

ELM CREEK WATERSHED AUTHORITY
Regular Session Meeting
April 9, 2020

Notice is hereby given that a regular meeting of the Board of Directors of the Elm Creek Watershed Authority will be on April 9, 2020, beginning at 7:30 p.m. In accordance with Governor Abbott's declarations, and orders due to the COVID-19 public health threat, and recommendations from the CDC and local health officials, the meeting will be conducted via teleconference. Members of the public wishing to make public comment during the meeting must register by emailing elmcreekwsa@sbcglobal.net prior to 12:00 pm on April 9, 2020.

The public may join the meeting by the following:

- **from your computer, tablet or smartphone:**
<https://global.gotomeeting.com/join/766700997>
- **from your phone:**
[+1 \(872\) 240-3212](tel:+18722403212) **Access Code:** 766-700-997
- **New to GoToMeeting? Get the app now and be ready when the meeting starts:**
<https://global.gotomeeting.com/install/766700997>

AGENDA


1. Call to Order.
2. Roll Call.
3. Public Comment.
Citizens who desire to address the Board of Directors on any matter may sign up to do so prior to this meeting. Public comments will be received during this portion of the meeting. Please limit comments to 3 minutes. No discussion or final action will be taken by the Board of Directors.
4. Consideration and possible action to approve the consent agenda:
 - a. Minutes from the previous meetings
 - b. Income/Disbursements
 - c. Budget
 - d. Quarterly Report
5. Discuss, consider and take action if necessary to accept the watershed report as presented.
 - a. Site updates
 - b. NRCS programs
 - i. Request for funding Site 6R2
 - c. TSSWCB programs
6. Adjourn.

The Elm Creek Watershed Authority Board of Directors may adjourn into Executive Session regarding any appropriate provision of the Open Meetings Act on any of the above topics.

PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THIS MEETING AND WHO MAY NEED AUXILIARY AIDS OR SERVICES SUCH AS INTERPRETERS FOR PERSONS WHO ARE DEAF OR HEARING IMPAIRED, READERS LARGE PRINT BRAILLE ARE REQUESTED TO CONTACT ELM CREEK WATERSHED AT 254-778-1961 TWO WORKING DAYS PRIOR TO THE MEETING SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.

Dated this 3rd day of April, 2020

Daniel Lesikar, Chairman

By: 
Tricia Mackie, Office Manager

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Daniel Lesikar, Chairman

FILED _____ M

By: 
Tricia Mackie, Office Manager

APR 03 2020

LINDA WATKINS
CO. CLK. FALLS CO.

This is to certify that the Notice of a Meeting, a copy of which is attached hereto, was posted on the official bulletin board at the Courthouse, as required by Article 62-52-17 V, T. C. S.

ELM CREEK WATERSHED AUTHORITY
Regular Session Meeting
April 9, 2020

Executed on 8:55 AM
APR 7, 2020
J.A. "Andy" Harwell, County Clerk
McLennan County, Texas

By: [Signature]
Deputy

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Daniel Lesikar, Chairman

By: [Signature]
Tricia Mackie, Office Manager



RECEIVED
4/16/2020



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Daniel Lesikar, Chairman

By: 
Tricia Mackie, Office Manager

Filed 6 day of April
in 2020, At 11:15 A.M.
JODI MORGAN
County Clerk, Milam County, Texas
By: Jennifer Northcott
Deputy



Handwritten text, possibly a signature or date, located in the bottom right corner of the page.





Tricia Mackie

[Log Off](#)

Open Meeting Submission

TRD: 2020001850
Date Posted: 04/03/2020
Status: Accepted
Agency Id: 1199
Date of Submission: 04/03/2020
Agency Name: Elm Creek Watershed Authority
Board: Elm Creek Watershed Authority
Committee: Board of Directors
Date of Meeting: 04/09/2020
Time of Meeting: 07:30 PM (##:## AM Local Time)
Street Location: 19 S. 25th Street
City: Temple
State: TX
If Emergency Meeting, Reason: 2547781961
Liaison Name: Tricia Mackie
Liaison Id: 1
Additional Information Obtained From: Tricia Mackie, Office Mgr.
Agenda: ELM CREEK WATERSHED AUTHORITY
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Dated this 3rd day of April, 2020 Daniel Lesikar, Chairman

By:
Tricia Mackie, Office Manager

New Submission

HOME

TEXAS REGISTER

TEXAS ADMINISTRATIVE CODE

OPEN MEETINGS

S.O.S. Acknowledgment of Receipt

From: texreg@sos.texas.gov

To: elmcreekwsa@sbcglobal.net

Date: Friday, April 3, 2020, 10:55 AM CDT

Acknowledgment of Receipt

Agency: Elm Creek Watershed Authority

Liaison: Tricia Mackie

The Office of the Secretary of State has posted
notice of the following meeting:

Board: Elm Creek Watershed Authority

Committee: Board of Directors

Date: 04/09/2020 07:30 PM "TRD# 2020001850"

Notice posted: 04/03/20 10:55 AM

Proofread your current open meeting notice at:

[http://texreg.sos.state.tx.us/public/pub_om_lookup\\$.startup?Z_TRD=2020001850](http://texreg.sos.state.tx.us/public/pub_om_lookup$.startup?Z_TRD=2020001850)

ELM CREEK WATERSHED AUTHORITY
INCOME AND DISBURSEMENTS

April 9, 2020

As of March 31, 2020

INCOME AND DISBURSEMENTS

INCOME

TAX

	PRESENT
BELL COUNTY	5,391.52
FALLS COUNTY	639.72
MCLENNAN COUNTY	297.57
MILAM COUNTY	674.02
TOTAL TAX INCOME	7,002.83

CHECKING ACCOUNT BALANCE	187,927.87
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INVESTMENTS

ACCOUNT	MATURITY	AMOUNT	RATE	PRESENT
CITIZENS NATL BANK #91	12/3/20	600,000.00	1.500	713.11
CITIZENS NATL BANK #91	1/7/21	200,000.00	1.500	
CLASSIC BANK #5323836	2/3/21	150,000.00	1.700	202.60
CLASSIC BANK #5825306	3/13/21	100,000.00	1.350	190.68
MEMBERS CHOICE #1936	05/02/20	249,000.00	2.230	
FIRST NATL MOODY #111	5/22/20	250,000.00	2.190	435.00
INCOMMONS BANK #7946	7/15/20	250,000.00	2.000	397.26
HORIZON BANK #33068	7/5/20	250,000.00	2.050	407.51
BANCORP SOUTH #93701	9/24/20	250,000.00	1.750	1,090.75
AIMBANK #100538548	1/7/21	238,437.64	1.650	312.18
CENTRAL NATL #2828686	1/18/21	250,000.00	1.800	1,121.91
TEXPOOL		346,765.54	1.003	295.24
FIRST NATL MOODY #102	5/14/2020	400,000.00	2.190	696.58
		3,534,203.18		5,862.82

OTHER DISBURSEMENTS

Patricia Mackie	39.68 mileage reimbursement	2,002.30
Calvin Sanders	434.13 mileage reimbursement	3,611.17
Extraco	payroll tax	1,643.02
Texas Workforce Commiss	state unemployment tax	261.74
	TOTAL OTHER DISBURSEMENTS	7,518.23

11:09 AM
04/09/20
Cash Basis

Elm Creek Watershed Authority
Disbursements
March 13 through April 9, 2020

	<u>Mar 13 - Apr 9, 20</u>
Ambit Energy	-37.04
Arvell Jungmann	-393.15
ATT	-133.19
Bobby Henson	-341.40
Bowers Embankment Turfing	-18,350.00
Daniel Lesikar	-482.80
Dean Mikeska	-250.60
Evelyn Sanderson	-100.00
Hall Bros. Construction, LLC	-1,500.00
Kathleen Pinckney	-312.50
Leaday Construction, LLC	-255,990.00
LogMeln, Inc.	-192.00
Mike Maedgen	-239.10
Milam Appraisal District	-345.60
Milam County Clerk	-1.00
Patricia Mackie	-574.26
Ray Jungmann	-393.15
Relhom Properties LLC	-550.00
Robert Fleming	-234.50
Sanderford & Carroll, P.C.	-55.00
Steven Rieves	-331.05
Tax Appraisal District of Bell County	-28,485.50
Texas Municipal League	212.78
United States Postal Service	-55.00
United States Treasury	224.88
TOTAL	<u>-308,909.18</u>

Elm Creek Watershed Authority Profit & Loss Budget vs. Actual January through December 2020

	Jan - Dec 20	Budget	\$ Over Bud...	% of Budget
Ordinary Income/Expense				
Income				
Income from Taxes	125,055.84	355,000.00	-229,944.16	35.2%
Total Income	125,055.84	355,000.00	-229,944.16	35.2%
Gross Profit	125,055.84	355,000.00	-229,944.16	35.2%
Expense				
Advertising	320.00	1,000.00	-680.00	32.0%
Allocation (Collection) Expense	1,140.63	6,000.00	-4,859.37	19.0%
Communications	802.65	3,500.00	-2,697.35	22.9%
Contract	1,310.70	5,000.00	-3,689.30	26.2%
Contract Labor	0.00	0.00	0.00	0.0%
Director-Per Diem	4,500.00	10,500.00	-6,000.00	42.9%
Down Stream Structure	0.00	6,000.00	-6,000.00	0.0%
Dues and Subscriptions	325.00	325.00	0.00	100.0%
Easements	0.00	0.00	0.00	0.0%
Elections	0.00	0.00	0.00	0.0%
Insurance	107.22	12,000.00	-11,892.78	0.9%
Maintenance	19,850.00	200,000.00	-180,150.00	9.9%
Mileage	2,724.80	10,000.00	-7,275.20	27.2%
Miscellaneous	2.00	500.00	-498.00	0.4%
Office Supplies	846.79	4,000.00	-3,153.21	21.2%
Payroll Expenses	27,259.27	80,000.00	-52,740.73	34.1%
Professional Fees	1,923.11	15,000.00	-13,076.89	12.8%
Recording Fees	4.00	350.00	-346.00	1.1%
Rent	2,200.00	6,600.00	-4,400.00	33.3%
Tax Increment Zone Payment	28,485.50	26,000.00	2,485.50	109.6%*
Training	0.00	4,000.00	-4,000.00	0.0%
Travel & Ent	0.00	4,000.00	-4,000.00	0.0%
Utilities	154.97	1,800.00	-1,645.03	8.6%
Total Expense	91,956.64	396,575.00	-304,618.36	23.2%
Net Ordinary Income	33,099.20	-41,575.00	74,674.20	-79.6%
Other Income/Expense				
Other Income				
Interest Income	17,982.92			
Other Income	0.00	45,000.00	-45,000.00	0.0%
Reimbursed Income	305,413.06			
Total Other Income	323,395.98	45,000.00	278,395.98	718.7%
Other Expense				
Reimbursed Expenses	257,461.27			
Total Other Expense	257,461.27			
Net Other Income	65,934.71	45,000.00	20,934.71	146.5%
Net Income	99,033.91	3,425.00	95,608.91	2,891.5%

SUGGESTED:

- ↓ PROFESSIONAL FEES \$2500.-
- ↑ TAX INCREMENT ZONE \$2500.-
- △ PAYROLL \$16,000.

ELM CREEK WATERSHED AUTHORITY
Monthly Report – 4/9/2020

Operation and Maintenance

- Fertilization completed 3/26-27 on 12 sites covering 146.8 acres. All reimbursed through TSSWCB O&M program with exception of Site 34 that is reimbursed by NRCS.
- Mowing (6 Sites) and herbicide treatment (27 sites) scheduled for April – May. To begin as soon as dried out enough and wind conditions permit. All of these activities approved for reimbursement from TSSWCB or NRCS.
- Debris removal and placement of rock completed at Site 34. \$1500 to be recovered by reimbursement from NRCS.
- Bids received for fence replacement at Site 24 and partial replacement at Site 29. Contract awarded to Espinoza Fencing. TSSWCB O&M grant program funds are approved for both jobs. Work will be coordinated to be done as soon as remedial repairs completed at Site 24.

Site 4 Access Road Repair

Allocation of cost agreed to by all parties: \$3467 ECWA; \$4367 each for Bulls and Robinson/Aguillon; work to begin in 2-4 weeks with estimated 4 days to complete the job.

Site 34 Easement Road

No action on this during reduction in activities due to the virus outbreak.

NRCS WFPO Program

Remedial Repairs

Remedial repairs of wave berm erosion and installation of rock protection nearing completion at Site 24. Rock riprap placement is done. Vegetation and fence construction remain. The contractor is getting setup to move the operations to Site 22. Completion of all repairs expected by mid-June, depending on weather. First invoice submitted in amount of \$255,990. ECWA will need to pay that amount to contractor and then submit paperwork to NRCS for reimbursement.

Watershed Operations Funding Opportunity for Backlog Dams

Was made aware of WFPO FY2020 funding request window last week. \$175 million to be allocated nationwide. Funding request deadline is April 17 with another possible opportunity in late summer. Funding request for Site 6R 2 submitted July 31, 2018, but no outcome was ever provided by NRCS. Request made April 4 to State Conservationist asking outcome of previous request and if those materials could be submitted again for a new funding request, should the ECWA board of directors decide to pursue. Currently, NRCS has indicated they will fund and complete a feasibility update over the next few months that would include an update of hydraulics/hydrology, adequacy of land rights to AS + 2 ft elevation, and benefits. That information can then be used for ECWA board to consider future funding request for Site 6R2 and other sites remaining in the work plan.

TSSWCB Repair ProgramPlunge Basin and Rock Chute Repairs

Solicitation for TSSWCB funded repairs at Sites 13R, 14 and 15 posted online April 8. Pre-bid conference and site showings scheduled for May 13 with bid opening on June 3. Notice to proceed will depend on availability of NRCS project engineer and construction inspector, but should be mid to late June. The repairs will be done one site at a time.

Working on temporary use agreements for repairs that are in the design stage at Site 26, 31, and 32.

Dam Upgrades

Engineering survey and geotechnical investigations are on-going at Site 4. Design work is continues for Site 23 and Site 39.

Texas Association of Watershed Sponsors

The spring meeting of TAWS scheduled for March 30-31 in Fredericksburg was cancelled due to the virus outbreak. Could be rescheduled for fall 2020.

Apex Clean Energy Solar Virtual Town Hall

Was contacted by Apex Clean Energy about participating in online town hall meeting scheduled for Tuesday, April 13 from 6 – 7 PM. Can provide information on joining the meeting to board if you would like.