

**BRUSHY CREEK REGIONAL UTILITY AUTHORITY, INC.
BOARD OF DIRECTORS MEETING
TUESDAY, FEBRUARY 19, 2008 at 7:00 P.M.
ROUND ROCK CITY HALL – COUNCIL CHAMBERS
221 E. MAIN STREET
ROUND ROCK, TEXAS 78664**

DIRECTORS

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

MINUTES

- 1. CALL BOARD MEETING TO ORDER – 7:00 p.m.**
President Rhode called the meeting to order at 7:03 p.m.

- 2. ROLL CALL**
Directors in attendance:
Scott Rhode, President
Cobby Caputo, Vice President
John D. Cowman, Secretary/Treasurer

- 3. CITIZENS COMMUNICATIONS**
Connie Ripley – 15781 Booth Circle, Volente, TX 78641
Mattie Adams – 15941 Booth Circle, Volente, TX 78641 - continued with the previous presentation
Delbert Ottmers – 14907 Arrowhead, Volente, TX 78641
Bill Darleen – 7002 North Darleen, Leander, TX 78641
Justine Blackmoore Hlista – 15807 Booth Circle, Volente, TX 78641 - read by Mattie Adams
Pamela Margetic – 15806 Amos Drive – continued reading for Justine Hlista and Mattie Adams
Judy Graci – 15775 Booth Circle, Volente, TX 78641
Matt Powell – 800 Darkwoods, Cedar Park, TX 78613
Mitch Fuller – 2303 Barrett Drive, Cedar Park, TX 78613
Jan Yerawine – Volente Resident
Melissa Beaudoin – 606 Monaco, Cedar Park, TX 78613
Delvin Owen – 17207 W. 1st Street, Leander, TX 78641
Bob Lemon – 1401 Deer Ledge Trail, Cedar Park, TX 78613

4. PUBLIC HEARING:

- 4A. **The BCRUA's proposed creation of a new regional water supply system ("Project") will involve the use of some public parkland that is owned or controlled by the Lower Colorado River Authority (LCRA), Travis County, and the City of Cedar Park. A raw water pipeline will be constructed through some parts of Sandy Creek Park in Travis County and a treated water pipeline and raw water pipeline will be constructed through part of Cedar Park's Northwest Community Park. The public hearing will be to consider (a) whether there is no feasible and prudent alternative to the use of the Sandy Creek Park easements and the Northwest Park easements; and (b) whether the Project includes all reasonable planning to minimize harm to the Sandy Creek Park and the Northwest Park as a park, and/or recreation area.**

MOTION: Vice President Caputo moved to table the agenda item since it is premature due to concerns about a hearing that another governing body has postponed.

ACTION: Motion failed due to lack of second motion

Chris Lippe introduced the three speakers for public hearing.

The first speaker was Kent Sick, Real Estate Attorney, explained the nature and purpose of the public hearing.

The second speaker was Drew Hardin, project manager with Jacobs, Carter Burgess continued with the presentation to discuss the eight month process explaining and how the engineers, environmental scientists and right of way agents arrived to the current selected alternative through Sandy Creek Park Crossing up to the proposed regional water plant.

The third speaker was Julie Hastings with Lockwood Andrews and Newman, which is the firm that is responsible for the first segment of the Transmission Main from water treatment plant to the distribution system, provided an overview of alternative route analysis for the Northwest Community Park. Route C was the selected alignment as the most feasible alignment. Julie also discussed the reasons why this particular route was selected.

PUBLIC INPUT

Ken Beck – 15911 Booth Circle, Volente, TX 78641
Mattie Adams - 15941 Booth Circle, Volente, TX 78641
Bill Darleen – 7002 North Darleen, Leander, TX 78641
Judy Graci – 15775 Booth Circle, Volente, TX 78641

5. APPROVAL OF MINUTES:

5A. Consider approval of the Brushy Creek Regional Utility Authority, Inc. meeting minutes for December 10, 2007.

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

VOTE: Ayes: President Rhode
Vice President Caputo
Secretary Cowman

ACTION: Approved by unanimous vote.

6. PRESENTATIONS:

6A. Consider a presentation and discussion on the status and financial update on the Regional Water Project.

Garry Kimball, Financial Advisor, with First Southwest Company highlighted some financial milestones.

6B. Consider a presentation and discussion on the Deep Water Intake Study and Evaluation Criteria.

Chris Lippe opened the discussion regarding a status update regarding the deep water intake study which began in November 2007.

Duwain Whitis with HDR continued with the presentation reporting more details about technical feasibility analysis.

Drew Hardin discussed the Phase II Pipeline Route Analysis showing the alternative pipeline routes. Drew outlined several impacts to consider including project risks, cost estimates, community impact and environmental impact.

Chris Lippe discussed the opportunities for public communication and input; the goal being to receive input on community impact criteria and environmental impact criteria.

President Scott Rhode called a five minute break.

7. REGULAR BUSINESS:

7A. Consider discussion regarding a joint meeting with the Village of Volente.

Vice President Cobby Caputo mentioned that many of the potential deep water intake sites directly impacts the Village of Volente. Vice President Caputo would like to schedule a meeting to visit with the elected officials with the Village of Volente. A possible joint work session was suggested.

7A. Consider discussion regarding a joint meeting with the Village of Volente. (Cont'd)

MOTION: Vice President Caputo moved to have the BCRUA staff to send letter asking for a joint meeting in the form of a workshop and also direct the general manger to formulate an agenda for the joint meeting. Secretary/Treasurer Cowman seconded the motion.

VOTE: Ayes: President Rhode
Vice President Caputo
Secretary Cowman

ACTION: Approved by unanimous vote

7B. Consider discussion regarding the letter dated January 28, 2008 from Senator Kirk Watson, Representative Donna Howard, and Commissioner Gerald Daugherty and authorize the General Manager to respond to said letter.

Chris Lippe outlined the key points of the letter and summarized how communication was provided to the public. Chris also mentioned that some of the information requested will not be available until after the completion of the study.

MOTION: Secretary/Treasurer Cowman moved to authorize the General Manager to respond to the elected officials and Volente neighborhood associations and the Village of Volente. President Rhode seconded the motion.

VOTE: Ayes: President Rhode
Vice President Caputo
Secretary Cowman

ACTION: Approved by unanimous vote

7C. Consider discussion regarding the Interbasin Transfer Permit for the City of Leander.

There was not a formal presentation but it is open for questions. Vice President Caputo would like a briefing of the interbasin transfer permit before Phase I begins.

Diana Granger spoke briefly however Wayne Watts, director of public works of the City of Leander, took the lead to discuss the interbasin transfer permit which allows the transfer of water from the Colorado Basin to the Brazos Basin.

7D. Consider discussion of future board meeting dates.

Confirm with board to set up on the board meeting on the third Tuesday of each month. The next meeting is scheduled for March 18th in Leander. The meeting location will continue to rotate among the three cities.

8. RESOLUTIONS:

8A. Consider a resolution regarding the proposed use of easements across Sandy Creek Park and across Northwest Community Park.

Kent Sick provided closing comments regarding the public hearing presentations.

MOTION: Secretary Cowman moved to approve this resolution. President Rhode seconded the motion.

Vice-President Caputo had no problem with Northwest Community Park but was not certain that the Sandy Creek Park alternative was the only feasible and prudent alternative.

Vice-President Caputo moved to amend the original motion to approve the resolution as it relates to the Northwest Park until such time as there is a better defined record.

ACTION: There was no second to Vice President Caputo's motion to amend the original resolution. Motion to amend the original resolution failed to carry.

MOTION: President Rhode called for the vote on the original motion.

ACTION: Ayes: President Rhode
Secretary Cowman
Nays: Vice President Caputo

Motion failed to carry with two ayes and one nay.

9. DIRECTOR COMMENTS

Secretary/Treasurer Cowman had no comments

Vice-President Caputo – Commented on the fact that the project is in Cedar Park included all pipelines in Cedar Park and it is the goal to minimize impact.

President Rhode had no comments.

10. ADJOURNMENT

9:57 ADJOURNED