

ELM CREEK WATERSHED AUTHORITY
Regular Session Meeting
October 8, 2020

Notice is hereby given that a public hearing and regular meeting of the Board of Directors of the Elm Creek Watershed Authority will be on September 3, 2020, beginning at 7:30 p.m. in the Elm Creek Watershed Authority office, 19 South 25th Street, Suite 500, Temple, Texas. Members of the public wishing to make public comment during the hearing or meeting must register by emailing elmcreekwsa@sbcglobal.net prior to 12:00 pm on October 8, 2020.

The board members and public may join the hearing and meeting by the following:

Join from your computer, tablet or smartphone:
<https://global.gotomeeting.com/join/478010781>

Join using your phone:
[+1 \(408\) 650-3123](tel:+14086503123)

Access Code: 478-010-781

AGENDA

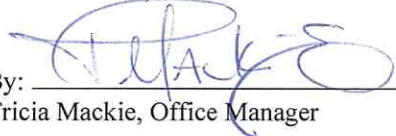
1. Call to Order.
2. Public Comment.
Citizens who desire to address the Board of Directors on any matter may sign up to do so prior to this meeting. Public comments will be received during this portion of the meeting. Please limit comments to 3 minutes. No discussion or final action will be taken by the Board of Directors.
3. Consideration and possible action to approve the consent agenda:
 - a. Minutes from the previous meetings
 - b. Income/Disbursements
 - c. Budget amendments
 - d. Quarterly Report
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. Consideration and possible action to adopt by resolution the ECWA Investment Policy.
6. Discuss, consider and possible action to appoint by resolution the 2020-2021 Investment Officer.
7. 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 1st day of October, 2020

Daniel Lesikar, Chairman

By: 
Tricia Mackie, Office Manager

10/01/2020 14:24 ELM CREEK WATERSHED

(FAX)2547780737

P.002/002

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Dated this 1st day of October, 2020

Daniel Lesikar, Chairman

By: 

Tricia Mackie, Office Manager

FILED FOR RECORD
 10/01/2020 1:38 PM
 SHELLEY R. POSTON
 CO. CLERK BELL CO. TX

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Dated this 1st day of October, 2020

Daniel Lesikar, Chairman

By: 
Tricia Mackie, Office Manager

LINDA WATKINS
CO. CLK. FALLS CO.

OCT 01 2020

FILED 4:20 P.02

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Daniel Lesikar, Chairman

By: 
Tricia Mackie, Office Manager

THE STATE OF TEXAS
COUNTY OF McLENNAN

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.

Executed on 10-5, 2020

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

By: 
Deputy



RECEIVED
10/8/2020



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Filed 5th day of Oct
in 2020, At 1:00 P.M.
JODI MORGAN
County Clerk, Milam County, Texas
By Jennifer Norzco
Deputy

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Daniel Lesikar, Chairman

By: 
Tricia Mackie, Office Manager



[Faint, illegible handwritten text]



OFFICE of the SECRETARY of STATE

Tricia Mackie

[Log Off](#)

Open Meeting Submission

TRD: 2020005624
Date Posted: 10/01/2020
Status: Accepted
Agency Id: 1199
Date of Submission: 10/01/2020
Agency Name: Elm Creek Watershed Authority
Board: Elm Creek Watershed Authority
Committee: Board of Directors
Date of Meeting: 10/08/2020
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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Dated this 1st day of October, 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 (texreg@sos.texas.gov)

To: elmcreekwsa@sbcglobal.net

Date: Thursday, October 1, 2020, 02:17 PM 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: 10/08/2020 07:30 PM "TRD# 2020005624"

Notice posted: 10/01/20 02:17 PM

Proofread your current open meeting notice at:

[http://texreg.sos.state.tx.us/public/pub_om_lookup\\$.startup?Z_TRD=2020005624](http://texreg.sos.state.tx.us/public/pub_om_lookup$.startup?Z_TRD=2020005624)

ELM CREEK WATERSHED AUTHORITY
INCOME AND DISBURSEMENTS

October 8, 2020

As of September 30, 2020 **INCOME AND DISBURSEMENTS**

INCOME

TAX

	PRESENT
BELL COUNTY	1,811.58
FALLS COUNTY	-
MCLENNAN COUNTY	50.48
MILAM COUNTY	143.46
	2,005.52
TOTAL TAX INCOME	2,005.52

CHECKING ACCOUNT BALANCE 215,038.40

INVESTMENTS

ACCOUNT	MATURITY	AMOUNT	RATE	PRESENT
CITIZENS NATL BANK #94	12/3/20	600,000.00	1.500	762.30
CITIZENS NATL BANK #94	1/7/21	200,000.00	1.500	-
CLASSIC BANK #5323836	2/3/21	150,000.00	1.700	216.58
CLASSIC BANK #5825306	3/13/21	100,000.00	1.350	114.66
MEMBERS CHOICE #1936	05/02/21	249,000.00	0.800	-
FIRST NATL MOODY #114	5/22/21	250,000.00	0.800	339.72
INCOMMONS BANK #7946	7/15/21	250,000.00	0.600	127.40
HORIZON BANK #33068	7/5/21	250,000.00	1.050	223.04
BANCORP SOUTH #93700	9/24/21	250,000.00	0.750	1,102.74
AIMBANK #100538548	1/7/21	240,427.80	0.800	336.46
CENTRAL NATL #2828689	1/18/21	250,000.00	1.800	1,134.24
TEXPOOL		252,129.95	0.147	24.88
FIRST NATL MOODY #102	5/13/2021	400,000.00	0.800	271.87
		3,441,557.75		4,653.89

OTHER DISBURSEMENTS

Patricia Mackie	50.03 mileage reimbursement	1,896.72
Calvin Sanders	208.73 mileage reimbursement	3,409.08
Extraco	payroll tax	1,718.96
Card Services	August stmt	127.60
	TOTAL OTHER DISBURSEMENTS	7,152.36

10:00 AM
10/08/20
Cash Basis

Elm Creek Watershed Authority
Disbursements
September 4 through October 8, 2020

	<u>Sep 4 - Oct 8, 20</u>
Ambit Energy	-195.41
Arvell Jungmann	-262.10
ATT	-185.37
Bobby Henson	-227.60
Central Texas SWCD	-74.59
Daniel Lesikar	-362.10
Dean Mikeska	-125.30
Evelyn Sanderson	-100.00
HEB	-3.98
Kathleen Pinckney	-471.00
Mike Maedgen	-119.55
Milam County Clerk	-1.00
Patricia Mackie	-574.26
Ray Jungmann	-262.10
Relhom Properties LLC	-550.00
Robert Fleming	-234.50
Sanderford & Carroll, P.C.	-73.00
Steven Rieves	-220.70
Tax Appraisal District of Bell County	-819.25
Texas Municipal League	-4,139.52
Tractor Supply Company	-19.47
	<hr/>
TOTAL	<u>-9,020.80</u>

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

	Jan - Dec 20	Budget	\$ Over Bud...	% of Bu...
Ordinary Income/Expense				
Income				
Income from Taxes	147,502.29	355,000.00	-207,497.71	41.5%
Total Income	147,502.29	355,000.00	-207,497.71	41.5%
Gross Profit	147,502.29	355,000.00	-207,497.71	41.5%
Expense				
Advertising	981.50	1,000.00	-18.50	98.2%
Allocation (Collection) Expe...	3,505.13	6,000.00	-2,494.87	58.4%
Communications	1,917.60	3,500.00	-1,582.40	54.8%
Contract	2,885.71	5,000.00	-2,114.29	57.7%
Contract Labor	0.00	0.00	0.00	0.0%
Director-Per Diem	8,300.00	10,500.00	-2,200.00	79.0%
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	4,023.74	12,000.00	-7,976.26	33.5%
Maintenance	109,580.22	200,000.00	-90,419.78	54.8%
Mileage	5,798.32	10,000.00	-4,201.68	58.0%
Miscellaneous	66.90	500.00	-433.10	13.4%
Office Supplies	1,976.50	4,000.00	-2,023.50	49.4%
Payroll Expenses	70,525.47	80,000.00	-9,474.53	88.2%
Professional Fees	8,653.11	12,500.00	-3,846.89	69.2%
Recording Fees	10.00	350.00	-340.00	2.9%
Rent	5,500.00	6,600.00	-1,100.00	83.3%
Supplies	78.94			
Tax Increment Zone Payment	28,485.50	28,500.00	-14.50	99.9%
Training	0.00	4,000.00	-4,000.00	0.0%
Travel & Ent	0.00	4,000.00	-4,000.00	0.0%
Utilities	658.11	1,800.00	-1,141.89	36.6%
Total Expense	253,271.75	396,575.00	-143,303.25	63.9%
Net Ordinary Income	-105,769.46	-41,575.00	-64,194.46	254.4%
Other Income/Expense				
Other Income				
Interest Income	41,765.58			
Other Income	0.00	45,000.00	-45,000.00	0.0%
Reimbursed Income	1,037,849.34			
Total Other Income	1,079,614.92	45,000.00	1,034,614.92	2,399.1%
Other Expense				
Reimbursed Expenses	641,657.07			
Total Other Expense	641,657.07			
Net Other Income	437,957.85	45,000.00	392,957.85	973.2%
Net Income	332,188.39	3,425.00	328,763.39	9,698.9%

SUGGESTED :

↓ TRAVEL \$ 2500.-

↑ PAYROLL \$ 2500.-

ELM CREEK WATERSHED AUTHORITY
Monthly Report – 10/8/2020

Operation and Maintenance

On-going Maintenance

TSSWCB O&M program funds (\$12976) approved or fall mowing at 20 sites covering 197 acres. Heartland Construction is lined up to do the work in November.

Applications for TSSWCB O&M program funds made and approvals received for spring 2021 O&M activities including fertilization, mowing and weed spraying totaling \$44039. An application was also submitted for replacement of remaining original fence at Site 37 to be done once plunge basin repairs completed next spring.

Treated brush sprouts at Sites 21, 22 and 23. Eight more sites scheduled for treatment this month with sprouts either on dam and spillway or in wave berm.

Dam Safety

Received notification alerts from Dam Watch program following early September heavy rainfall event at 16 dams in the watershed. The alerts are generated automatically when Doppler radar-indicated rainfall reaches a prescribed threshold. Conducted visit of all sites and worked with NRCS to respond online to describe the conditions at each site and cancel the ticket.

TSSWCB Repair Program

Plunge Basin Repairs

Site 13R plunge basin repair and rock protection completed. Work is underway at Site 15 and should be completed by the first week of November. No payment request has been submitted since the September meeting.

Sites 26, 31, and 32: Bids from five contractors opened on September. Low bidder is Leaday Construction LLC, College Station, TX. Contract Agreement has been sent to contractor for signature. Notice to proceed is tentatively set for November 9, but could be sooner. This contract is for repair and installation of rock protection in plunge basins at each of the three sites, as well as replacement of 50 foot section of pipe and pipe support at Site 32.

Dam Upgrades

Design concept for Site 4 upgrade presented by AECOM to ECWA, TSSWCB and NRCS via web conference on September 22. The design calls for raising top of dam elevation, raising auxiliary spillway elevation by about a foot, replacing the principal spillway inlet and conduit with a larger size, and installing a roller compacted concrete spillway in the embankment near the location of the current principal spillway. AECOM engineers indicate that the elevation changes will allow the designed storm to pass through the structure without needing to acquire additional easement for floodwater detention. There will be need for additional easement for extending the dam embankment to the new top of dam elevation and for the RCC spillway channel.

Letters and information were sent to owners at Site 23 and Site 39 where additional easements are required for upgrades. Each letter describes the existing dam, reasons the upgrade is necessary, components of the upgrade, and additional easement areas needed for upgrade measures. The letters emphasize that the ECWA board priority is to reach agreements with owners to acquire the easements and requested that owners reply with proposed terms for an agreement.

NRCS WFPO Program

No new information on application for supplemental watershed planning since the August meeting.

ELM CREEK WATERSHED AUTHORITY
OFFICIAL MINUTES
October 8, 2020

Elm Creek Watershed Authority, Board of Directors, met in regular session on
October 8, 2020, at 19 South 25th Street, Suite 500, Temple, Texas

Directors present: Steve Rieves, Daniel C. Lesikar, Ray Jungmann, Mike Maedgen, Bobby Henson, Dean Mikeska and Arvell Jungmann

Others present: Calvin Sanders and Tricia Mackie

The meeting was called to order by Daniel C. Lesikar, Chairman, at 7:30 p.m.

Consent Agenda: Bobby Henson made a motion to approve the public hearing minutes as mailed. The motion was second by Ray Jungmann. Motion passed. Bobby Henson made a motion to approve the regular meeting minutes as mailed. The motion was second by Ray Jungmann. Motion passed.

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

Tricia Mackie reviewed the 2020 Budget and suggested decreasing Travel \$2500 and increasing Payroll \$2500. Mike Maedgen made a motion to amend the 2020 Budget as suggested. The motion was second by Ray Jungmann. Motion passed.

Tricia Mackie reviewed the 3rd Quarterly Report. Bobby Henson made a motion to approve the report. Dean Mikeska second the motion. Motion passed.

Watershed Report: The watershed report was presented by Calvin Sanders. O&M: Funding from TSSWCB has been approved for mowing this fall on 20 sites. TSSWCB applications have been submitted and approved for fertilizer, mowing and weed control for spring 2021. Replacement fence for Site 37 funding has been submitted to TSSWCB. Brush has been treated on Sites 21, 22, & 23, with more sites scheduled.

Dam Safety: Dam Watch signaled alerts during the September rain event at 16 sites. Mr. Sanders inspected the sites and has worked with NRCS on response to the alerts.

Repairs: Site 13R repairs have been completed. Site 15 is scheduled to be completed in early November. Bid opening for Site 26, 31 & 32 repairs were conducted in September with Leaday Construction awarded the contract and start date of November 9th.

Dam Upgrades: Designs for Site 4 to raise the dam elevation have been submitted. Additional easements will be required for extending the dam embankment. Letters have been sent to landowners of sites 23 & 39 for additional easements. Letters ask landowners to propose terms for agreement with ECWA for additional easements.

NRCS Programs: No new information at this time.

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

Investment Policy: A motion to adopt the 2020-2021 Investment Policy by resolution was made by Mike Maedgen. The motion was second by Ray Jungmann. Motion passed.

Investment Officer: Mike Maedgen made a motion to appoint by resolution Bobby Henson as the 2020-2021 Investment Officer. Ray Jungmann second the motion. Motion passed.

Adjourn: Dean Mikeska made a motion to adjourn. Arvell Jungmann second the motion. Motion passed. Meeting adjourned at 7:57 p.m.

ATTEST:



Daniel C. Lesikar
Chairman



Steve Rieves
Vice-Chairman