

**MEETING MINUTES
BRUSHY CREEK MUNICIPAL UTILITY DISTRICT**

A meeting of the Board of Directors of Brushy Creek Municipal Utility District was held on the 13th day of August, 2009 at 6:00 p.m., in the District's office, 16318 Great Oaks Drive, Brushy Creek Subdivision, Round Rock, Texas. Notices of the time, place and the subject of the meeting, and the actions to be taken at the meeting, were posted at the places and for the time required by the laws of the State of Texas.

Agenda Item 1: Call to order

The meeting was called to order at 6:04 p.m. with the following Directors present: Paul Tisch, President, Rebecca Tullos, Treasurer, Bob Grahl, Assistant Secretary, Treasurer, Cris Yackle, Vice President and Russ Shermer, Secretary. General Manager Tom Clark was absent. District Attorney Tony Corbett and staff were also in attendance.

Agenda Item 2: Announcements

None

Agenda Item 3: Discussion regarding order of consideration of agenda items

The Board agreed to consider certain matters out of the order set forth on the agenda in order to accommodate visitors.

Agenda Item 4: Citizens' Comments

A citizen asked the President of the Board a number of questions.

Agenda Item 10(a): BCWA Request for Reduced Room Rental Rates

After a brief introduction by Tim Ishman, Ricci Nelson requested that the Board waive room rental fees for meetings conducted by the BCWA. Director Yackle requested that staff amend the existing Hairy Man Festival Agreement with BCWA to include a room for one regular monthly meeting of the BCWA at no cost for a 12 month period. The Board continued discussion. The Board also requested that staff evaluate the availability of meeting rooms, and financial impact of the request.

Agenda Item 5: Citizen Advisory Committee Reports

None.

Agenda Item 6(a): Consultant Reports

None.

Agenda Item 6(b): Staff Reports

(1) Repairs at Intake Structure

Mike Wheeler reported on the status of repairs at the intake structure.

(2) Water Treatment Facility Improvements

Mike Wheeler reported that bids had been received on the Water Treatment Facility improvement project, and that various equipment had been ordered. He also reported that the District's consulting engineer was continuing to prepare the pilot study protocol. Staff was directed to email the bids to the Directors.

(3) Asbestos Removal at Maintenance Yard

Mr. Wheeler reported that an asbestos removal contractor would remove asbestos at the maintenance yard in the next week, after which demolition activities would proceed.

(4) Renovations at 901 Great Oaks

Mr. Wheeler reported that the public works staff was utilizing the building, and that internet connections had been installed in the building.

(5) Water Treatment Facility Security System-

Mr. Wheeler reported on the security system at the Water Treatment Facility. The Board asked staff to conduct additional research regarding the system. Staff was directed to leave this item on the agenda until completion.

(6) Water Treatment Facility Fire System Monitoring

Mr. Wheeler reported that the security system installer was scheduled to inspect the fire system monitoring system. He reported that it would be completed by the end of the current fiscal year.

(7) Status of Five Year Financial Plan

Mike Petter reported that he was in the process of refining the draft Five Year Financial Plan, and anticipated completion within the next couple of months. The Board requested that he run the model using different assumptions regarding projected growth.

(8) Update Regarding Parks and Recreation Operations Analysis Conducted by Ballard King

Tim Ishman reported that staff is preparing data for the Ballard King site visit, which has been scheduled for later in the month. Staff was directed to leave this item on the agenda until completion.

(9) Update Regarding Discussions with Fern Bluff MUD Regarding Greenbelt

Tom Clark reported that Fern Bluff replied that it was willing to convey the land but desired fair market value for the land. The Board requested that legal counsel speak to Fern Bluff MUD's attorney, and the Oak Brook HOA, regarding acquisition of the detention pond lands.

(10) Update Regarding Status of Water System Supply and Conservation Matters

Tom Clark presented a report regarding the status of drought conditions. He reported on the District's water production relative to its permit capacity and production capacity at the Water Treatment Facility. Mr. Clark then discussed the status of water supplies in Lake Stillhouse Hollow and Lake Georgetown. He reported that based on water supply projects, the District's lowest screen should be submerged until summer 2010, at which time new pumps will be operational by BRA to allow more water from Lake Stillhouse Hollow to be pumped into Lake Georgetown. Mr. Clark also reported that he was working with legal counsel on the preparation of a revised Drought Contingency Plan.

(11) Update on Cell Tower Antennas

Mr. Clark reported that staff was working with Verizon on the proposed site improvements at the North Elevated Water Storage Facility. He also reported that the changes to the Clearwire Wireless leases were being considered by Clearwire Wireless.

(12) Update on Sendero Springs Detention Pond

Mr. Wheeler reported that staff had performed some maintenance on detention ponds in Sendero Springs, and that the conveyance of ownership of the lands on which the ponds are located would be considered at the next meeting. The Board asked staff to evaluate the safety of the ponds, and to ask TML to evaluate the potential liability of the ponds.

Agenda Item 7: Consent Agenda

Director Yackle moved approval of the Consent Agenda. The motion was seconded by Director Grahl and approved unanimously. The Board thereby approved the following items:

(a) The Board approved the meeting minutes from the April 18, 2009 and May 11, 2009 meeting minutes in the form set forth in the meeting packets.

(b) The Board approved the Facility Coordinator Job Description in the form set forth in the Board packet.

(c) The Board approved revisions to the District's Paid Time Off Policy in the form set forth in the Board packet.

(d) The Board approved the Order Declaring Public Works Vehicles and Equipment Surplus, in the form set forth in the Board packets.

Recess: The Board recessed the meeting at 7:37 p.m. The meeting reconvened at 7:47 p.m.

Agenda Item 8: Technology Department Matters

(a) IT Infrastructure - Mark Palmer reported on the status of the District's information technology, and the need to replace certain infrastructure. He specifically discussed the need for server replacement. The Board conducted extensive discussion regarding technology system improvements, and the District's overall technology vision and goals. The Board directed staff to proceed with the critical server infrastructure replacement, but to ensure it is consistent with the District's overall technology improvement plan.

Agenda Item 9: Public Works Department Matters

(a) Superior Water System Signs

Mike Wheeler requested that the Board approve the purchase and installation of superior water system signs. The Board directed staff to proceed with purchase and installation of the signs as promptly as practicable.

Agenda Item 11: Human Resources Department/Financial Matters

(a) Amendment to Investment Policy

Director Tullos moved that the Board amend the District's Investment Policy to authorize up to 50% of the District's funds to be invested in certificates of deposit. The motion was seconded by Director Tisch. After discussion, the motion carried unanimously.

Agenda Item 12: Administrative Department Matters

(a) Appointment of Representative to Williamson County Census Committee

Director Tisch moved to appoint Director Yackle as the District's representative to the Williamson County Census Committee. The motion was seconded by Director Grahl, and passed unanimously.

(c) Directors Handbook-

Director Tullos requested that the District commence preparation of an updated Directors Handbook for the May 2010 directors' election. Director Tullos agreed to

work with staff on preparation of the handbook. The Board asked staff to try to complete the update by January, 2010.

(d) Amendment to Budget for Open Records Administrative Services

Tom Clark reported that he would increase the authorized hours for Norma Chakrabarty in the 2010 fiscal year budget. The Board directed staff to increase her hours, and to include \$15,000 in the proposed FY 2010 budget. He advised the Board that existing budgeted monies in the 2009 fiscal year budget would allow for her increased hours for this fiscal year.

(e) Walsh Ranch Trail Ribbon Cutting Ceremony

Tim Ishman provided a report on the status of preparation for the August 22, 2009 ceremony.

Executive Session- At 9:12 p.m., President Tisch announced that the Board would go into Executive Session to seek legal opinions and advice with respect to Agenda Item 12(b) and (f). At 10:15 p.m., Director Tisch reconvened the public portion of the meeting. He announced that no decisions, actions or votes were taken in Executive Session.

Agenda Item 12: Administrative Department Matters

(b) LCRA Regional System

Direction was given to staff to leave this matter on the next agenda.

(f) Sheriff Patrols

The Board directed staff to place this item on the next agenda.

Adjournment:

Director Shermer moved to adjourn the meeting. The motion was seconded by Director Grahl, and passed 5-0. The meeting adjourned at 10:17 p.m.



Russ Shermer, Board Secretary