were then tasked with recommending whether a road/drainage bond and /or a park/trail bond election should be held and if so, recommend a list of projects.

The District's original request was for a regional park along Lake Creek that included the Dam 101 footprint and most of the inundation easement, but as the process evolved, it became clear that a direct request for Dam 101 support as a drainage project was more likely to make it through the entire process. This request was coordinated with the County staff. The committee held their final meeting on June 6, 2019 and they voted to recommend both bond elections and included \$5M for the Round Rock West flood control and \$5M in property acquisition for the regional park. The General Manager and Director Cook met with Commissioner Cook to discuss the project.

The District has spent \$1.2M, and has committed \$6M to the easement purchases, making the total commitment \$7.2M. The city of Round Rock has committed \$2M for design. A project request form that was submitted to the County was provided for review. It includes the following options: Option 0 requested \$2M; Option 1 requested \$6M to get us shovel ready and allow us to shift some money to construction and Option 2 requested \$15M to get the project constructed and suggested shifting the District's total contribution to \$15M.

It was the consensus of the Board to go with Option 0, and authorizing the President to sign a letter to the county establishing the position of the District.

Motion made by Treasurer Villarreal, second by Vice President Clawson authorizing the President to sign a letter to Williamson County establishing the position of the District to move forward with Option 0, or requesting \$2M for the Dam 101 project. Motion carried unanimously.

III. REPORTS:

6. Consideration and possible action on General Manager's Report.
 - The General Manger recommended a workshop be held following the regular meeting in July to discuss FY 2020 budget and an update on the Dam Assessment Process hosted by HDR. It was the consensus of the Board to hold the July regular meeting on July 19, 2019 at 8:00 am.
 - The fencing contractor will be at Dam 7 to extend fencing and preclude access from the landscaped area so it can heal due to pedestrians and cyclists short-cutting the trail switchbacks. Signage will be placed to encourage users to stay on the trails.
 - Performance Plus began conducting the annual valve maintenance. He also looked into Dam 14 to remove any obstructions that are preventing the dam from returning down to its primary intake elevation.

UPPER BRUSHY CREEK WATER CONTROL AND IMPROVEMENT DISTRICT
REGULAR MEETING MINUTES JUNE 20, 2019

IV. EXECUTIVE SESSION PURSUANT TO CHAPTER 551, TITLE 5, TEXAS GOVERNMENT CODE. The Board went into executive session at 5:12 p.m.

11. 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.
12. Executive session as authorized by §551.071 (Consultation with Attorney) regarding possible litigation as it relates to: Construction, Permitting and /or Land Owner Issues Dams 8 and/or 101.

V. RECONVENE TO OPEN SESSION TO TAKE ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION. The Board adjourned out of executive session at 5:18 p.m. No action was taken.

VI. ADJOURNMENT. There being no further business, the meeting was adjourned at 5:20 p.m.

DATED AT ROUND ROCK, TEXAS ON THIS 18TH DAY OF JULY 2019.

ATTEST:



Mike Freeman, President



Lisa Moravitz, District Clerk

Lisa Moravitz, District Clerk

