

**WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY  
NOTICE OF MEETING**

TO: THE BOARD OF DIRECTORS OF THE WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY AND TO ALL OTHER INTERESTED PERSONS:

Notice is hereby given that the Board of Directors of the West Travis County Public Utility Agency ("WTCPUA") will hold its regular meeting at 9:00 a.m. on Thursday, June 16, 2016, at City of Bee Cave City Hall, 4000 Galleria Parkway, Bee Cave, Texas. The following matters will be considered and may be acted upon at the meeting.

The Consent Agenda allows the Board of Directors to approve all routine, non-controversial items with a single motion, without the need for discussion by the full Board. Any item may be removed from the Consent Agenda and considered individually upon request of a Board member.

*Public comments will be accepted only during designated portions of the Board meeting. Citizens wishing to address the Board should complete the citizens' communication form provided at the entrance to the meeting room so they may be recognized to speak. Speakers will be limited to three minutes to facilitate the opportunity to comment by all those so interested and to support the orderly flow of the meeting.*

**I. CALL TO ORDER**

**II. ESTABLISH QUORUM**

**III. PUBLIC COMMENT**

**IV. CONSENT AGENDA (D. Rauschuber)**

- A. Approve bookkeepers report, payment of outstanding invoices and other related bookkeeping matters.
- B. Approve minutes of May 19, 2016 regular Board meeting.
- C. Approve Pay Application No. 4 for the SH71 1280 Elevated Storage Tank Project.
- D. Approve Pay Application No. 1 for the West Bee Cave Pump Station Pump No. 4 Addition Project.

**V. CONTROLLER'S REPORT**

- A. Discuss, consider and take action on report from Agency Controller, including discussion of the following items: (J. Smith)

1. Financial status
2. FY 2016 Budget status
3. Target fund balances
4. FY 2017 Budget status

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

#### **VI. OPERATOR'S REPORT**

- A. Discuss, consider and take action on report from US Water Utility Group regarding water and wastewater system operations, maintenance and billing (G. Chisum/D. Faykus).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

#### **VII. TARIFF/POLICIES AND SERVICE REQUESTS**

- A. Discuss, consider and take action regarding amendment to Agency's Rate Tariff regarding customer dispute resolution process (D. Rauschuber/S. Albright).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

#### **VIII. GENERAL MANAGER'S REPORT**

- A. Discuss, consider and take action on report from General Manager's Agency Administrative and Operations Report, including discussion of the following items: (D. Rauschuber)
  1. May 19, 2016 and June 8, 2016 board meeting action items;
  2. Treated Effluent Spills;
  3. Spillman Pond Liner Replacement Project;
  4. USWUG Contract Matters;
  5. Lake Pointe WWTP Improvements;
  6. Masonwood West Subdivision (Hatchett Tract);
  7. Lake Pointe Odor Complaints;
  8. Staff and Consultants Updates.

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

## IX. ENGINEERS' REPORT

- A. Discuss, consider and take action on reports from Agency Engineering Representatives, including:
1. Status Report and Recommendation for the Award of a Construction Contract for the Spillman Pond Liner Project (S. Wetzel/D. Rauschuber)
  2. SH71 1280 Elevated Storage Tank Project Update (D. Lozano)

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

## X. OLD BUSINESS

- A. Discuss, consider and take action regarding Cause No. D-1-GN-16-000538; *Travis County Municipal Utility District No. 12 vs. Public Utility Commission of Texas* in the 250<sup>th</sup> District Court of Travis County, Texas (D. Klein).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- B. 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* (D. Rauschuber/D. Klein).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- C. Discuss, consider and take action regarding the Raw Water and Effluent Agreement, as amended, between Fire Phoenix, LLC, and WTCPUA concerning Fire Phoenix, LLC's delinquent account balance for treated effluent and raw water (D. Klein).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- D. Discuss, consider and take action regarding *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 98<sup>th</sup> Judicial District Court, Travis County, Texas; Cause No. D-1-GN-15-000601* (D. Klein).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- E. Discuss, consider and take action regarding Cause No. D-I-GN-15-002149; *West Travis County Public Utility Agency v. Severn Trent Environmental Services, Inc.*, in the 98th District Court of Travis County, Texas and Cause No. D-I-GN-15-002169; *Severn Trent Environmental Services, Inc. v. West Travis County Public Utility Agency*, in the 98th District Court of Travis County, Texas (D. Klein/J. de la Fuente).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- F. Discuss, consider, and take action on a Settlement Agreement with Lower Colorado River Authority, CCNG Development Co., L.P., CCNG Real Estate Investors II, L.P., CCNG Properties, L.P., Synchro Realty, L.L.C., CCNG Golf, LLC, Daniel Porter, and West Travis County Municipal Utility District No. 6 (D. Klein).

**(This item may be taken into Executive Session under the consultation with attorney exception)**

- G. Discuss, consider and take action regarding *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* (D. Klein).

**(This item may be taken into Executive Session under the consultation with attorney exception)**

- H. Discuss, consider and take action concerning the West Travis County Public Utility Agency's application to renew Texas Land Application Permit No. WQ0013594001, pending at the Texas Commission on Environmental Quality (D. Klein).

**(This item may be taken into Executive Session under the consultation with attorney exception)**

- I. Discuss, consider and take action on executive search firm activities related to search for a General Manager (Director Murphy/Director Whisenant).

**(This item may be taken into Executive Session under the consultation with attorney exception)**

- J. Discuss, consider and take action on filling the position of General Manager for the WTCPUA (Director Murphy/Director Whisenant).

**(This item may be taken into Executive Session under the consultation with attorney exception)**

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

**(This item may be taken into Executive Session under the consultation with attorney exception and under the personnel matter exception.)**

- L. Discuss, consider and take action concerning second amendment to the Operations, Maintenance and Customer Services Agreement between the WTCPUA and US Water Utility Group (D. Rauschuber/D. Klein).

**(This item may be taken into Executive Session under the consultation with attorney exception)**

- M. Discuss, consider and take action concerning WTCPUA wastewater treatment services (D. Rauschuber).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- N. Discuss, consider and take action concerning the WTCPUA's FYE 2016 Budget Amendment (N. Heddin/J. Smith).

**(This item may be taken into Executive Session under the consultation with attorney exception)**

## **XI. NEW BUSINESS**

- A. Discuss, consider and take action concerning proposed FYE 2017 WTCPUA Budget and retail rate design (N. Heddin/J. Smith).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- B. Discuss, consider and take action related to calling a public hearing to consider retail water and wastewater rates (N. Heddin/D. Klein).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- C. Discussion regarding US Water Utility Group – WTCPUA Professional Operations and Maintenance Agreement including Base Fee and M&R account matters (D. Rauschuber).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- D. Discuss, consider and take action on US Water Utility Group request to increase dedicated staffing by three full time positions (G. Chisum/D. Rauschuber).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- E. Discuss, consider and take action concerning increasing the PUA credit card account spending balance (D. Rauschuber).

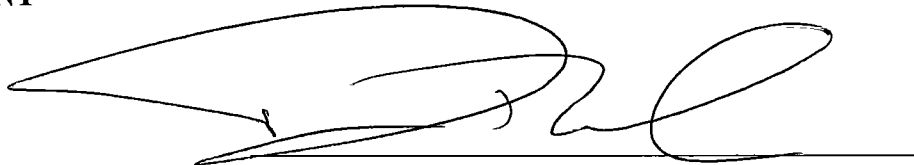
**(This item may be taken into Executive Session under the consultation with attorney exception.)**

- F. Discuss, consider and take action regarding Amended and Restated Water Facilities Lease and Services Agreement with Belvedere Municipal Utility District (S. Albright).

**(This item may be taken into Executive Session under the consultation with attorney exception.)**

**XII. ADJOURNMENT**

Dated: June 10, 2016



Donald G. Rauschuber, P.E.  
WTCPUA General Manager

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The Board of Directors may go into Executive Session, if necessary, pursuant to the applicable section of Subchapter D, Chapter 551, Texas Government Code, of the Texas Open Meetings Act, on any of the above matters under the following sections: Texas Government Code Ann. 551.071 – Consultation with Attorney; Texas Government Code Ann. 551.072 – Real and Personal Property; Texas Government Code Ann. 551.074 – Personnel Matters. No final action, decision, or vote will be taken on any subject or matter in Executive Session.

The West Travis County Public Utility Agency is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. Please call Don Rauschuber, General Manager at (512) 263-0100 for information.