



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

Jeremiah D. Williams, President

Casey Clawson, Vice President

Greg Brill, Secretary

Lyle Grimes, Director

Ed Orlin, Director

Notice is hereby given for a meeting of the Board of Directors of the Upper Brushy Creek WCID to be held on March 30, 2023 at 4:00 p.m. at 460 Texas Avenue, Round Rock Texas 78664 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.

- A. CALL MEETING TO ORDER AND ANNOUNCE A QUORUM IS PRESENT**
- B. CITIZEN COMMUNICATION:** *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 February 23, 2023 Regular Meeting.
 - C.2 Consider approval of the Financial Statement.
- D. ACTION ITEMS:**
 - D.1 Consideration and possible action regarding award of the Grounds Maintenance Services for Dam Embankments and Auxiliary Spillways contract to TerraSol, LLC and authorizing the General Manager to execute an Agreement for an initial one-year term with two optional one-year renewals.
 - D.2 Consideration and action regarding selection of best offeror and authorizing the General Manager to negotiate and execute an Agreement with Dalrymple Gravel & Contracting Co., Inc. for the Dam 14 Rehabilitation Phase 1 – Embankment Project.
 - D.3 Consideration and possible action regarding Cost-of-Living Adjustment for the General Manager.
- E. 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.**
 - F.1 Executive session as authorized by §551.072 (Real Property) related to the deliberation regarding purchase, exchange, lease, or value of real property: Land and/or Easement acquisition for the Dam 101 project.
 - F.2 Executive session as authorized by §551.071 (Consultation with Attorney) regarding ongoing and possible litigation as it relates to: Construction, Permitting, and/or Landowner issues at Dam 3 and 4, including:

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- a. *Charles Tremblay and Leah Tremblay v. Upper Brushy Creek Water Control & Improvement District* in the Williamson County 395th Judicial District Court (Cause No. 22-1167-C395).

- F.3 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. Evaluation of General Manager

- G. RECONVENE TO OPEN SESSION TO TAKE ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION.**
- G.1 Consider, discussion and/or possible action related to Land and/or Easement acquisition for the Dam 101 project.
- G.2 Consider, discussion and/or possible action related to possible litigation as it relates to: Construction, Permitting, and/or Landowner issues at Dam 3 and 4, including:
 - a. *Charles Tremblay and Leah Tremblay v. Upper Brushy Creek Water Control & Improvement District* in the Williamson County 395th Judicial District Court (Cause No. 22-1167-C395).
- G.3 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. Evaluation of General Manager

ADJOURNMENT.

“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).”

CERTIFICATION

I certify that a copy of the March 30, 2023 agenda of items to be considered by the Board of Directors of the Upper Brushy Creek WCID was posted by March 24, 2023 before 4:00 pm.



Lisa Moravitz, 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.