

ELM CREEK WATERSHED AUTHORITY
Regular Session Meeting
June 9, 2022

Notice is hereby given that a regular meeting of the Board of Directors of the Elm Creek Watershed Authority will be on June 9, 2022, beginning at 7:30 p.m. at the Elm Creek Watershed Authority Office, 19 S. 25th Street, Suite 500, Temple, Texas.

AGENDA

1. Call to Order.
2. 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.
3. Consideration and possible action to approve the consent agenda:
 - a. Minutes from the previous meetings
 - b. Income/Disbursements
4. Discuss, consider and take action, if necessary, to accept the watershed report as presented.
 - a. Site updates
 - b. NRCS programs
 - c. TSSWCB programs
5. Discuss, consider and take possible action on Site 39 land rights.
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, or 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 2nd day of June, 2022

Daniel C. Lesikar, Chairman


By: Tricia Mackie

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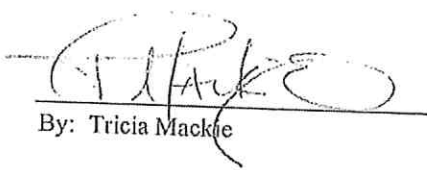
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Dated this 2nd day of June, 2022

Daniel C. Lesikar, Chairman


By: Tricia Mackie

THE STATE OF TEXAS
COUNTY OF McLENNAN

9:30 AM

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. &

Executed on June 10, 2022

J. A. "Andy" Harwell, County Clerk
McLennan County, Texas

By J. Green
Deputy



RECEIVED
6/9/2022

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Daniel C. Lesikar, Chairman


By: Tricia Mackie

Filed 6th day of June
in 2022, At 4:00 P.M.
JODI MORGAN
County Clerk, Milam County, Texas
By: Melinda Contreras
Deputy



RECEIVED
6/14/2022

Handwritten notes in the bottom left corner, including a vertical line and several lines of illegible text.





Tricia Mackie

[Log Off](#)

Open Meeting Submission

TRD: 2022003265
Date Posted: 06/02/2022
Status: Accepted
Agency Id: 1199
Date of Submission: 06/02/2022
Agency Name: Elm Creek Watershed Authority
Board: Elm Creek Watershed Authority
Committee: Board of Directors
Date of Meeting: 06/09/2022
Time of Meeting: 07:30 PM (###:## AM Local Time)
Street Location: 19 S. 25th Street
City: Temple
State: TX
Liaison Name: Tricia Mackie
Liaison Id: 1
Additional Information Obtained From: Tricia Mackie, Office Mgr.
Agenda: ELM CREEK WATERSHED AUTHORITY
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By: Tricia Mackie

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: Thursday, June 2, 2022, 09:31 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: 06/09/2022 07:30 PM "TRD# 2022003265"

Notice posted: 06/02/22 09:31 AM

Proofread your current open meeting notice at:

[http://texreg.sos.state.tx.us/public/pub_om_lookup\\$.startup?Z_TRD=2022003265](http://texreg.sos.state.tx.us/public/pub_om_lookup$.startup?Z_TRD=2022003265)

ELM CREEK WATERSHED AUTHORITY
INCOME AND DISBURSEMENTS
June 9, 2022

As of May 31, 2022

INCOME AND DISBURSEMENTS

INCOME

TAX

	PRESENT
BELL COUNTY	10,149.92
FALLS COUNTY	0.66
MCLENNAN COUNTY	497.46
MILAM COUNTY	206.18
TOTAL TAX INCOME	10,854.22

CHECKING ACCOUNT BALANCE \$ 112,630.30

INVESTMENTS

ACCOUNT	MATURITY	AMOUNT	RATE	PRESENT
CITIZENS NATL BANK #91	12/3/22	600,000.00	0.450	221.92
CITIZENS NATL BANK #91	1/7/23	200,000.00	0.440	-
CLASSIC BANK #5323836	2/3/23	150,000.00	0.450	55.48
CLASSIC BANK #5825306	3/13/23	100,000.00	0.550	45.21
MEMBERS CHOICE #1936 Money Mark		249,747.14	0.450	95.43
FIRST NATL MOODY #113	5/22/22	250,000.00	0.600	123.29
INCOMMONS BANK #7946	7/15/22	250,000.00	0.600	123.29
HORIZON BANK #33068	7/5/22	250,000.00	0.350	71.93
BANCORP SOUTH #93700	9/24/22	250,000.00	0.200	-
CENTRAL NATL #2828689	1/18/23	250,000.00	0.200	-
BUCKHOLTS STATE BAN	1/21/23	250,000.00	0.350	-
 TEXPOOL		 838,219.69	 0.623	 443.09
 FIRST NATL MOODY #102	 5/12/2022	 400,000.00	 0.600	 197.30
FIRST NATL MOODY #102	5/11/2023	400,000.00	1.400	72.33
FIRST NATL MOODY #102	5/25/2023	250,000.00	1.500	-
		4,687,966.83		1,449.27

OTHER DISBURSEMENTS

Patricia Mackie	101.21 mileage reimbursement	2,420.86
Calvin Sanders	284.90 mileage reimbursement	3,555.71
Extraco	payroll tax	1,752.66
Card Services	May stmt	710.94
Lowe's	Office blinds	101.71
	TOTAL OTHER DISBURSEMENTS	8,541.88

11:27 AM
06/09/22
Cash Basis

Elm Creek Watershed Authority
Disbursements
May 13 through June 9, 2022

	<u>May 13 - Jun 9, ...</u>
Ambit Energy	-93.76
ATT	-145.87
Espinoza Fence	-1,500.00
Evelyn Sanderson	-100.00
Falls County Appraisal District	-41.36
HEB	-11.42
Kathleen Pinckney	-50.00
Lowe's	-15.11
Ludwick, Montgomery & Stapp, P.C	-6,800.00
McLennan County Appraisal District	-39.05
Milam Appraisal District	-315.07
Milam County Clerk	-1.00
Neugebauer Company & Associates, LLC	-2,250.00
Patricia Mackie	-471.05
Relhom Properties LLC	-550.00
Sanderford & Carroll, P.C.	-2,415.00
Seaton Community Improvement Associa...	-175.00
Southern Infrastructure Group, LLC	-248,458.67
Tax Appraisal District of Bell County	-926.50
TerraSol LLC	-17,778.10
United States Postal Service	-9.76
Wal-Mart	-54.13
TOTAL	<u><u>-282,200.85</u></u>

ELM CREEK WATERSHED AUTHORITY
Monthly Report – 6/9/2022

Operation and Maintenance

Spring Vegetative Maintenance

Broadleaf weed treatment (22 sites/255.8 acres) was completed as of May 18.

The application to TSSWCB for In-Kind Credit (\$8500) has been approved as of today. The credit will cover the 10% local share of O&M work approved for funding through the O&M Grant Program.

Site 5A Auxiliary Spillway/Exit Channel Stream Crossing

Heartland Construction Services has started construction of a rock stream crossing of the exit channel and armored ramp entering the auxiliary spillway at Site 5A. Work had been held up due to delay in rock availability, but should be done in the next week or so. I recommend the board authorize approval of payment upon completion of the work in lieu of waiting until the July meeting. Contract total is \$19,250.

NRCS Programs

WFPO Program

A public scoping meeting is scheduled for July 6 at the Seaton Community Center to present the planning process for Sites 6R2 and 7REV reevaluation. M&E Consultants, LLC and USDA-NRCS staff will conduct the meeting. A news release will be provided to local newspapers 2-3 weeks before the meeting. Letters will be sent out to property owners in the easement areas of both sites.

TSSWCB Dam Repair/Upgrade Program

Site 39:

A settlement conference was held May 17 at the offices of Sanderford and Carroll. The property owner and his attorneys were present, along with the ECWA general manager and attorney Steve Burton. A draft easement has been provided to the Benolken's attorneys and we have arranged for an appraisal of the new easement areas to be conducted by Les Neugebauer. Everything is moving very slow.

Site 23:

Southern Infrastructure Group is proceeding with construction of the upgrade at Site 23. A progress meeting was held June 7 with SIG staff, project engineer and construction inspector. Everything on schedule at this point. A request for payment in the amount of \$248,458.67 has been submitted for the period 5/1-5/31/2022. The ECWA board should consider approval of the payment. ECWA portion of the amount is \$4,348.03 (1.75%) and TSSWCB portion is \$244,110.64.

An item not accounted for in the design and contract was the concern for livestock getting bogged in mud on the Richter property north of the lake as the water is drained to facilitate construction. ECWA has worked with the renter to coordinate the installation of an alternate water source and locate a temporary fence to keep livestock away from the lake until the project is completed. ECWA contracted with Espinoza Fence to install 1050 feet of electric fence at a cost of \$1500.

ELM CREEK WATERSHED AUTHORITY
OFFICIAL MINUTES
June 9, 2022

Elm Creek Watershed Authority, Board of Directors, met in regular session on
June 9, 2022, at 19 South 25th Street, Suite 500, Temple, Texas

Directors present: Arvell Jungmann, Ray Jungmann, Bobby Henson, John Perryman, Robert Fleming, Mike Maedgen, and Daniel C. Lesikar.

Others present: Calvin Sanders, Tricia Mackie.

The meeting was called to order by Daniel C. Lesikar, Chairman, at 7:29 p.m.

Consent Agenda: Minutes: Bobby Henson made a motion to approve the previous meeting minutes as mailed. The motion was second by Arvell Jungmann. Motion passed.

Income and Disbursements were read aloud by Tricia Mackie. A motion was made by Ray Jungmann to receive, approve and file income and disbursements. Bobby Henson second the motion. Motion passed.

Watershed Report: The watershed report was presented by Calvin Sanders. O&M: Broadleaf weed control completed with 100% reimbursement due to in-kind credit. Site 5A stream crossing: Work in progress with some delays due to rock. Possible completion next week with an amount due of \$19,250.00.

NRCS Programs: A public meeting is scheduled on July 6th for Site 6R2 & 7REV to discuss purpose and planning. Letters to landowners and news releases will be send out.

TSSWCB Programs: Dam Upgrades: Site 39-Mr. Sanders met with ECWA attorney and opposing counsel to discuss any settlement to land rights and damages. Mr. Sanders has requested an appraisal be completed. Site 23-work in progress and on schedule. Payment #2 in the amount of \$248,458.67 has been received and payment is due, with reimbursement due soon. Concern for cattle getting into mud due to low water level, a temporary fence has been installed by Espinoza Fence.

Robert Fleming made a motion to pay Heartland Construction upon completion of the stream crossing on Site 5A. Ray Jungmann second the motion. Motion passed.

A motion was made by Bobby Henson to approve the watershed report. Arvell Jungmann second the motion. Motion passed.

Site 39: No action.

Adjourn: Arvell Jungmann made a motion to adjourn. Mike Maedgen second the motion. Motion passed. Meeting adjourned at 7:54 p.m.

ATTEST:



Daniel C. Lesikar
Chairman



Bobby Henson
Secretary