

**MINUTES OF SPECIAL CALLED MEETING OF
THE BOARD OF DIRECTORS OF THE
WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY**

June 8, 2016

Present:

Larry Fox, President
Mike Murphy, Vice President
Ray Whisenant, Secretary/Treasurer
Bill Goodwin, Director
Scott Roberts, Director

Staff and Consultants:

Don Rauschuber, General Manager
David Klein, Lloyd Gosselink Rochelle & Townsend, P.C., General Counsel

I. CALL TO ORDER

Director Fox called the meeting to order at 9:01 a.m.

II. ESTABLISH QUORUM

A quorum was established. All directors were present. Also present were the above-referenced staff and consultants.

III. OLD BUSINESS

A. Discuss, consider and take action on executive search firm activities related to search for a General Manager.

Discussed in Executive Session under the consultation with attorney exception. There was no discussion on this matter in open session.

B. Discuss, consider and take action on filling the position of General Manager for the WTCPUA.

Discussed in Executive Session under the consultation with attorney exception and personnel matters exception. There was no discussion on this matter in open session.

C. Discuss, consider and take action concerning Letter Agreement between WTCPUA, Don Rauschuber, and DGRA, Inc.

Discussed in Executive Session under the consultation with attorney exception and personnel matters exception. There was no discussion on this matter in open session.

D. Discuss, consider and take action regarding the Raw Water and Effluent Agreement, as amended, between WTCPUA and Fire Phoenix, LLC, including, but not limited to, the following:

1. Irrigation of treated effluent during winter/spring 2015-2016;
2. Status of account balance;
3. Revised and Restated Raw Water and Effluent Agreement; and
4. Settlement Agreement and Release of All Claims concerning *Plaintiff's First Amended Petition and Application for Temporary Restraining Order and Request for Temporary and Permanent Injunction by West Travis County Public Utility Agency, Fire Phoenix, L.L.C. and Austin Falconhead, L.P.*; in the 98th Judicial District Court, Travis County, Texas; Cause No. D-1-GN-15-000601.

Discussed in Executive Session under the consultation with attorney exception. There was no discussion on this matter in open session.

E. Discuss, consider and take action regarding the Raw Water and Effluent Agreement between WTCPUA and CCNG Development Company, LP, including, but not limited to, the following:

1. Irrigation of treated effluent during winter/spring 2015-2016;
2. Status of account balance;
3. Settlement Agreement concerning *CCNG Development Co., L.P. v West Travis County Public Utility Agency and Lower Colorado River Authority*; in the 345th Judicial District Court, Travis County, Texas; Cause No. D-1-GN-14-000163.

Discussed in Executive Session under the consultation with attorney exception. There was no discussion on this matter in open session.

F. Discuss, consider and take action concerning the Spillman Pond Liner Rehabilitation Project.

Mr. Rauschuber provided the Board with an update on the status of the Spillman Pond Liner project. Bids will be opened on June 15, 2016. This project is anticipated to be a four month project.

IV. NEW BUSINESS

A. Discuss, consider and take action concerning residential customer account number 231-00251-04.

MOTION: A motion was made by Director Murphy and seconded by Director Goodwin to approve the acceptance of 50% of payment due on account number 231-00251-04.

The vote was taken with the following result:

Voting Aye: Directors Fox, Goodwin, Whisenant, Roberts and Murphy
Voting Nay: None
Absent: None

B. Discuss, consider and take action concerning WTCPUA wastewater treatment services.

Discussed in Executive Session under the consultation with attorney exception. There was no discussion on this matter in open session.

C. Discuss, consider and take action concerning *Travis County Municipal Utility District No. 12 v. West Travis County Public Utility Agency; in the 201st Judicial District Court, Travis County, Texas; Cause No. D-1-GN-16-002274.*

Discussed in Executive Session under the consultation with attorney exception. There was no discussion on this matter in open session.

At 9:21 a.m., Director Fox announced that the Board would move into Executive Session pursuant to Section 551.071, Texas Government Code – Consultation with attorney regarding the following agenda items:

Items III. A-E
Items IV. B and C; and

that the Board would move into Executive Session pursuant to Section 551.074, Texas Government Code – Personnel Matters, regarding the following agenda items:

Items III. B and C.

At 2:02 p.m., Director Fox announced that the Board would come out of Executive Session, and that no action was taken in Executive Session on any of the agenda items.

V. ADJOURNMENT

MOTION: A motion was made by Director Goodwin to adjourn. The motion was seconded by Director Roberts.

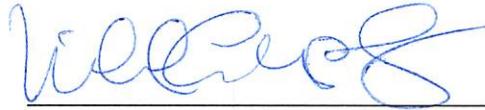
The vote was taken with the following result:

Voting Aye: Directors Fox, Goodwin, Whisenant, Roberts and Murphy

Voting Nay: None
Absent: None

The meeting adjourned at 2:03 p.m.

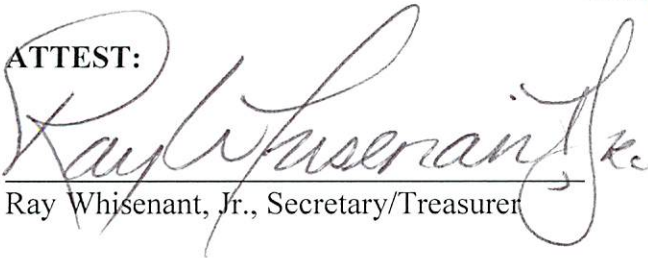
PASSED AND APPROVED this 21st day of July 2016.



~~Larry Fox, Ph.D., President~~
Board of Directors

MICHAEL MURPHY V.P.

ATTEST:



Ray Whisenant, Jr., Secretary/Treasurer