

**BRUSHY CREEK REGIONAL UTILITY AUTHORITY, INC.
BOARD OF DIRECTORS MEETING
WEDNESDAY, JANUARY 20, 2010 AT 7:00 P.M.
ROUND ROCK CITY HALL – COUNCIL CHAMBER
ROUND ROCK, TEXAS 78664**

APPROVED MINUTES

1. CALL BOARD MEETING TO ORDER – 7:00 p.m.

Meeting called to order at 7:00 p.m.

2. ROLL CALL

Present:

President Fuller

Vice-President White

Secretary Cowman

Absent: None

General Manager Chris Lippe and Round Rock City Attorney Steve Sheets were also in attendance.

3. CITIZEN COMMUNICATION

None

4. APPROVAL OF MINUTES:

4A. Consider approval of the BCRUA meeting minutes for December 16, 2009.

MOTION: Secretary Cowman moved to approve the minutes. Vice-President White seconded the motion.

ACTION: Ayes: President Fuller
Vice-President White
Secretary Cowman

VOTE: Approved by unanimous vote

5. REGULAR BUSINESS:

(Items 5A & 5B were discussed after item 7A)

5A. Consider a discussion concerning the communication with the Village of Volente.

Once a six member board is appointed, President Fuller would like to form a sub-committee who will be able to meet with the Village of Volente representatives in April. President Fuller reported that the Village of Volente hired a lobbyist which will increase their profile on the political front.

5B. Consider a discussion concerning the BCRUA's position with respect to anticipated legislative advisory services.

President Fuller would like to consider, as a board, hiring a lobbyist. He explained it is in the best interest of the board that they have a collective voice on water issues as it will continue to be a prominent issue in next legislative session. This service is not a budgeted item. President Fuller would like to further discuss the potential of an RFP on the next agenda.

6. PRESENTATIONS:

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

Mike Thuss, Program Manager announced that the excavation has begun at the water treatment plant (1906 Hur Industrial Blvd) and construction is scheduled to begin on Trails End Road the following week. Two legitimate complaints have been received and resolved within the first six weeks of construction. Mike will send a hard copy of a monthly progress report to the board members and also post on the BCRUA website.

The duration of the trenching will be about fourteen months to complete beginning in late January. The hours of operation will be 7 am – 7 pm. This information has been shared with the residents along the route via letter and has been posted on fences and mail boxes. Mike has visited personally with some of the residents.

Board members emphasized the importance of being a good neighbor.

7. RESOLUTIONS:

7A. Consider a resolution approving an amendment to the BCRUA Articles and By-Laws, subject to the approval of the Participating Cities.

Steve Sheets, Round Rock City Attorney gave some history on the creation of the corporation and summarized some of the concerns identified with the creation of the board. It was decided to operate as one city – one vote format in order for the decision making power to be equal from all three cities.

After review and discussion of each of the revisions, the following amendments were agreed upon:

Size of the board – The board will be a six member board with two directors appointed by respective City Councils. The "Council Director" can be a Mayor or Councilmember. The Council Director will be the voting director. The second director can be a member of the staff, a resident or water customer of the city, or a Mayor or Councilmember and will be referred to as "Citizen Director".

Resolutions - Item 7A - Continued

Voting – One city one vote format. The Citizen Director is able to vote on behalf of the Council Director if he is absent from a board meeting.

Term/Officer Rotation – Each director will hold a two year term. The rotation of each position will begin on July 1, 2011. Directors will rotate office positions among the three Cities every year.

Treasurer – Eliminate the office of the Treasurer.

Secretary – Assign staff member to take the minutes of the board meetings

Contracts – If an item is in the budget and is less than \$500,000 the board has the authority to approve the contract/change order.

Steve Sheets will amend the Articles and Bylaws as agreed upon in the meeting and each City Council will take action on the amendments. The BCRUA Board will also take action on the final draft amendments at a later date.

MOTION: Secretary Cowman moved to approve the resolution. Vice-President White seconded the motion.

ACTION: Ayes: President Fuller
Vice-President White
Secretary Cowman

VOTE: Approved by unanimous vote

7B. Consider a resolution authorizing the President to execute a Material Testing Agreement with Fugro Consultants, Inc., subject to the approval of the Participating Cities.

MOTION: Secretary Cowman moved to approve the resolution. Vice-President White seconded the motion.

ACTION: Ayes: President Fuller
Vice-President White
Secretary Cowman

VOTE: Approved by unanimous vote

7C. Consider a resolution authorizing the President to execute a Material Testing Agreement with Pre-Test Laboratory of Central Texas for the Raw Water Transmission Line, subject to the approval of the Participating Cities.

MOTION: Vice-President White moved to approve the resolution. Secretary Cowman seconded the motion.

ACTION: Ayes: President Fuller
Vice-President White
Secretary Cowman

VOTE: Approved by unanimous vote

7D. Consider a resolution authorizing the President to execute a Material Testing Agreement with Kleinfelder Central, Inc. for the Treated Water Transmission Line, Segment One, subject to the approval of the Participating Cities.

MOTION: Secretary Cowman moved to approve the resolution. Vice-President White seconded the motion.

ACTION: Ayes: President Fuller
Vice-President White
Secretary Cowman

VOTE: Approved by unanimous vote

8. DIRECTOR CLOSING COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST

Secretary Cowman - no comment

Vice-President White – no comment

President Fuller was thankful for the discussion and the consensus of the board.

9. ADJOURNMENT

The meeting adjourned at 8:14 p.m.

Minutes respectively submitted by Monique Adams