

UPPER BRUSHY CREEK
WATER CONTROL AND IMPROVEMENT DISTRICT
~~460 TEXAS AVENUE, ROUND ROCK, TX 78664#~~
REGULAR BOARD MEETING MINUTES
AUGUST 13, 2020

#Pursuant to the March 16, 2020 proclamation issued by Governor Abbott, this meeting was held by videoconference in order to advance the public health goal of limiting face-to-face meetings to slow the spread of COVID-19. The Board of Directors attended the meeting via video conference.

This meeting was able to be viewed live via Zoom. Members of the public that wished to speak during citizen communication were able to register ahead of time via the link provided on the meeting agenda.

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; Casey Clawson (Late Arrival), Vice President; Kathy Cook, Vice Treasurer; and Jeremiah D. Williams, Secretary

DIRECTORS/LEGAL ABSENT: Miguel Villarreal, Treasurer

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

PUBLIC HEARING and CITIZEN COMMUNICATIONS:

B.1 Conduct public hearing on the 2020 proposed property tax rate.

No input received, public hearing closed at 4:03 pm.

CONSENT AGENDA:

C.1 Consider approval of the Minutes for July 16, 2020 Regular Meetings.

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

Motion by Vice Treasurer Cook, seconded by Secretary Williams to approve the consent agenda as presented. Motion carried. Ayes: 3 Nays: 0 Motion carried.

ACTION ITEMS:

D.1 Consider the FY2020 proposed tax rate and tax rate record vote.

Motion by Secretary Williams, second by Vice President Clawson to set the proposed property tax rate at \$0.020000/\$100 and setting the public hearing for September 17, 2020 at 4:00 pm. A record vote was taken: President Freeman – Aye; Vice President Clawson – Aye; Vice Treasurer Cook – Aye; Secretary Williams – Aye; Treasurer Villarreal – Absent. Motion carried: Ayes: 4 Nays: 0

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D.2 Consider approval of Resolution 2020-06 amending the Order for the May 2, 2020 General Election.

Motion made by Secretary Williams, second by Vice President Clawson approving Resolution 2020-06 amending the Order for the May 2, 2020 General Election for the purpose of electing three (3) Directors. Ayes: 4 Nays: 0 Motion carried.

D.3 Consider an Order 2020-01 calling the Bond Election.

Motion made by Secretary Williams, second by Vice President Clawson approving Order 2020-01 calling the Bond Election. Ayes: 3 Nays: 1 – Cook Motion carried.

D.4 Consider approval of Resolution 2020-07 adopting the preliminary bond Engineer's Report.
Motion by President Freeman, second by Secretary Williams approving Resolution 2020-07 adopting the preliminary bond Engineer's Report. Ayes: 3 Nays: 1 – Cook Motion Carried

D.5 Consider approval of Resolution 2020-08 adopting a contract with the voters to restrict future bond issuances to those that are not projected to cause the Ad Valorem tax rate to exceed \$0.020 per \$100 in valuation.

Motion by Secretary Williams, second by Vice President Clawson to approve Resolution 2020-08 adopting a contract with the voters. Ayes: 4 Nays: 0 Motion carried.

D.6 Consider approval of Resolution 2020-09 designating JP Morgan Bank as the Depository bank.

Motion by Vice President Clawson, second by Vice Treasurer Cook to approve Resolution 2020-09 designating JP Morgan as the Depository bank. Ayes: 3 Nays: 1 - Williams Motion carried.

D.7 Consider approval of Resolution 2020-10 adopting the Investment Policy for Fiscal Year 2021.

Motion by Secretary Cook, second by Vice President Clawson to approve Resolution 2020-10 adopting the Investment Policy for Fiscal Year 2021. Ayes: 4 Nays: 0 Motion carried.

D.8 Consider authorizing the Board President to execute a Development Agreement with Taylor Morrison of Texas, Inc., and Pulte Homes of Texas, L.P. regarding the proposed residential project at Horizon Lake (Dam #2).

Motion by Vice President Clawson, second by Secretary Williams authorizing the Board President to execute a Development Agreement with Taylor Morrison of Texas, Inc., and Pulte Homes of Texas, L.P. regarding the proposed residential project at Horizon Lake (Dam #2)

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D.9 Consider determining that Patin Construction provides the best value to the District for the Dam 8 Modernization Project.

Motion by Secretary Williams, second by Vice President Clawson determining that Patin Construction provides the best value to the District and award the contract for the Dam 8 Modernization Project and authorizing staff to negotiate a contract. Ayes: 4 Nays: 0 Motion carried.

PRESENTATIONS AND REPORTS:

E.1 Monthly Report from Mercury Public Affairs.

Parker McCollough, Senior Vice President and Jay Propes, Managing Director of Mercury were both present to provide an update on efforts to engage local and area officials regarding opportunities and issues that impact the District's ability to serve the public.

E.2 Discussion regarding the Draft 2021 Budget and Proposed Tax Rate.

The draft 2021 Budget was presented. The General Manager advised only a small portion of the authorized \$0.02 tax rate is required to fund the District's M&O. The District does not currently need a tax allocation for debt. Therefore, she recommends keeping the tax rate at the maximum of \$0.02 to continue building the necessary funds to pay for the capital improvements program.

E.3 General Manager's Report.

- A review of the Capital Improvements Report and the Permit Status Report was provided.

ADJOURNMENT. There being no further business, the meeting was adjourned at 5.46 p.m.

DATED AT ROUND ROCK, TEXAS ON THIS 17th DAY OF SEPTEMBER 2020.

ATTEST:



Lisa Moravitz, District Clerk



Mike Freeman, President