

UPPER BRUSHY CREEK
WATER CONTROL AND IMPROVEMENT DISTRICT
460 TEXAS AVENUE, ROUND ROCK, TX 78664
REGULAR BOARD MEETING MINUTES
AUGUST 19, 2021

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, Vice President; Jeremiah D. Williams, Secretary; Kathy Cook, Treasurer (*left at 4:20 pm*) and Greg Brill, Vice Treasurer.

STAFF PRESENT: Alysha Girard, General Manager; Lisa Moravitz District Clerk; Gregor Forbes, Manager Capital Improvement Programs; District Counsel, Stephanie Sandre, District Counsel

CITIZEN COMMUNICATIONS: No public input received.

CONSENT AGENDA:

- C.1 Consider approval of the Minutes for July 15, 2021 Regular Meeting.
- C.2 Consider approval of the Monthly Financial Statement for July 2021.
- C.3 Consider authorizing the Board President to execute the FY2022 Joint Funding Agreement with USGS for Gage Operation and Maintenance Services.

Motion by Secretary Williams, second by Vice President Clawson to approve the consent agenda as presented. Motion carried unanimously.

ACTION ITEMS:

- D.1 Consider the FY2022 draft Budget and FY2021 proposed tax rate, tax rate record vote and setting the public hearing date for September 16, 2021.

Motion by Vice President Clawson, second by Secretary Williams to set the proposed tax rate at \$0.0175/\$100 and set the public hearing date for September 16, 2021 for the adoption of the tax rate. A poll vote was taken: President Mike Freeman – Aye; Vice President Casey Clawson – Aye; Secretary Jeremiah Williams – Aye; Treasurer Kathy Cook – Nay; Vice Treasurer Greg Brill – Aye. Treasurer Cook left at 4:20 pm

- D.2 Consider authorizing the Board President to execute Supplemental Agreement #2 with AECOM for the Dam 101 Final Design contract.

Motion by Vice President Clawson, second by President Freeman authorizing the Board President to execute Supplemental Agreement #2 with AECOM to increase the contract to a not to exceed amount of \$2,104,833. Ayes: 4 Nays: 0 Motion carried.

- D.3 Consider authorizing the Board President to execute an Interlocal Agreement (ILA) with City of Cedar Park regarding the partner participation for the Block House Creek Bond Project.

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Motion by Secretary Williams, second by Vice Treasurer Brill authorizing the Board President to execute an Encroachment Agreement with the City of Cedar Park regarding the partner participation for the Block House Creek Bond Project. Ayes: 4 Nays: 0 Motion Carried.

D.4 Consider authorizing the Board President to execute an Interlocal Agreement (ILA) with the City of Round Rock regarding the partner participation for the Dam 101 Project.

Motion by President Freeman, second by Vice Treasurer Brill authorizing the Board President to execute an Interlocal Agreement with the City of Round Rock regarding the partner participation for Dam 101. Ayes: 4 Nays: 0 Motion carried.

D.5 Discussion and possible action on the current Policy for Appointing Future Directors dated July 15, 2015.

Discussion included the current Policy for Appointing Future Directors. It was decided to take no action. The Place 5 seat is due for reelection in May 2024. Per the existing policy and consistent with §49.105 Vacancies in the Texas Water Code, the District will post the vacancy on our website in anticipation of the future vacancy. Applications for appointment are due to the District Clerk by close of business on September 23.

PRESENTATIONS AND REPORTS:

E.1 General Manager's Report providing updates on various O&M and CIP activities.

F. EXECUTIVE SESSION PURSUANT TO CHAPTER 551, TITLE 5, TEXAS GOVERNMENT CODE. The board retired into executive session at 4:50 pm.

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

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

Motion by President Freeman, second by Vice Treasurer Brill providing the General Manager a favorable evaluation and authorizing \$15,000 in incentive pay for fiscal year 2021. Ayes: 4 Nays: 0 Motion carried.

ADJOURNMENT. There being no further business, the meeting was adjourned at 5:05 pm.

DATED AT ROUND ROCK, TEXAS ON THIS 15th DAY OF OCTOBER 2021.

ATTEST:


Mike Freeman, President


Lisa Moravitz, District Clerk