

May 9, 2023

The Board of Directors of Brown County Water Improvement District No. 1 convened in a regular meeting at 4:00 pm, May 9, 2023, in the office of the District at 501 E. Baker, Brownwood, Texas. This meeting was called to order by Mr. Bert Massey; pledge led by Mr. Brad Simpson; and invocation by Mr. James McMillian. Mr. Jimmy Jones and Mr. Johnny Hays were also present. Bart Johnson, Jr. (General Counsel) was not present. Other District staff members present: Mr. John Allen, Mr. Dale Weaver, Mr. Mark Davis, Mr. Cody Shannon, Ms. Kay Silva, and Ms. Alveza Marin.

MINUTES

Board considered minutes from the regular meeting held on April 11, 2023. After review and a brief discussion, Mr. McMillian moved to approve the minutes as presented, seconded by Mr. Hays. There being no further discussion, motion carried.

CLAIMS & ACCOUNTS

Claims, accounts & checks issued May 8, 2023, in the amount of \$266, 283.32 consisting of checks 30760-30825 were reviewed and approved as presented by motion by Mr. McMillian, seconded by Mr. Jones. There being no further discussion, motion carried.

INVESTMENT REPORT

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

CITIZEN PRESENTATIONS:

There were none.

AMENDMENT TO KIRKLANDS COMMERCIAL LEASE TO ALLOW FOR 30 DAYS TO REPAIR OR REPLACE SEPTIC SYSTEM IF IT SHOULD FAIL

At the District's April 11, 2023, scheduled meeting of its Board of Directors, Mr. Brad Tyson requested the District add the Kirklands Commercial Lease dated November 1, 2018, to the agenda to request an amendment to Item "b", Special Provisions, to allow repair or replacement of the septic system should it fail. Item "b", Special Provisions, currently reads as follows: b) This Lease Agreement shall immediately terminate in the case of a septic system failure to the system the leased premises are connected to. After discussion, Mr. Massey moved that, subject to review and approval by District General Counsel, an amendment be made to the above referenced Lease that Lessee has thirty (30) days to repair or replace the failed septic system at Kirklands to satisfactory conditions that will meet all requirements set forth by Brown County environmental officers, seconded by Mr. Jones. There being no further discussion, motion carried.

UPDATE ON ZEBRA MUSSELS AT LAKE BROWNWOOD & MITIGATION PROJECT

General Manager informed that zebra mussels reports had slowed during the winter and low lake levels, but continue. Do not know how quickly they will reappear with the recent rains and with returning warmer weather. Zebra Mussel Abatement Project: Contractor work continues. Subcontractor bids: all received in December 2022. Engineers received building specs for review and approval. Hoping construction to begin this month.

DEPARTMENT ACTIVITY REPORTS

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

EXECUTIVE SESSION

At approximately 4:37 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 and Section 551.074 to consult regarding personnel matters.

RECONVENE

At approximately 6:00 pm, the Board reconvened into regular session. Mr. Hays moved to table any discussion and/or action on matters discussed in Executive Session, seconded by Mr. McMillian. There being no further discussion, motion carried.

GENERAL MANAGER REPORT

1. Current lake level: 1417.5 feet msl or 7 feet 6 tenths feet below Spillway level.
With recent rains, Lake Brownwood is rising. Will look at lake level Wednesday morning 5.10.23 to determine if Brown County can move out of Stage 2 mandatory restriction initiated at 8 feet low and move back into Stage 1 voluntary restrictions.
*Next drought stage will be reached at 11 feet low.
*Lake level one month ago 4.11.2023 was 1416.3' msl or 8 feet 8 tenths below Spillway level.
2. Lake Capacity: Current 63.5%. One (1) year ago, 84%. Last month 59.4%.
3. Current Drought Restrictions Recap:
*July 15, 2022 Lake Brownwood reached 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 Lake Brownwood reached Stage 2 of the drought restrictions when it reached 8 feet low or 1417msl. Restrictions include mandatory time of day and day of week watering schedules.

*May 9, 2023 Lake Brownwood reached 1417.5 feet msl, or 7 feet 6 tenths feet below Spillway level, moving above the Stage 2 restrictions initiation at 8 feet low. Declaration of return to Stage 1 voluntary restrictions to be determined.

*Media and customers continue to be updated weekly regarding lake levels.

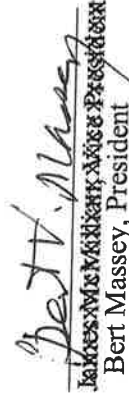
*Average lake capacity percentage statewide: 75.9%

- *Year to date totals: Precipitation information still not available.
4. Treatment Plant Totals- April 2023- Avg 5.2mgd / Min 4.1 mgd / Max 7.0 mgd. Rural customer water use should slow down due to recent rains.
 5. New platform near Dam parking lot- This project continues as Maintenance Department continues building a platform at the back of the lower parking lot & the Dam for fishing tournament weigh-ins.
 6. Cross Timbers Aquifer- General Manager scheduled to attend meeting in Springtown on April 25, 2023, concerning the Cross Timbers Aquifer, a minor aquifer that passes through Brown County down to San Saba County. The Texas Water Development Board Groundwater Management Area 6 (TWDB GMA 6) is doing studies for future water availability.
 7. Flat Rock Park 5 year review- The time has come for a review of the Flat Rock Park Commercial Lease, requiring a commercial appraisal.
 8. Leadership Brownwood- Toured the District's treatment plant on April 13, 2023.
 9. QuickBooks Workshop- Kay Silva and Alveza Marin will be attending a QuickBooks Workshop at the Brownwood Area Chamber of Commerce on Wednesday May 10, 2023. This event is sponsored by the Brownwood Municipal Development District.
 10. Law Enforcement Lunch- Scheduled on May 19, 2023, at Victory Life Church.
 11. Swiftwater Rescue Training- District's Lake Patrol Department will be training alongside the Brownwood Fire Department in swift water rescue using the reservoir at the District's water treatment plant and below the dam at Lake Brownwood.
 12. Kid Fish- Scheduled for May 13, 2023, at Flat Rock Park, Lake Brownwood.
 13. Region F- Scheduled meeting on May 18, 2023, in Big Spring. Was contacted by Cole Walker, Chairman, regarding filling the vacant irrigation voting member seat.
 14. Moody's Investors Service Credit Rating- Moody's announced and published an upgrade to the District's revenue debt rating (bond rating) from Baa1 to A3.

ADJOURNMENT

Therefore, at approximately 6:10 p.m., Mr. McMillian moved to adjourn, seconded by Mr. Hays. There being no further discussion, motion carried unanimously.

Adjourned:


~~James McMillian, Vice President~~
 Bert Massey, President


 Jimmy Jones, Secretary