

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

**January 25, 2007**

A regular meeting of the Board of Directors of Brushy Creek Municipal Utility District was held on the 25th day of January 2007 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.

**Roll Call and Establishment of Quorum (Agenda Item 1)**

Vice President Paul Tisch called the meeting to order at 7:05 p.m. and established a quorum consisting of Vice President Paul Tisch, Secretary Cristine Yackle, Treasurer Rebecca Tullos, and Assistant Treasurer Larry Buchanan. Also present were General Manager Tom Clark, Deputy Secretary Margie Anthes, and Legal Counsel Tony Corbett. Upon establishment of a quorum, the Board conducted the Pledge of Allegiance. President Steve Widacki arrived at 7:25 p.m.

**Citizens Communications (Agenda Item 2)**

The first order of business was Citizens Comments. Mr. Richard Lary thanked the Board for taking action with regard to stormwater runoff from the District's water treatment plant. No other comments from citizens were received.

**Announcements and Recognition (Agenda Item 3) None**

**Citizen Advisory Committee Matters-Standing (Agenda Item 4) None**

**Consent Agenda (Agenda Item 5)**

The Board next considered approval of the Consent Agenda. Tom Clark requested that approval of September 28, 2006 minutes be pulled from agenda item (a) and Director Tullos requested that approval of the October 12, 2006 minutes be pulled from agenda item (a).

Upon a motion by Director Buchanan, seconded by Director Tullos, the Board of Directors unanimously approved the remaining consent agenda (consisting of the following items: (b) Adopt Order approving annexation of Tony, Ltd. Tract and (c) adopt Order approving annexation of Lamb Tract.).

After discussion, Director Buchanan moved to approve the September 28, 2006 minutes and the October 12, 2006 minutes provided they were revised to incorporate certain clarifications. The motion was seconded by Director Tullos and approved 4-0.

**Consideration of use of Brushy Creek Community Center as early voting poll site April 30 through May 8, 2007 (Agenda Item 6)**

The Board next considered the request from the Williamson County Elections Department for permission to use of Brushy Creek Community Center as an early voting site.

After discussion, Director Buchanan moved to authorize General Manager to meet with a representative from the WilCo Elections Department regarding use of the Community Center as a voting site. The motion was seconded by Director Tullos and approved unanimously. The Board also directed staff to add uniform election days and early voting days to the District calendar in order to reserve space in the Community Center for elections purposes.

Consider and approve Temporary Raw Water Supply Agreement with Blake Magee Company, for construction water for Parkside at Mayfield Ranch (Agenda Item 7)

The next item of business concerned the Temporary Raw Water Supply Agreement with Blake Magee Company. A motion was made by Director Buchanan and seconded by Director Tisch authorize nonsubstantive revisions required to finalize the agreement, and to authorize execution. Director Widacki abstained from participation in the discussion and vote, and the motion carried 4-0.

Consider acceptance of conveyance of land from Villages of Brushy Creek HOA for park. (Agenda Item 8)

The Board then considered the acceptance of dedication of park property to the District by the Villages of Brushy Creek HOA. After discussion, Director Tullos moved to accept the dedication contingent on the HOA's approval of the conveyance at its next meeting. The motion was seconded by Director Tisch and passed unanimously. The General Manager was directed to bring the park up to District standards after acceptance by the District.

Consideration and Action concerning interim out of District Service for the Warren Tract (Agenda Item 9)

The next item of business was the request for interim out of District Service for the Warren Tract. After extensive discussion, the matter was tabled and the General Manager was directed to contact the developer to gather more information so that the Board could determine whether the proposed project would compete with commercial development within the District for which the District may levy and collect ad valorem tax revenues.

Consider and approve Round Rock Refuse rates (Agenda Item 10)

After discussion, this item was tabled and the General Manager was directed to negotiate a new contract with Round Rock Refuse. The Board also requested that the Controller survey other municipalities' fees for comparison purposes.

Consider and approve Employee Benefits Renewal (Agenda Item 11)

The next item of business was the Employee Benefits Renewal. Director Buchanan moved to accept Staff's recommendation, as set forth in the Board's packet. The motion was seconded by Director Tisch and unanimously approved.

Financial Matters (Agenda Item 12)

John McLemore briefly addressed the Board regarding the format of the District's financial reports.

The District's Controller presented and discussed the October Financial Report. No action was taken by the Board.

Committee Reports (Agenda Item 13)

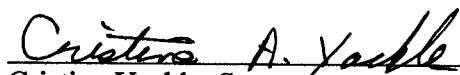
General Manager Tom Clark provided a brief status reports regarding the Scanning/Website and Code of Ethics Nepotism committees. No other committee reports were presented and no action was taken by the Board regarding the reports.

Staff and Consultant Reports (Agenda Item 14)

The Board received reports from the General Manager, Public Works Director, Recreation Manager and Controller. No action was taken regarding these matters.

Adjournment (Agenda Item 15)

At 9:08 p.m., a motion was made by Director Buchanan to adjourn the meeting. The motion was seconded by Director Yackle, and passed unanimously. President Widacki adjourned the meeting at 9:08 p.m.

  
Cristine Yackle, Secretary