



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 September 14, 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 August 3, 2023 Regular Meeting.

C.2 Consider approval of the Financial Statement.

C.3 Consider approval of Resolution 2023–03 adopting Post-Issuance Compliance Policies.

C.4 Consider approval of Resolution 2023–04 adopting the District Investment Policy.

D. ACTION ITEMS:

D.1 Conduct public hearing on the Tax Year 2023 proposed property tax rate.

D.2 Consider the Tax Year 2023 proposed tax rate order.

D.3 Consider adoption of the FY 2024 Budget.

D.4 Consider authorizing the General Manager to execute an Engineering Services Agreement with AECOM Technical Services, Inc. for engineering services during the construction of the Dam 101 Project.

D.5 Consider approval of Order 2023-03 approving amendments to the purchasing policy regarding change order authority of the General Manager.

D.6 Consider approval of Resolution 2023–05 approving the per diem rate and annual maximum for the Board of Directors.

D.7 Consider approval of the FY 2024 Meeting and Holiday Schedule.

D.8 Consider Authorizing the General Manager and Legal Counsel to finalize and execute a mediation settlement agreement and any associated closing or conveyance documents with North Austin Crossroads Community Church for the acquisition of an inundation easement interest in approximately 7.069 acres required in connection with the proposed Dam m101 improvement construction project and take other appropriate action (Parcel 8).

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E.1 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 §551.071 (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).

F.2 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 approximately 7.069 acres required from North Austin Crossroads Community Church.

G. RECONVENE TO OPEN SESSION TO TAKE ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION.

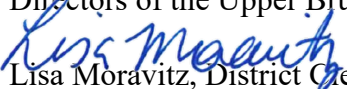
G.1 Consider, discussion and/or possible action related to possible litigation as it relates to: Construction, Permitting, and/or Landowner issues at Dam 3 and 4, including:

- 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 September 14, 2023 agenda of items to be considered by the Board of Directors of the Upper Brushy Creek WCID was posted by September 8, 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.