

**MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS OF  
BRUSHY CREEK MUNICIPAL UTILITY DISTRICT**

**May 25, 2006**

A regular meeting of the Board of Directors of Brushy Creek Municipal Utility District was held on the 25th day of May 2006 at 7:00 p.m., in the District's office, 16318 Great Oaks Drive, 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.

1. President Widacki called the meeting to order at 7:04 PM and established a quorum consisting of Vice President Buchanan, Treasurer Allen Gaetjens, Secretary Cristine Yackle and Asst Treasurer Rebecca Tullos. Also present were Interim General Manager AJ Olson, Deputy Secretary Teresea Schade, District Engineer Jimmy Griffith and General Counsel Tony Corbett.
2. The first item of business considered related to the seating of Rebecca Tullos, Paul Tisch and Cris Yackle as directors. Williamson County Commissioner Lisa Birkman administered the Oath of Office to each individual. It being established that the Statements of Elected Officers and other requirements of office had been satisfied, the new directors took their positions. The newly-elected Board of Directors decided to postpone the election of officers and committee assignments until a later meeting.
3. The Board then received Citizen Comments. A citizen asked that the District re-calculate his sewer bill and refund the difference. Staff was directed to place this item on the 6/8/06 meeting agenda. No action was taken by the Board at this time.
4. The Board next received a report from Williamson County Commissioner Lisa Birkman. She summarized various projects within Williamson County that may impact or otherwise be of interest to the District. No action was taken by the Board regarding the report.
5. The Board next discussed the District's participation in the Games of Texas. Sharon Prete presented an overview of the event, along with the District's financial obligations. After discussion, Director Tisch made a motion for the District to continue participation in the Games of Texas in accordance with the terms set forth in Jim Nuse's February 2, 2006 correspondence. Director Widacki seconded the motion which passed, with Directors Widacki, Buchanan, Yackle and Tisch voting for the motion. Director Tullos voted against the motion.
6. President Widacki called a recess at 8:59 pm. The meeting reconvened with Director's Widacki, Buchanan, Yackle, Tullos, and Tisch at 9:08 pm
7. The next item of business related to trail system additions. After discussion and citizen comments, Director Buchanan made a motion seconded by Director Widacki to not proceed with building a trail within the public right of way in the Great Oaks subdivision. The motion passed, with all present voting for the motion.
8. The Board next discussed the consent agenda. Director Tullos requested that both items be removed from the consent agenda. Director Tullos then made a motion to approve the minutes of May 11<sup>th</sup> provided paragraph 11 was revised to clarify that the Board approved disbursement reports at its previous meeting. Director Buchanan seconded the motion which passed with all present voting aye. Director Tullos then made a motion to approve the resolution approving payment of invoices from the District's Series 2005 bond funds. Director Buchanan seconded the motion which passed with all present voting aye.

9. The next item of business was the Strategic Partnership with the City of Round Rock. The Board requested that General Counsel Corbett contact Hyland Joint Venture and Round Rock ISD as to whether they would be willing to voluntarily record a deed restriction prohibiting the construction of billboards on their property by subsequent owners. No further action was taken by the Board.
10. The next item of business discussed by the Board was the air conditioning/heating system at the Community Center. Director Buchanan made a motion to approve payment up to \$5,000 to investigate and improve the operation of the cooling and heating system, including computer system operations related thereto. Director Tullos seconded the motion which passed, with all present voting for the motion.
11. The Board of Directors next discussed personnel matters. Director Buchanan made a motion to approve the hiring of a temporary assistant for the Recreation Center Manager through September 30, 2006. Director Tullos seconded the motion which passed with all present voting for the motion.
12. The next item of business discussed was the purchase of a playscape addition for Brushy Creek North Park. Director Tullos made a motion to approve the expenditure of funds up to \$23,000 for purchase and installation of a playscape. Director Tisch seconded the motion which passed with all present voting aye. The Board also directed General Counsel Corbett to review and revise the draft vendor's terms and conditions set forth in the proposed invoices prior to purchase of the facilities.
13. The Board of Directors next discussed the entrance sign at Sendero Springs pool. No action was taken by the Board at this time. Staff was directed to consult with an architect for a design of a standardized sign for the District.
14. The Brushy Creek MUD Directors then discussed the creation of an election procedures handbook. Staff was directed to create an election procedures manual that could be utilized by staff in the future to conduct District elections. Director Yackle volunteered to assist Staff with the project. Staff was directed to report back to the Board within sixty (60) days.
15. The next item of business was the upgrading of the District's marquees. Staff was directed to research digital/wireless/solar marquees and to report back at the June 22<sup>nd</sup> meeting.
16. At 12:21 AM, President Widacki announced that the Board would go into Executive Session pursuant to Subchapter D, Chapter 551, Texas Government Code, Texas Open Meetings Act to seek legal opinions and advice regarding Agenda Item VIII.D.(gym floor defects) and XIX.C. to discuss personnel matters relating to individual District employees and vacant job positions. Executive Session ended at 2:07 A.M. President Widacki convened the meeting at 2:12 AM with a quorum consisting of Directors Widacki, Buchanan, Yackle, Tullos, and Tisch. He announced that no final action, decision or votes had been taken in Executive Session.
17. The Board of Directors then discussed personnel matters. Director Widacki made a motion for Intersource to stop taking applications for the General Managers position on June 7, 2006. Director Buchanan seconded the motion which passed with all present voting for the motion. The Board also authorized Interim General Manager Olson to employ an administrative assistant.

At 2:21 A.M., a motion was made by Director Tisch and seconded by Director Buchanan to adjourn the meeting. Motion carried. All present voted aye.

Director Widacki adjourned the meeting at 2:21 A.M.

Cristine A. Yackle  
Cristine Yackle, Secretary