

November 14, 2023

The Board of Directors of Brown County Water Improvement District No. 1 convened in a regular meeting at 4:00 pm, November 14, 2023, in the office of the District at 501 E. Baker, Brownwood, Texas. This meeting was called to order by Mr. Bert Masey; pledge led by Mr. Brad Simpson; and invocation by Mr. Jimmy Jones. Mr. James McMillian was also present. Mr. Johnny Hays was not present. General Counsel, Chris Munson, was present. Other District staff members present: Mr. John Allen, Mr. Dale Weaver, Mr. Cody Shannon, Mr. Mark Davis, Mr. Marcus Lively, Ms. Kay Silva, and Ms. Alveza Marin.

#### MINUTES

Board considered minutes from the regular meeting held on October 10, 2023. After review, Mr. Jones moved to approve the minutes as presented, seconded by Mr. McMillian. There being no further discussion, motion carried.

#### CLAIMS & ACCOUNTS

Claims, accounts & checks issued November 9, 2023, in a total amount of \$474,637.80 consisting of checks 31239-31134 were reviewed and approved as presented by motion by Mr. Jones, seconded by Mr. Simpson. There being no further discussion, motion carried.

#### INVESTMENT REPORT

Investment Report for October 2023 & Revenue and Expenditure Report for September 2023 were considered. After discussion, Mr. McMillian moved to approve these reports as presented, seconded by Mr. Jones. There being no further discussion, motion carried.

CITIZEN PRESENTATIONS: There were none.

YR 2024 RATES SET

Board then reviewed rates for docks, spaces, other lake fees, irrigation, various water connections and jetties for year 2024. After a brief discussion, Mr. Simpson moved to adopt the rates for Irrigation, 2" Water Connections- Full Time, 2" Water Connections- Part Time, Waterfront Intakes- for acreage less one (1) acre, and Waterfront Intakes- for acreage one (1) acre or more as they have been presented with no changes from Year 2023, seconded by Mr. Jones. There being no further discussion, motion carried. Then, after a brief discussion, Mr. McMillian moved to adopt rates for Docks, Stalls, McCartney and Goat Island Leases, and Jetties as presented with no changes from Year 2023, seconded by Mr. Jones. There being no further discussion, this motion carried. Lastly, after a brief discussion, Mr. Jones moved to also adopt rates for Late Fees, Work Permits, Improvement Permit Applications, and Island Space Transfer Fees with no changes from Year 2023, seconded by Mr. Simpson. There being no further discussion, motion carried.

Rate Schedule for Year 2024 is as follows:

<u>Irrigation</u>	<u>\$62.50 per acre foot of raw water</u>
<u>2" Full time WC</u>	<u>\$440/year</u>
<u>2" Part time WC</u>	<u>\$125/year</u>
<u>Waterfront Intakes:</u>	
<u>Waterfront Intakes:</u>	<u>Property 1 acre or less \$150/year</u>
	<u>Property over 1 acre: \$300/year</u>
<u>Docks</u>	
	<u>Flr1: \$.20/sqft. Flr2: \$.10/sqft</u>
<u>Commercial Boat Stalls</u>	<u>\$75.00 each</u>
<u>Annual McCartney Island Lease</u>	<u>\$425/space</u>
<u>Annual Goat Island Lease</u>	<u>\$260/space</u>
<u>Jetties</u>	<u>\$.40 per square foot</u>
<u>Late Fees</u>	<u>50/100/25 per month there after</u>
<u>Work Permits</u>	<u>\$250 per permit</u>
<u>Improvement Permit Apps</u>	<u>\$75 per permit app</u>
<u>Island Space Transfer Fee</u>	<u>\$550 per space</u>

DISTRICT'S INVESTMENT INVESTMENT POLICIES REVIEW/NO CHANGES

General Manager then addressed the Board regarding review to the District's Investment Policies indicating that the Texas Legislature has not made any changes thus there were no changes to for the Board to consider. Mr. McMillian moved to adopt the District's Investment Policies as presented, seconded by Mr. Simpson. There being no further discussion, motion carried.

UPDATE: ZEBRA MUSSEL SIGHTINGS AND ABATEMENT SITE PROJECT

General Manager then informed that lake residents have reported a decline in zebra mussel sightings. Zebra mussels remain in Lake Brownwood. There have not been any increase in numbers; but a decrease. An explanation for this decline has not been found. Zebra Mussel Abatement Project continues to move forward. Contractors are currently waiting for electrical work to be completed, delivery of an air unit, and various other building components. Pump testing phase will follow.

DEPARTMENT ACTIVITIES REPORTS

Department supervisors then came forward and informed the Board of their recent and ongoing projects: Mr. Dale Weaver, Field Operations; Cody Shannon, Water Treatment Plant; and Mark Davis, Lake Patrol.

GENERAL MANAGER REPORT

1. Current lake level: 1416.69 feet msl or 8 feet 5 tenths feet below Spillway level. Brown County returns to Stage 2 with mandatory restrictions.
  - \*Stage 1 drought stage is reached at 1420 feet msl, 5 feet low.
  - \*Stage 2 drought stage is reached at 1417 feet msl, 8 feet low.
2. \*Lake level one month ago on October 10, 2023, was 1416.8 feet msl or 8 feet 2 tenths below Spillway level.
3. Lake Capacity: Current 60.7%. One (1) year ago, 63.6%. Last month 61.7%.  
Current Drought Restrictions Recap:

\*July 15, 2022- Declare Stage 1 of the drought restrictions as it fell to 1419.10, below 1420msl due to no rainfall. In this first stage of drought restrictions in which the public is asked to voluntarily conserve water.

\*November 8, 2022-Declare Stage 2 drought restrictions when Lake Brownwood reached 8 feet low or 1417 msl. Restrictions include mandatory time of day and day of week watering schedules.

- \*May 10, 2023-Declare return to Stage 1 voluntary restrictions.
- \*August 23, 2023-Declare return to Stage 2 mandatory restrictions as Lake Brownwood reached an approximate 8 feet low or 1417 msl.
- \*Sept 12, 2023-Lake level 7 feet 9 tenths below Spillway, remain in Stage 2.
- \*Oct 10, 2023-Lake level 8 feet 2 tenths below Spillway, remain in Stage 2.
- \*Media and customers continue to be updated weekly regarding lake levels.
- \*Average lake capacity percentage statewide: 68.5%
- \*Year to date totals: Precipitation information still not available.

4. Treatment Plant Totals-Oct2023-Avg 6.1mgd/Min 4.8mgd/Max 7.1 mgd.
5. New platform for fishing tournament weigh-ins near Dam parking lot- No changes to status, but project continues. Continue to request bids from dock builders for pilons. One (1) bid has been submitted.
6. Treatment plant ACH supply- Cleanup has begun and work continues to resolve the Brenntag ACH chemical supply delivery issue of elevated amounts of aluminum oxide from May 8, 2023 continues. This lead to hardening of the chemical into lumps. A cleanup crew has arrived and has begun hauling the bad load out. Removal of bad load is almost completed. Scaffolding has been set up to begin cleaning the tank before refilling.
6. Eurasian Milfoil has been found at the District's water treatment plant reservoir Steven Bardin with Texas Pro Lake Management has been hired to help treat this invasive plant species. Grass carp have been ordered. Should arrive this month.
7. Region F-Attended a Region F meeting on October 19, 2023, in Big Spring along with other District staff: Dale Weaver, Maintenance Supervisor; Mark Davis, Lake Patrol Supervisor; and Marcus Lively, Lake Patrol Officer.
8. New boat for Lake Patrol-Working on getting a boat for District's Lake Patrol Department. Will travel with Dale Weaver and Mark Davis to Waco to look at a jet drive boat.
9. Encapsulated flotation rule-District was previously informed of a dock without encapsulated flotation that the previous owner sold as is. A letter was issued for the dock to be removed; and the dock has been removed from Lake Brownwood.
10. Administration building flood-On November 2, 2023, the District's Administration building experienced a flood due to a water supply line break in one of its restrooms causing flooding in the kitchen and adjacent rooms and board room. Cleanup crew arrived onsite and immediately began removal of the water followed by a drying process using multiple fans and dehumidifiers. Adjustor arrived yesterday to inspect, take pictures and talk to staff. Claim to liability insurance, Texas Water Conservation Association, was filed on November 2, 2023. Work continues.
11. Pulsar Units for Zebra mussel mitigation-District has purchased two (2) Water IQ Pulsar units expected to kill blue green algae and work on bio film which zebra mussels attach to. A unit will be at District's treatment plant and one at the lake patrol dock.
12. District Annual Christmas Party-District's Christmas party is scheduled to take place on Thursday December 14, 2023, at the Maintenance Building at 1021 Riverside Drive in Brownwood; catered by Humphrey Pete's.
13. Water Conservation and Drought Contingency Plan Update-District received correspondence from the Texas Commission on Environmental Quality (TCEQ) informing that it was time for a five (5) year update. Freese & Nichols has been contacted and a proposal has been requested.
14. TCEQ Dam Safety Program-Freese & Nichols has been contacted to conduct a tabletop exercise in connection with TCEQ's required Dam Safety Program. It is scheduled for December 13, 2023, at the District's Maintenance building.
15. District's communication system-The current radios for the District's communications system used for communication between the treatment plant and the District's various pumps is old, outdated and in need of updating. The system has been swapped over to a cell phone signal.

#### EXECUTIVE SESSION

At approximately 4:52 pm, the Board convened into a closed executive session pursuant to Section 551.072 of the Texas Open Meetings Act to consult with its attorney regarding property matters; Section 551.071 regarding possible litigation; and Section 551.0726 regarding contract negotiations.

RECONVENE

At approximately 5:23 pm, the Board reconvened back into open session. There was nothing to consider from Executive Session.

ADJOURNMENT

Therefore, at approximately 5:24 p.m., Mr. McMillian moved to adjourn, seconded by Mr. Simpson. There being no further discussion, motion carried unanimously.

Adjourned:

  
Bert V. Massey, President

Bert V. Massey, President

  
Jimmy Jones, Secretary

Jimmy Jones, Secretary