

**OCTOBER 23, 2008 MEETING MINUTES
BOARD OF DIRECTORS OF
BRUSHY CREEK MUNICIPAL UTILITY DISTRICT**

A meeting of the Board of Directors of Brushy Creek Municipal Utility District was held on the 23rd day of October, 2008 at 5:00 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 5:07 pm with Directors Paul Tisch, Cris Yackle, Rebecca Tullos, Bob Grahl and Russ Shermer present. General Manager Tom Clark, other staff, and District Attorney Tony Corbett were also in attendance.

Agenda Item 2: Order and consideration of agenda items.

The Board briefly discussed the consideration of agenda items. President Tisch announced that the Board would consider Item #3 (relating to Standing Committees) after consideration of other agenda items.

Action Items

Director Yackle requested that Item 8 and 10 be pulled for discussion. Director Tullos moved that the Board approve items 4, 5, 6, 7 and 9. The motion was seconded by Director Grahl, and carried unanimously. The Board thereby approved the following items:

Agenda Item 4: Meeting Minutes. The Board approved the October 9, meeting minutes.

Agenda Item 5: Meeting Minutes- The Board approved the February 28, 2008 meeting minutes.

Agenda Item 6: Resolution Approving New Bank Account.- The Board approved the resolution approving the opening of a new bank account for Keep Texas Beautiful Grant Funds.

Agenda Item 7: Purchase of Stormwater Software- The Board approved the purchase of stormwater management software, as more particularly described in the Board packets.

Agenda Item 9: Amendment to Notice to Purchaser Form- The Board approved the amendment to the Notice to Purchaser Form included in the Board packets.

Agenda Item 8: Professional Services Agreement with URS Corporation.

The General Manager provided background information regarding the proposed engineering consulting services contract. He stated that individual task orders would be executed for specific services to be performed under the contract. He requested authorization to execute such work orders, provided the total compensation would not exceed \$15,000 without Board approval. After discussion, Director Yackle moved that the Board approve the contract and authorize payment in an amount not to exceed \$15,000 for services performed under the contract and individual work orders executed by the General Manager. The motion was seconded by Director Tullos and approved unanimously.

The Board gave direction that staff provide to the Board a copy of the first work order for each different task to be performed by URS.

Agenda Item 10: Accept Improvements within Cornerstone Development.

Director Yackle moved acceptance of the Phase I Highland Horizons water, wastewater and drainage improvements, save and except the four items reflected in the October 17, 2008 engineer recommendation included in the Board's packet. The motion was seconded by Director Tullos, and passed unanimously.

Agenda Item 3: Standing Committees

At 5:24 p.m., President Tisch announced that the Board would go into Executive Session to seek legal advice and opinions from legal counsel regarding agenda item #3. At 6:45 p.m., the Board reconvened the public portion of the meeting. President Tisch announced that no decisions or votes were taken in Executive Session.

Meeting Recess

The Board then recessed the meeting at 6:46 p.m.

JOINT MEETING

President Tisch reconvened the meeting at 7:00 p.m.

Agenda Item 11: Presentation and Recognition of District staff, committees, and accomplishments

Different Board members and staff recognized accomplishments of staff and committees during the previous fiscal year. No action was taken.

Agenda Item 12: FY 2008-9 Budget.

General Manager Clark attempted to provide a brief overview of the District's fiscal year budget on behalf of the Controller (who was absent due to a family emergency), but ceased efforts due to problems with the power point presentation. No action was taken by the Board.

Agenda Item 13: Legal Report Regarding Annexation and Incorporation

The District's legal counsel provided a brief overview of Texas law regarding annexation and incorporation matters. No action was taken by the Board.

Adjournment:

Director Grahl moved to adjourn the meeting. The motion was seconded by Director Shermer, and passed unanimously. The meeting adjourned at 9:35 p.m.



Russ Shermer, Board Secretary