

**BRUSHY CREEK REGIONAL UTILITY AUTHORITY, INC.
BOARD OF DIRECTORS MEETING
WEDNESDAY, SEPTEMBER 15, 2010 AT 5:00 P.M.
CEDAR PARK PUBLIC LIBRARY
550 DISCOVERY BLVD.
CEDAR PARK, TX 78613**

DIRECTORS

Mitch Fuller, President
George White, Vice-President
John D. Cowman, Secretary
Lowell Moore, Citizen Director
Kris Whitfield, Citizen Director
Christopher Fielder, Citizen Director

APPROVED MINUTES

1. CALL BOARD MEETING TO ORDER – 5:00 p.m.

The meeting was called to order at 5:00 p.m.

2. ROLL CALL

Present:

President Fuller

Director Kris Whitfield

Director Christopher Fielder

Absent: Vice-President White

Director Lowell Moore

Secretary Cowman

General Manager Chris Lippe and Cedar Park City Attorney Charles Rowland were also in attendance.

3. CITIZEN COMMUNICATION

No one spoke during citizen communication.

4. APPROVAL OF MINUTES:

4A. Consider approval of the BCRUA meeting minutes for August 25, 2010.

MOTION: Director Fielder moved to approve the minutes. Director Whitfield seconded the motion.

ACTION: Ayes: President Fuller
Director Fielder
Director Whitfield

VOTE: Approved by unanimous vote

5. REGULAR BUSINESS:

5A. Consider a discussion concerning the dialogue with elected officials and the Village of Volente.

Director Moore arrived during the discussion of this item.

President Fuller mentioned that he will be sending a letter to Mayor Blackmore-Hilista and also follow-up with the Volente's city secretary requesting to be added to one of their upcoming Village of Volente's agenda.

5B. Consider a discussion concerning the Texas Water Development Board presentation.

Chris Lippe, General Manager, spoke regarding the upcoming TWDB presentation in November 2010. The presentation to the TWDB will consist of a project status and funding update, projected schedule for each phase and information on the project savings. This information must be provided to TWDB staff in October as they will be presenting the information. BCRUA Board members should also be present for comment. The presentation will be held on November 18, 2010.

6. PRESENTATIONS:

6A. Consider a presentation regarding the BCRUA project status report.

Michael Thuss, Construction and Programs Manager, provided a brief report regarding the construction project. Mr. Thuss introduced Natalie Williams as a project control person for the three new projects (barge, underwater pipeline, and segment 2c). All projects are on schedule with minor delays. Weekend work is occurring in order to stay on schedule. The recent flood did cause some property damage but a detail report has not been provided as of yet. There were four complaints in August and complaints in September have been numerous also due to the recent flood. All complaints are being addressed by staff.

7. RESOLUTIONS:

7A. Consider a resolution authorizing the President to execute a Construction Contract with Excel Construction Services, LLC for the construction of the Floating Intake Facilities Project.

Michael Thuss, Construction and Programs Manager, gave a brief overview of the bidding process. Mr. Thuss recommended approval in the amount of \$3,807,500. President Fuller requested that the amount of each contractual item be added to the agenda wording for future agendas.

MOTION: Director Fielder moved to approve the resolution. Director Whitfield seconded the motion.

ACTION: Ayes: President Fuller
Director Fielder
Director Whitfield

VOTE: Approved by unanimous vote

8. EXECUTIVE SESSION:

- 8A. Consider Executive Session as authorized by §551.072, Government Code, related to the purchase of real property to wit: considerations of terms of the Purchase Contract with Patricia & Lionel Devine for the permanent and temporary easement property rights for Parcel 17E (the Devine tract).**

- 8B. Consider Executive Session as authorized by §551.072, Government Code, related to the purchase of real property to wit: considerations of terms of the Purchase Contract with Lansford Family Limited Partnership for the permanent and temporary easement property rights for Parcel 18E (the Lansford tract).**

The board recessed to executive session at 5:17 p.m. and reconvened at 5:32 p.m.

9. ACTION RELATIVE TO EXECUTIVE SESSION:

- 9A. Consider discussion and/or possible action related to the purchase of real property to wit: Purchase Contract with Patricia & Lionel Devine for the permanent and temporary easement property rights for Parcel 17E (the Devine tract).**

- 9B. Consider discussion and/or possible action related to the purchase of real property to wit: Purchase Contract with Lansford Family Limited Partnership for the permanent and temporary easement property rights for Parcel 18E (the Lansford tract).**

MOTION: Director moved to authorize the President to execute a purchase contract and associated documents as discussed in executive session to acquire the Devine parcels and easements for the Devine tract in the amount of \$180,000 and Lansford tract in the amount of \$155,000. Director Whitfield seconded the motion.

ACTION: Ayes: President Fuller
Director Fielder
Director Whitfield

VOTE: Approved by unanimous vote

10. DIRECTOR CLOSING COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST

President Fuller requested that the Comptroller's Transparency Award be researched to determine if the BCRUA can meet the qualifications. President Fuller also mentioned his recent presentation to Envision Central Texas as he was able to discuss the success of the BCRUA project. There were no comments from the board members.

11. ADJOURNMENT

The meeting was adjourned at 5:40 p.m.

Minutes are respectfully submitted by Monique Adams.