

**Minutes of the October 14, 2019 Regular Meeting of the
Board of Directors of the Lower Brushy Creek WCID**

President Ed Komandosky called the Regular Meeting of the Board of Directors of the Lower Brushy Creek WCID to order at 7:32 am on Monday, October 14, 2019 in the Board Room of the Greater Taylor Chamber of Commerce, 1519 North Main, Taylor, Texas 76574. Other Board members present included John Kitsmiller, Monica Masters, Scott Ging and Mike Schneider. Also present were General Manager Jim Clarno and Richard Stone.

President Komandosky announced that a quorum was present.

There were no Citizen's Communications.

The minutes of the August 5, 2019, August 19, 2019 and August 26, 2019 meetings were presented for consideration. A motion was made by Director Schneider to approve the minutes as presented. The motion was seconded by Director Ging and approved by a vote of 5-0.

The Fourth Quarter Checking Account Register and Financial Statement were presented for consideration. General Manager Clarno reported that the current balance in the WCID accounts was \$8,291.33. A motion was made by Director Masters to approve the financial report as presented. The motion was seconded by Director Kitsmiller and approved by a vote of 5-0.

Clarno presented a *Cooperative Agreement - LB20-RHB-ST2-010-20* with the Texas State Soil and Water Conservation Board in the amount of \$333,839.82 to provide state funds for the rehabilitation of Lower Brushy Creek Watershed Site No. 20 and recommended its approval. He reported that this agreement replaces 2017 agreement which expired at end of state fiscal year. It provides for construction funds in the amount of \$315,000.00 and project management and administrative funds in the amount of \$18,839.82. A motion was made by Director Kitsmiller to approve the agreement. The motion was seconded by Director Schneider and approved by a vote of 5-0.

Clarno presented a *Master Agreement* with Freese & Nichols, Inc. for dam related Professional Engineering Services and for *Task Order No. 1* to perform the 2019 annual inspection of dams and recommended that they be approved. He reported that the actual not-to-exceed cost would be \$37,000 - \$37,500, well under the budgeted amount of \$45,000. A motion was made by Director Kitsmiller to approve the *Master Agreement* and *Task Order No. 1* subject to review of the resumes and unit costs by Director Masters. The motion was seconded by Director Ging and approved by a vote of 5-0.

Clarno presented a *Master Agreement* with M&E Consultants, LLC for dam related Professional Engineering Services and for *Task Order No. 1* to prepare breach maps for the eight dams in the Turkey Creek basin and recommended that they be approved. A Notice to Proceed would be issued shortly after the first of the year and the not-to-exceed cost would be \$85,000. A motion was made by Director Masters to approve the *Master Agreement* and *Task Order No. 1*. The motion was seconded by Director Ging and approved by a vote of 5-0.

Clarno reported that the WCID had received a grant for fall maintenance and advertised for bids. Two bids were received and he recommended award of the Fall Maintenance Agreement to the low bidder, Hall Brothers Construction, LLC, in the amount of \$18,850.00 or \$65/acre. A motion was made by Director Schneider to approve the award of the contract as recommended. The motion was seconded by Director Kitsmiller and approved by a vote of 5-0.

Clarno presented drafts of an *Ethics Policy* and a *Director Election and Appointment Policy* for consideration. The *Ethics Policy* was recommended by the auditor and the *Director Election and Appointments Policy* would replace guidelines now in effect. He suggested that approval of these policies be tabled until December to allow the Board members and Board attorney to have a chance to review and comment on the drafts.

Clarno provide some background information and a map showing Phase I of the Lower Brushy Creek Channelization Project. The project was designed and constructed by the USDA Soil Conservation Service in the mid-1960's. Both the USDA and the WCID had abandoned the project by 1996. The information was provided for information only and no action was taken.

In his General Manager's report, Clarno reported that:

- The NRCS and WCID office move would likely occur around Oct 16th.
- He had advertised in both the Georgetown and Taylor newspapers for the District Clerk position. He has received 3 applications and will interview applicants next week. He hopes to have someone ready to begin as soon as the move is complete.
- Site 20 Rehab continues to move slowly. Five pay estimates have been processed and \$573,948.01 has been paid to date. The contractor has used 44% of the approved contract time and completed only 33% of contract work.
- M&E, under contract with the State Board has 95% complete drawings of the repairs to Site 12 and has completed survey work for Site 22.
- HDR, under contract with the State Board, has been assigned the design of the repairs to Site 18. The WCID and the State Board has agreed that the site will be repaired to high hazard design standards.
- John Kitsmiller, Richard Stone and Dave Lilly are working to consolidate and upgrade the two WCID websites.
- The next Board meeting will be held on Monday, December 9th.
- At the TAWS fall meeting, he was elected president for a 2 year term.
- He was invited to meet with the City of Taylor City Manager to talk about flooding issues.

There were no Agency Reports and updates as the meeting date was also a state and federal holiday.

There were no Director's Comments.

There being no further business, Director Ging made a motion to adjourn. The motion was seconded by Director Schneider and approved by a vote of 5-0. The meeting was adjourned at 8:00 am.

Respectfully submitted,

Monica P. Masters
Secretary