

October 11, 2022

The Board of Directors of Brown County Water Improvement District No. 1 convened in a regular meeting at 4:00 pm, October 11, 2022, in the office of the District at 501 E. Baker, Brownwood, Texas. This meeting was called to order by Mr. Johnny Hays; pledge led by Mr. Brad Simpson; and invocation by Mr. Jimmy Jones. Mr. Bert Massey and Mr. James McMillian were not present. District's Legal Counsel, Bart Johnson, Jr., was not present. District staff members present: Mr. John Allen, Mr. Dale Weaver, Mr. Mark Davis, Ms. Kay Silva, Ms. Alveza Marin, Mr. Joshua Holmes, Ms. Samantha Morell and Mr. Marcus Lively.

#### MINUTES

Board considered minutes from the regular meeting held on September 13, 2022. After review, Mr. Jones moved to approve the minutes as presented, seconded by Mr. Simpson. There being no further discussion, motion carried unanimously.

#### CLAIMS & ACCOUNTS

Claims, accounts & checks issued October 10, 2022, in a total amount of \$104,925.79 consisting of checks 30231-30301 were reviewed and approved as presented by motion by Mr. Simpson, seconded by Mr. Jones. There being no further discussion, motion carried unanimously.

#### INVESTMENT REPORT

Investment Report for September 2022 & Revenue and Expenditure Report for August 2022 were considered. After a brief discussion, Mr. Simpson moved to approve these reports as presented, seconded by Mr. Jones. There being no further discussion, motion carried unanimously.

#### CITIZEN PRESENTATIONS:

There were none.

#### 2021-2022 AUDIT APPROVED

Mr. Michael Hamby with Merritt, McLane & Hamby, P.C., at 500 Chestnut St., Abilene, Texas presented the District's 2021-2022 fiscal year audit reporting that the year ended in accordance with accounting principles generally accepted in the United States of America. There were no findings to report; and the District's fiscal year audit was clean and unmodified. After a brief discussion, Mr. Simpson moved to approve the audit as presented, seconded by Mr. Jones. There being no further discussion, motion carried.

#### REPORT FROM MELVIN ATKINSON, TX 4H CENTER, TABLED, NOT PRESENT

Mr. Melvin Atkinson with the local Texas 4H Center was not present to address the Board. All Directors present were in agreement to table this item and revisit it at the District's next scheduled meeting of its Board of Directors in November 2022.

#### SWEAR IN MARCUS LIVELY, LAKE PATROLMAN

District's Lake Patrol Department Chief Mark Davis then administered the Oath of Office to the District's newly hired Lake Patrolman, Marcus K. Lively.

#### ASSIGNMENT OF SPACES 18 & 19 MCCARTNEY ISLAND TO CITIZENS NATIONAL BANK AT BROWNWOOD APPROVED

General Manager then informed the Board of a request from Citizens National Bank at Brownwood asking for approval of assignment of leases for spaces 18 & 19 at McCartney to Citizens National Bank at Brownwood. Current lessees are Stan Tyson and Lana Tyson of Early, Texas. Corresponding documents will be forwarded to District's Legal Counsel for his review. After a brief discussion, Mr. Jones moved to approve the assignment as presented, seconded by Mr. Simpson. There being no further discussion, motion carried unanimously.

#### CORRECTION TO DECEMBER 14, 2021, MINUTES APPROVED/ INCORRECT DATE AND TOTAL AMOUNT OF CHECKS ISSUED IN CLAIMS & ACCTS REPORT

An error in the December 14, 2021, board meeting minutes was recently found and requires correcting. The Claims and Accounts item previously approved indicated an incorrect date and total amount for claims, accounts and checks issued. Incorrect date: November 4, 2021; incorrect total amount: \$240,018.36. Correct date: December 10, 2021; correct total amount: \$144,217.72. General Manager requested approval to make this correction in the District's official minutes. After a brief discussion, Mr. Jones moved to approve the request as presented, seconded by Mr. Simpson. There being no further discussion, motion carried unanimously.

#### UPDATE ON RECENT OIL SPILL INTO DISTRICT'S IRRIGATION PIPELINE IN EARLY, TEXAS/ WAITING TO TRANSPORT MATERIAL TO ABILENE

General Manager then addressed the Board updating on the recent oil spill into the District's irrigation pipeline on August 10, 2022, in Early, Texas. It is still an ongoing matter. District has not received an invoice for work performed by the cleanup crew, DSC Environmental Services, at 1524 East Loop 254, Ranger, Texas 76470. Paperwork for transporting the material to an environmental landfill in Abilene is being prepared. General Manager is waiting on permission from the Texas Commission on Environmental Quality, TCEQ, to do the transport. Also, hoping to receive an invoice from DSC and finalize this matter.

#### DISCUSSION ON STIPULATIONS FOR LEASE TO BRAD TYSON OF 3.75 ACRES ADJACENT TO KIRKLANDS FOR ADDITION OF UP TO 20 TEMPORARY RV SPOTS

General Manager then began discussing the temporary lease the Board previously approved in June 2022 to issue to Brad Tyson for 3.75 acres of District property located behind Kirklands and is bordered by Kirkland Drive, Creek Drive and Fishhook Drive at Lake Brownwood. An appraisal has already been submitted to District. At this time, General Manager wants input regarding specifics and stipulations to be included in the permanent lease agreement. The Board previously approved the following: a lease for the addition of up to 20 temporary RV spots with water and electrical hookups; that the lease not allow for installation of sewer hookups or for any black or grey water dumping; that it be added to lessee's liability insurance; and that water, electricity and cleanup of area be lessee's responsibility. Mr. Jones then spoke with his thoughts regarding necessary stipulations. He added that these temporary RV spots are for temporary camper/RV sites only; that they are not for open storage for boats, trailers and construction materials, as the area is currently being used; and that trailers with boats being brought to the site by temporary campers must be parked in an orderly fashion behind each corresponding camper; that a plat showing designation and placement of the camper/RV spots be submitted; and that a temporary term of no more than 30 days stay be allowed for each visitor. No action was taken at this time. Legal Counsel will now begin work on the permanent lease agreement to be considered by the Board.

UPDATE ON ZEBRA MUSSELS  
AT LAKE BROWNWOOD

General Manager then informed the Board on the current status of zebra mussels. Nothing new to report. Zebra mussel clusters continue to be reported. Previously purchased patented devices to repel zebra mussels from structures underwater at Lake Brownwood with the use of copper particles remain in place at various locations. Will report on any results soon.

ACTIVITIES REPORTS FROM  
DISTRICT'S SUPERVISORS

Department supervisors then came forward and informed the Board of their recent and ongoing projects:

Mr. Dale Weaver	Field Operations
Mr. Mark Davis	Lake Patrol

GENERAL MANAGER REPORT

General Manager proceeded to inform the Board of the following:

- Current lake level: 1417.30 or 7' 7 tenths below Spillway level  
Lake level one month ago 9.13.22 1418.23 or 6' 9 tenths below Spillway level  
**\*July 15, 2022 Lake Brownwood level reached Stage 1 of the drought restrictions as it fell to 1419.10, below 1420msl due to no rainfall. In this first stage of the drought restrictions in which the public is asked to voluntarily conserve water.**  
**\*Stage 2 of the drought restrictions will be reached at 8' low, or 1417msl lake level.**  
**\*Media and customers are being updated weekly regarding lake levels.**
- Average lake capacity percentage state wide: 68%  
Virtual public investment class scheduled for tomorrow October 12, 2022, for General Manager and Finance Director, Kay Silva.
- Met with David Hunn with Freese & Nichols on Monday October 10, 2022, and held a pre-bid conference here at the District's Administration Building to discuss bids regarding the District's zebra mussel abatement project. Contractors participated by being present, via online and telephone. Bid opening date is scheduled for October 21, 2022.
- Received a cost estimate from Freese & Nichols today for the planning stage of the microfiltration plant rehab and expansion project. Will present to the Board at the next scheduled meeting of the Board of Directors in November 2022.

ADJOURNMENT

Therefore, at approximately 5:06 p.m., Mr. Simpson moved to adjourn, seconded by Mr. Jones. There being no further discussion, motion carried unanimously.

Adjourned:

  
Johnny Hays, Director

  
Jimmy Jones, Secretary