

**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 10:00 a.m. on Thursday, June 18, 2020 at Bee Cave City Hall, 4000 Galleria Parkway, Bee Cave, Texas **with limited attendance and via conference call** in accordance with the Governor’s March 16, 2020 proclamation suspending certain open meetings statutes in response to the current COVID-19 pandemic and statewide disaster declaration.

In person attendance will be limited to 50 percent (50%) of the total listed occupancy of the room capacity. Please consider wearing a face covering if attending the meeting in person. Temperature checks may be required upon entering the meeting room. In lieu of attending the meeting in person, members of the public may listen to and participate in the meeting via conference call. To participate in the meeting, please dial toll-free 866-899-4679, and enter access code 748-652-293 when prompted.

If you sign up to speak, to minimize sound distortion for other listeners, we request that you use the provided phone number for the audio portion of the meeting. Alternately, if using your computer’s microphone, please utilize headphones or turn off your speaker while you are speaking.

All speakers must send a written request to jriechers@wtcpua.org 2 hours in advance of the meeting (June 18th by 8:00 A.M.) If you wish to speak during the meeting, please provide your name, phone number, and the agenda item(s) you wish to comment on.

Members of the public who wish to submit their written comments on a listed agenda item can submit their comments by emailing jriechers@wtcpua.org. Comments must be received by 8:00 A.M. on June 18th.

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. 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 (J. Riechers)

- A. Approve minutes of May 21, 2020 regular Board Meeting.**
- B. Approve payment of invoices.**
- C. Approve Contractor Pay Requests including:**
 - 1. Cash Construction Company, Inc., Pay Application No. 7, \$463,930.65 Raw Water Line No. 2 CIP Project**
 - 2. DN Tanks, Inc., Pay Application No. 8 & Final, \$67,492.20 West Bee Cave Pump Station GST No. 2 CIP Project**
- D. Approve Utility Conveyance Agreements to convey facilities to the WTCPUA from the following:**
 - 1. Signal Hill Commercial Development**
 - 2. Bee Cave Professional Park**
 - 3. Park at Bee Cave, Phase 5**
- E. Consider Service Extension Requests (SER) for:**
 - 1. Morgan Tract**
- F. Consider Non-Standard Service Agreements (NSSA) for:**
 - 2. Morgan Tract**
- G. Approve 6th Amendment to the City of Dripping Springs Water Services Agreement to increase the number of years allowed for irrigation with potable water.**
- H. Approve Developer Reimbursement in the amount of \$27,966 payable to International Bank of Commerce on behalf of HM HighPointe Development, Inc. for Highpointe Phase 2, Section 2B.**

V. OLD BUSINESS

- A. Discuss, consider and take action regarding pending and/or anticipated litigation, including (S. Albright/D. Klein):**
 - 1. John Hatchett, Sandra Hatchett and JPH Capital, LLP v. West Travis County Public Utility Agency; in the 201st Judicial District Court, Travis County, Texas; Cause No. D-1-GN-18-001654.*

2. *John Hatchett, Sandra Hatchett and JPH Capital, LLP v. West Travis County Public Utility Agency, No. 03-18-00668-CV in the Court of Appeals for the Third District of Texas at Austin.*
3. *John Hatchett, Sandra Hatchett and JPH Capital, LLP v. West Travis County Public Utility Agency, Civil Action No. 1:19-CV-00260 in the United States District Court for the Western District of Texas, Austin Division.*
4. *Masonwood HP, Ltd v. West Travis County Public Utility Agency, in the 345th Judicial District Court, Travis County, Texas; Cause No. D-1-GN-20-002238.*
5. *Weekley Homes LLP v. West Travis County Public Utility Agency, in the 200th Judicial District Court, Travis County, Texas; Cause No. D-1-GN-20-002291.*
(These items under V.A may be taken into Executive Session under the consultation with attorney exception).

B. Discuss, consider and take action regarding Hays WCID 1 Wholesale Contract audit response letter.

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

VI. NEW BUSINESS

A. Discuss, consider and take action on proposal from Headwaters MUD for amendment to wholesale water contract (J. Riechers).

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

B. Discuss, consider and take action on approving a resolution requesting the Paying Agent to redeem the \$19,730,000 Series 2015 outstanding bonds when callable. (J. Smith).

C. Discuss, consider and take action on Audit Engagement Letter from Maxwell, Locke and Ritter for FYE 2020 (J. Smith).

D. Discuss, consider and take action on SER request from Masonwood Development for Provence, Phase 2 on Hamilton Pool Road.

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

E. Discuss, consider and take action on SER request from Hamilton Retail Center on Hamilton Pool Road.

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

F. Discuss, consider and take action on Resolution to Indemnify Directors (S. Roberts).

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

- G. Discuss, consider, and take action regarding comprehensive plan to serve the 290 System.**
- H. Discuss, consider, and take action regarding PUA policy regarding new wholesale customers.**
(This item may be taken into Executive Session under the consultation with attorney exception).
- I. Discuss, consider, and take action on 6 month review of General Manager performance.**
(This item may be taken into Executive Session under the consultation with attorney and personnel exception).
- J. Discuss, consider and take action on the WTCPUA Finance Committee.**
(This item may be taken into Executive Session under the consultation with attorney exception).
- K. Discuss, consider and take action on Supplemental Services Proposal from CP&Y for revised scope of work on the Uplands WTP Trident Building Rehabilitation Project.**
- L. Discuss, consider and take action on Remote Work Schedule for PUA staff related to the COVID-19 pandemic (J. Riechers).**
- M. Discuss, consider and take action on a proposal from Murfee Engineering Company, Inc. for the Water Distribution System Model Update and Calibration CIP Project (D. Lozano)**
- N. Discuss, consider and take action on a proposal from Murfee Engineering Company, Inc. for the RWL2 Chlorine Injection Improvements CIP Project (D. Lozano)**
- O. Discuss, consider, and take action on Request by the WTCPUA to the Participating Entities to Use Eminent Domain Authority, including:**
 - 1. Previously approved Resolution by the WTCPUA to the Participating Entities to Use Eminent Domain Authority and Memorandum of Understanding regarding same; and**
 - 2. Resolution Regarding Request by the WTCPUA to the City of Bee Cave to use Eminent Domain Authority for easement rights.***(This item may be taken into Executive Session under the consultation with attorney exception and real and personal property exception).*

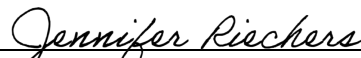
VII. STAFF REPORTS

- A. General Manager's Report (J. Riechers).**

- B. Controller’s Report (J. Smith):**
- C. Engineer’s Report (D. Lozano) including:**
 - 1. Capital Improvements Plan Update.**
- D. Operations Report**
- E. Customer Service Report**

VIII. ADJOURNMENT

Dated: June 12, 2020



Jennifer Riechers
WTCPUA General Manager

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 Jennifer Riechers, General Manager at (512) 263-0100 for information.