

**BRUSHY CREEK REGIONAL UTILITY AUTHORITY, INC.
BOARD OF DIRECTORS MEETING
WEDNESDAY, DECEMBER 16, 2009 AT 7:00 P.M.
CEDAR PARK PUBLIC LIBRARY
550 DISCOVERY BLVD
CEDAR PARK, TX 78613**

APPROVED MINUTES

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

The meeting was called to order at 7:00 p.m.

2. ROLL CALL

Present:

President Mitch Fuller

Vice-President George White

Secretary John D. Cowman

Absent: None

3. CITIZEN COMMUNICATION

Judy Graci – 15775 Booth Circle, Volente, TX 78641

4. APPROVAL OF MINUTES:

4A. Consider approval of the BCRUA meeting minutes for November 18, 2009.

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

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

VOTE: Approved by unanimous vote

5. REGULAR BUSINESS:

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

President Fuller requested a meeting with Village of Volente before the end of February to discuss the due diligence study.

6. PRESENTATIONS:

6A. Consider a presentation regarding the status of the recommendations provided from the BCRUA Board Work Session.

Chris Lippe, General Manager reviewed the recommendations to expand the board to six members; two members from each city with one of the members being an elected official and the other member being appointed by the city council. The amended by-laws will be addressed at the January board meeting. President Fuller reported the concerns of Cedar Park City Council

6A. PRESENTATIONS – CONTINUED

including the desire to have an odd number board in order to avoid a tie in the voting process. President Fuller encouraged the discussion to continue with the three city managers.

Chris Lippe also discussed potential changes related to the future financial authority given to the board and/or the general manager. Any of these changes will be reflected in an amendment to the master agreement.

President Fuller discussed the long term value of this governing body and how it relates to the fourth item outlined on the summary of recommendations (Proactive action on long-term water policy). He continued with reading a portion of an article by Tom Staples, Agriculture Commissioner regarding reliable water resources.

6B. Consider a presentation regarding the status of the Deep Water Intake Due Diligence Study.

Drew Harding with Jacobs gave an update on the due diligence study explaining that the technical evaluation is 90% complete and information included in the update will probably change before the final completion. Mr. Harding reviewed the study including seven intake sites and six intake types identifying major criteria and the costs associated with each option. He outlined the purpose of the due diligence study which is to identify the exact location of the intake and pipeline as well as determine the potential impacts and permits/approvals that will be required. He then discussed the details of the deep water intake alternatives to include lake level projections, alternatives evaluation, and site four evaluations. Costs and community impacts are key issues of concern as the due diligence study is being completed. Mr. Harding compared the estimated costs and constraints on the deep water intake alternatives. The discussion covered the projections of the lake levels and how it needs to be taken into account.

7. RESOLUTIONS:

7A. Consider a resolution authorizing the President to execute an Agreement for Investment Advisory Services with Patterson & Associates, subject to the approval of the Participating Cities.

Chris Lippe, General Manager introduced Linda Patterson and gave a summary of her professional background and work history.

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

7B. Consider a resolution authorizing the President to execute a Construction Contract with S.J. Louis Construction of Texas, Ltd. for the Treated Water Transmission Line, Segment 1, subject to the approval of the Participating Cities.

Michael Thuss, Program Manager provided a brief construction update on the project. Mr. Thuss introduced Julie Hastings, project manager with LAN.

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 approving an update to the BCRUA Investment Policy.

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

7D. Consider a resolution approving an Authorized Broker Dealer List.

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

7E. Consider a resolution approving the Bank of America Evidence of Trading Authority Form.

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

7F. Consider a resolution approving an Amendment to The Bank of New York Mellon Trust Company, N.A. Incumbency Certificate document.

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

Vice-President White – No comments

Secretary Cowman – No comments

President Fuller – Anxious for April 2012 when Phase I will be completed.

9. ADJOURNMENT

The meeting adjourned at 8:10 p.m.

Minutes respectfully submitted by Monique Adams