



BRUSHY CREEK

REGIONAL UTILITY AUTHORITY

A Partnership of Cedar Park, Leander, and Round Rock

**BRUSHY CREEK REGIONAL UTILITY AUTHORITY, INC.
BOARD OF DIRECTORS MEETING
TUESDAY, MAY 27, 2008 at 7:00 P.M.
CEDAR PARK PUBLIC LIBRARY
550 DISCOVERY BLVD.
CEDAR PARK, TEXAS 78613**

DIRECTORS

Scott Rhode, President
Cobby Caputo, Vice President
John D. Cowman, Secretary/Treasurer

AGENDA

1. **CALL BOARD MEETING TO ORDER – 7:00 p.m.**
2. **ROLL CALL**
3. **APPROVAL OF MINUTES:**
 - 3A. Consider approval of the Brushy Creek Regional Utility Authority, Inc. meeting minutes for April 29, 2008.
4. **CITIZENS COMMUNICATIONS**
5. **PUBLIC HEARING**
 - 5A. Consider a presentation and public hearing on the Deep Water Intake Site Evaluation Study.
6. **RESOLUTION**
 - 6A. Consider a resolution determining the preferred site for the Deep Water Intake and to authorize the General Manager to take all appropriate actions preparatory to acquisition of the site.
7. **REGULAR BUSINESS:**
 - 7A. Consider a briefing on Texas Water Development Board funding schedule.
8. **DIRECTOR COMMENTS**
9. **ADJOURNMENT**

The Board of Directors of the Brushy Creek Regional Utility Authority, Inc., reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney); 551.072 (Deliberations about Real Property); 551.073 (Deliberations about Gifts and Donations); 551.074 (Personnel Matters); 551.076 (Deliberations about Security Devices); and 551.087 (Economic Development).

CERTIFICATE

I certify that the above notice of the Brushy Creek Regional Utility Authority, Inc. meeting was posted on the City Hall official bulletin board of the City of Round Rock, Texas at 4:00 P.M. on May 23, 2008

A handwritten signature in black ink that reads "Monique Adams". The signature is written in a cursive style and is positioned above a horizontal line.

Monique Adams on behalf of the
Brushy Creek Regional Utility Authority

**BRUSHY CREEK REGIONAL UTILITY AUTHORITY, INC.
BOARD OF DIRECTORS MEETING
TUESDAY, APRIL 29, 2008 at 7:00 P.M.
ROUND ROCK CITY COUNCIL CHAMBERS
221 E. MAIN STREET
ROUND ROCK, TX 78664**

DIRECTORS

Scott Rhode, President
Cobby Caputo, Vice President
John D. Cowman, Secretary/Treasurer

DRAFT MINUTES

- 1. CALL BOARD MEETING TO ORDER – 7:00 p.m.**
President Rhode called the meeting to order at 7:01 p.m.
- 2. ROLL CALL**
Directors in attendance:
Scott Rhode, President
Cobby Caputo, Vice President
John D. Cowman, Secretary/Treasurer
- 3. CITIZENS COMMUNICATIONS**
Bill Darleen – 10002 N. Darleen, Leander, TX 78641
Judy Graci – 15775 Booth Circle, Volente, TX 78641
Nicole Miller – Trails End, Travis County, TX 78641
Bob Ziemann – 11301 Trails End Rd., Leander, TX 78641
- 4. APPROVAL OF MINUTES:**
 - 4A. Consider approval of the Brushy Creek Regional Utility Authority, Inc. meeting minutes for February 19, 2008 and March 24, 2008.**

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

ACTION: Ayes: President Rhode
Vice President Caputo
Secretary Cowman

VOTE: Approved by unanimous vote.
- 5. REGULAR BUSINESS:**
 - 5A. Consider a report on the status of the joint meeting with Village of Volente.**

Chris Lippe provided an update on the coordination of the joint meeting with Village of Volente. A meeting has not been scheduled but there has been an exchange of emails and letters to coordinate the agenda and meeting date.

6. PRESENTATIONS:

6A. Consider a presentation and discussion regarding the environmental permitting issues.

Chris Lippe introduced Barry Allison, Principal with Environmental Planning & Associates. Mr. Allison discussed the environmental constraints to include archaeological and historic investigations, permitting issues, endangered species issues, and conservation and preservation impacts.

6B. Consider a presentation and discussion regarding the Volente Survey responses.

Will Hampton, Communication Director with the City of Round Rock provided a summary of the results from the Deep Water Intake Input Survey conducted from March 27 – April 14, 2008.

6C. Consider a presentation and discussion regarding the City of Austin Deep Water Intake Option.

Duwayne Whitis with HDR Engineering discussed the recent review of a shared facility to include costs and concepts for the City of Austin Joint Intake Alternative.

7. EXECUTIVE SESSION:

7A. Executive session as authorized by §551.071 Government Code, related to consultation with the Board Attorneys regarding the briefing on the Village of Volente ordinance requirements.

The Board recessed to the Executive Chamber for the Executive Session. The Executive Session was called to order by President Rhode 8:02 p.m. and adjourned the Executive Session at 8:15 p.m.

8. DIRECTOR COMMENTS

Secretary Cowman had no comments.

Vice President Caputo requested Cedar Park staff to coordinate with the general manager to find an available date to host a BCRUA board meeting in Cedar Park.

President Rhode had no comments.

9. ADJOURNMENT

The meeting adjourned at 8:16 p.m.

Minutes Respectfully Submitted by Monique Adams

****DRAFT RESOLUTION – STILL UNDER REVIEW****

Resolution No. _____

A RESOLUTION OF THE BRUSHY CREEK REGIONAL UTILITY AUTHORITY, DESIGNATING A SITE FOR THE LOCATION OF A DEEP WATER INTAKE FOR THE BRUSY CREEK REGIONAL UTILITY AUTHORITY WATER SYSTEM; AUTHORIZING THE GENERAL MANAGER TO TAKE SUCH ACTIONS AS MAY BE NECESSARY TO ACQUIRE THE SITE; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, the Board of Directors (“Board”) of the Brushy Creek Regional Utility Authority (“BCRUA”) recognizes the need for a permanent deep water intake structure to ensure the availability of a reliable water supply for the BCRUA Regional Water System; and

WHEREAS, Board of the BCRUA previously authorized Jacobs Carter Burgess to undertake a site evaluation study to identify alternative intake sites for the deep water intake structure; and

WHEREAS, on May 27, 2008, the Board of the BCRUA considered the “Deep Water Intake Site Evaluation Study” (“Study”), which reviewed seven alternative intake sites as potential locations for a deep water intake structure site on Lake Travis; and

WHEREAS, the Study also reviewed six primary intake systems, alternative pipeline routes, the probable costs (in 2008 dollars) for each feasible alternative, and the site selection process which included four primary goals including: 1) lowest cost, 2) least community impact, 3) least environmental impact, and 4) least project risk; and,

WHEREAS, the first two sub-goals listed above, lowest cost and least project risk, are internal issues to the BCRUA, and the final measures developed for these two sub-goals were determined by BCRUA staff, engineers, and management; and the last two sub-goals, lowest community impact and least environmental impact, are goals that affect external stakeholders, and input was collected form the Volente neighborhood and surrounding area by gathering input by means of holding four public meetings and by conducting a written survey; and

WHEREAS, the goals of the meetings and the survey was to identify the important impacts/issues to the external stakeholders and to determine the level of importance of each of these impacts relative to one another so that the intake site and type recommended could limit these impacts to the best extent practical;

WHEREAS, based on careful consideration of all the information compiled for and included in the Study, the staff of the BCRUA recommends Site Four as the preferred site for the BCRUA Regional Water System Intake Site.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF THE BCRUA, THAT:

Section 1. Site Selection. The Board hereby selects Site 4 as the preferred site for the Deep Water Intake for the Brushy Creek Regional Utility Authority Regional Water System.

Section 2. Authority of General Manager. The Board hereby authorizes the General Manager to undertake such actions as may be necessary to acquire the selected site, which is Site Four, and to obtain such further direction from and action by the Board as may be necessary.

Section 3. Effective Immediately. This resolution shall be effective immediately from and after its passage.

Section 4. Open Meetings. It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, *Local Government Code*.

AND, IT IS SO RESOLVED.

PASSED AND APPROVED on this _____ day of _____, 2008.

ATTEST:

**THE BRUSHY CREEK REGIONAL UTILITY
AUTHORITY BOARD OF DIRECTORS**

Monique Adams, Board Secretary

Scott Rhode, President