

ELM CREEK WATERSHED AUTHORITY

Regular Session Meeting

March 14, 2024

Notice is hereby given that a regular meeting of the Board of Directors of the Elm Creek Watershed Authority will be on March 14 2024, beginning at 7:30 p.m. in the Elm Creek Watershed Authority office, 19 South 25th Street, Suite 500, Temple, Texas.

MEETING AGENDA

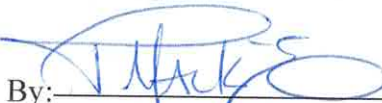
1. Call to Order.
2. Public Comment.
Citizens who desire to address the Board of Directors on any matter may sign up to do so prior to this meeting. Public comments will be received during this portion of the meeting. Please limit comments to 3 minutes. No discussion or final action will be taken by the Board of Directors.
3. Consideration and possible action to approve the consent agenda:
 - a. Minutes from the previous meetings
 - b. Income/Disbursement
4. Discuss, consider and take action if necessary to accept the watershed report as presented.
 - a. Site updates
 - b. NRCS programs
 - c. TSSWCB programs
 - d. Site 39 Contract
 - e. Site 6R2, 7R update
5. Consideration and possible action to approve amendments to easement crossings on Site 26 and Five Wells Solar Center LLC.
6. Update on ECWA Website.
7. Consideration and possible action to appoint individual to represent ECWA on the City of Temple Reinvestment Zone Committee.
8. 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 7th day of March, 2024

Daniel Lesikar, Chairman

By: 
Tricia Mackie, Office Manager

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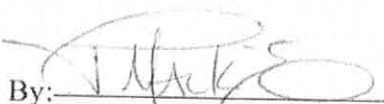
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Daniel Lesikar, Chairman

By: 
Tricia Mackie, Office Manager

RECEIVED FOR POSTING
2024 MAR -7 P 3:21
SHELLEY COSTON
CO. CLERK

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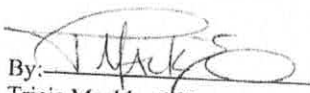
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Dated this 7th day of March, 2024

Daniel Lesikar, Chairman

By: 
Tricia Mackie, Office Manager

COCK FALLS CO.

MAR 07 2024

FILED 3:20 PM

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Daniel Lesikar, Chairman

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 March 12, 2024
9:54 AM
J.A. "Andy" Harwell, County Clerk
McLennan County, Texas

By [Signature]
Deputy

By: [Signature]
Tricia Mackie, Office Manager



RECEIVED
3/14/2024

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Filed 11th day of March
in 2024, At 3:00 P.M.

JODI MORGAN
County Clerk, Milam County, Texas
By Melinda Cortina
Deputy

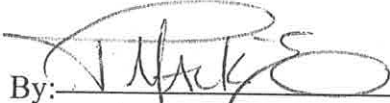
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Daniel Lesikar, Chairman

By: 
Tricia Mackie, Office Manager



RECEIVED
3/14/2024



Tricia Mackie

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Open Meeting Submission

TRD: 2024001347
Date Posted: 03/07/2024
Status: Accepted
Agency Id: 1199
Date of Submission: 03/07/2024
Agency Name: Elm Creek Watershed Authority
Board: Elm Creek Watershed Authority
Committee: Board of Directors
Date of Meeting: 03/14/2024
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
 Regular Session Meeting
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Dated this 7th day of March, 2024 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: Thursday, March 7, 2024 at 02:54 PM CST

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: 03/14/2024 07:30 PM "TRD# 2024001347"

Notice posted: 03/07/24 02:54 PM

Proofread your current open meeting notice at:

[http://texreg.sos.state.tx.us/public/pub_om_lookup\\$.startup?Z_TRD=2024001347](http://texreg.sos.state.tx.us/public/pub_om_lookup$.startup?Z_TRD=2024001347)

ELM CREEK WATERSHED AUTHORITY
INCOME AND DISBURSEMENTS
March 14, 2024

As of February 29, 2023 **INCOME AND DISBURSEMENTS**

INCOME

TAX

	PRESENT
BELL COUNTY	44,198.62
FALLS COUNTY	5,485.21
MCLENNAN COUNTY	12,177.58
MILAM COUNTY	1,831.42
	63,692.83
TOTAL TAX INCOME	63,692.83

EXTRACO CHECKING ACCOUNT BALANCE	\$	170,283.23
FIRST NATL MOODY CHECKING ACCOUNT BALANCE	\$	13,051.62
MEMBERS CHOICE MM CHECKING BALANCE	\$	-
TOTAL CHECKING ACCOUNT	\$	183,334.85

INVESTMENTS

ACCOUNT	MATURITY	AMOUNT	RATE/YIELD	PRESENT
CITIZENS NATL BANK #51	1/3/25	600,000.00	5.100	-
CITIZENS NATL BANK #51	4/7/24	200,000.00	3.940	-
CLASSIC BANK #5551583	1/8/25	150,000.00	4.770	-
CLASSIC BANK #5687286	2/23/25	100,000.00	4.680	-
MEMBERS CHOICE #1936	03/21/24	257,199.54	4.840	8,381.23
INCOMMONS BANK #7941	7/15/24	250,000.00	5.250	1,114.73
HORIZON BANK #33068	7/5/24	250,000.00	4.750	1,010.53
CADENCE BANK #937000	6/15/25	250,000.00	4.750	8,591.68
CENTRAL NATL #2828689	11/18/24	250,000.00	4.500	849.32
BUCKHOLTS STATE BAN	1/21/25	250,000.00	5.090	2,520.55
TEXPOOL		1,611,018.02	5.325	7,153.87
TREASURY BILLS	3/19/2024	99,179.44	5.407	-
TREASURY BILLS	2/20/2024	147,345.00	5.542	2,655.19
TREASURY BILLS	8/29/2024	146,109.75	5.130	-
		4,560,851.75		32,277.10

OTHER DISBURSEMENTS

Patricia Mackie	64.99 mileage reimbursement	2,456.27
Murray McCarley	367.83 mileage reimbursement	2,104.82
Extraco	payroll tax	1,308.76
Card Services	February stmt	303.07
Patin Construction	Payment #4	201,597.50
	TOTAL OTHER DISBURSEMENTS	207,770.42

Elm Creek Watershed Authority
Disbursements
February 9 through March 14, 2024

	<u>Feb 9 - Mar 14,...</u>
Ambit Energy	-39.70
ATT	-264.01
Avast	-216.48
Central Texas SWCD	-202.50
Cynthia T. Schleede	-250.00
Espinoza Fence	-550.00
Falls County Appraisal District	-39.41
M & E Consultants	-17,158.85
McLennan Central Appraisal District	-58.03
Milam Appraisal District	-417.78
Milam County Clerk	-1.00
Patin Construction LLC	-421,841.00
Patricia Mackie	-505.76
Relhom Properties LLC	-550.00
Sanderford & Carroll, P.C.	-851.63
Seth Byers	-28.10
Taco Tex Y Michelada	-40.22
Tax Appraisal District of Bell County	-1,265.33
Texas Association of Watershed Spons...	-350.00
United States Postal Service	-216.00
TOTAL	<u>-444,845.80</u>

ELM CREEK WATERSHED AUTHORITY

Monthly Report – 3/14/2024

Operation and Maintenance

Inspection/Progress: Bids have been received for Spring Fertilization and Weed control. We had two companies bid on the Fertilization, Heartland Construction Services, LLC and Bowers Embankment Turfing. Heartland Construction Services, LLC was the only bid for Broadleaf and Johnson grass control.

Site 23 – Erosion, Gate, Electric Fence and Road: I have communicated with Tom Beach and he is drafting a solution for the erosion occurring behind the dam. I have learned through Steve Bednarz that we obtain \$24,000 for these repairs. Erskine property line gate has been installed and that is the bill outgoing for \$550. We have received a bid from Moe Espinoza to remove the temporary electric fence, the bid came in at \$800. Finally, the road to fulfill our easement with site 23 is at a halt due to my lack of knowledge of prior communications. ECWA needs to make a plan, take action and complete this project. In the interest of ECWA, I believe that we should have the attorney draft a letter for the land-owner to sign, freeing ECWA from future obligations not pertaining to Dam Operation and Maintenance at the completion of the work.

Site 39 – Construction and progress: Construction on Site 39 is underway and seems to be roughly at 25-30% completion as of March 7, 2024 at the monthly safety meeting.

Other News:

We went and had lunch with Lower Brushy Creek and Donahoe Creek to meet with them to discuss contactors, upcoming information, and share information to help in future events. We have tentatively set to have these meetings once every quarter.

There is a TAWS meeting April 3rd and 4th in Round Rock, Texas. I am scheduled to go and Tricia has everything set up.

**ELM CREEK WATERSHED AUTHORITY
OFFICIAL MINUTES**

March 14, 2024

Elm Creek Watershed Authority, Board of Directors, met in regular session on
March 14, 2024, at 19 South 25th Street, Suite 500, Temple, Texas

Directors present: Ray Jungmann, Arvell Jungmann, Bobby Henson, Mike Maedgen, Daniel C. Lesikar, John Perryman, Brian Hoelscher, and Jerry Lancaster

Others present: Seth Byers, Bryan Daniel, Jeff Bartek, Trent Street, Mark Northcut, and Tricia Mackie

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

Public Comment: None.

City of Temple Reinvestment Zone: Mr. Daniels discussed the ECWA representation on the RIZ Board. No action taken.

Amendment to Easement Crossings on Site 26: Murray McCarley was waiting on Engie to locate where the crossings were to be. Mr. McCarley has not heard back from Engie. No action taken.

Watershed Report: Site 6R2, 7R updates: Mark Northcut discussed the cost v. benefits of building the projects as planned. An alternative plan would be to complete Site 6R2 only. At this time there were extreme costs with minimal downstream benefits. NRCS suggested terminating the investigation/planning process and possibly reconsidering the sites in the future. Bobby Henson made a motion to terminate the investigation/planning process for sites 6R2 and 7R. Mike Maedgen second the motion. Motion passed.

Consent Agenda: Minutes: Bobby Henson made a motion to approve the previous 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. Ray Jungmann second the motion. Motion passed.

Watershed Report Continued: O&M: Bids were requested for work on fertilizer, weed control and brush control with 2 bids received. Low bid went to Heartland Construction on all items.

Site 23-M&E is working on a plan to correct the erosion downstream. Moe Espinoza installed a property line gate. There is a temporary fence that will need to be removed. Espinoza quoted \$800 to remove the fence, but wanted to know where the materials would need to be placed for storage. M&E is working on a design for the road. Mr. Byers suggested contacting the attorney for an End of Agreement/Release contract with Mr. Coufal concerning the road.

Site 23, 26, and 31 Update: Trent Street gave the board an update of the TCEQ EAP requirements for high hazard dams and the corrections ECWA needed to complete to be up to date. Mr. Street asked Seth Byers to submit old inspection reports.

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

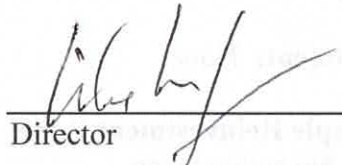
ECWA Website: Mrs. Mackie is working to put information together for submittal.

Adjourn: Arvell Jungmann made a motion to adjourn. Mike Maedgen second the motion. Motion passed. Meeting adjourned at 9:14 p.m.

ATTEST:



Daniel C. Lesikar
Daniel C. Lesikar
Chairman


Director