

**UPPER BRUSHY CREEK**  
**WATER CONTROL AND IMPROVEMENT DISTRICT**  
**460 TEXAS AVENUE, ROUND ROCK, TX 78664**  
**SPECIAL BOARD MEETING MINUTES**  
**JANUARY 19, 2023**

**CALL TO ORDER:** The Special meeting was called to order at 4:00 p.m. by President Williams and he announced a quorum was present.

**DIRECTORS PRESENT:** Jeremiah D. Williams, President; Casey Clawson, Vice President; Greg Brill, Secretary; Lyle Grimes, Director; and Ed Orlin, Director.

**STAFF PRESENT:** Alysha Girard, General Manager; Lisa Moravitz District Clerk; Stefanie Albright-BHDA, District Counsel; Gregor Forbes, Chief Project Manager; Laura Harris, Capital Programs Manager; Tiffany White, Executive Assistant; Don Childs-S&C, District ROW agent

**CITIZEN COMMUNICATIONS:** No public input received.

**C. ACTION ITEMS**

C.1 Consideration and action regarding the selection of the offeror for the construction of the Dam 101 flood mitigation structure.

Kevin Graf, Matt Fuss, Sundt Construction, Inc. and Darryl Jones, AECOM were both present to answer questions.

**Motion by Vice President Clawson, second by Secretary Brill approving the selection of Sundt Construction, Inc. as the offeror providing the best value for the construction of the Dam 101 project and authorize the General Manager and District Counsel to negotiate a contract for future Board consideration. Motion carried unanimously.**

**Change in agenda order at 4:32 pm**

**EXECUTIVE SESSION PURSUANT TO CHAPTER 551, TITLE 5, TEXAS GOVERNMENT CODE. The Board of Directors went into executive session at 4:32 p.m.**

D.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.

**RECONVENE TO OPEN SESSION TO TAKE ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION. The Board of Directors reconvened into executive session at 5:04 p.m.**

E.1 Consider, discussion and/or possible action related to Land and/or Easement acquisition for the Dam 101 project.

***Action to be taken on items C2 through C6 as discussed in executive session.***

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C.6 Consider authorizing the General Manager to execute a possession and use agreement with North Austin Crossroads Community Church, a Texas non-profit corporation DBA Crossroads Church Austin for 7.247 acre inundation easement needed for the Dam 101 construction project.

**Motion by Director Orlin, second by Vice President Clawson authorizing the General Manager to execute a possession and use agreement with North Austin Crossroads Community Church.**

**PRESENTATIONS AND REPORTS:**

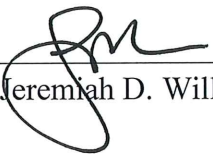
E.1 General Manager's Report providing updates on various O&M and CIP activities.

**ADJOURNMENT.** There being no further business, the meeting was adjourned at 5:08 pm.

**DATED AT ROUND ROCK, TEXAS ON THIS 23<sup>rd</sup> DAY OF FEBRUARY 2023.**

ATTEST:

  
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Lisa Moravitz, District Clerk

  
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Jeremiah D. Williams, President