



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 May 11, 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 March 30, 2023 Regular Meeting.

C.2 Consider approval of the Financial Statement.

C.3 Consider approval of the Quarterly Investment Report.

C.4 Consider authorizing the General Manager to execute an Agreement with M&E for Professional Engineering Services.

D. ACTION ITEMS:

D.1 Consider action regarding Temporary Construction Easements with Robinson family entities for the Dam 101 construction project.

D.2 Consider approval of Order 2023-02 approving amendments to the purchasing policy.

D.3 Consider authorizing the General Manager to execute an Agreement with the City of Round Rock to support the construction of the Dam 14 Rehabilitation project.

D.4 Consider authorizing fee payment to Mitigation Futures Conservancy for the Dam 101 off-site permittee responsible mitigation site.

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) and §551.071 (Consultation with Attorney) related to the deliberation regarding purchase, exchange, lease, or value of real property: Land and/or Easement acquisition for the Dam 101 project, including

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Temporary Construction Easements with the Robinson family entities.

- 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:
- 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. 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, including Temporary Construction Easements with the Robinson family entities.
- 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).

ADJOURNMENT.

CERTIFICATION

I certify that a copy of the May 11, 2023 agenda of items to be considered by the Board of Directors of the Upper Brushy Creek WCID was posted by May 5, 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.