

MINUTES OF SPECIAL MEETING OF BOARD OF DIRECTORS
OF TRAVIS COUNTY WCID – POINT VENTURE

June 29, 2020

STATE OF TEXAS §

COUNTY OF TRAVIS §

The Board of Directors of the District met by remote access in special meeting, open to the public, at the WCID Office located at 18606 Venture Drive, Point Venture, Texas 78645, on the 29th day of June, 2020 at 1:00 p.m. The meeting was held only by remote access in accordance with the March 16, 2020 order by Governor Abbott temporarily suspending certain requirements of the Texas Open Meetings Act to advance the goal of limiting face-to-face meetings to slow the spread of COVID-19. No persons were at the meeting location; however members of the public had access to the meeting by calling one of the following toll-free numbers: (877) 853-5247 or (888) 788-0999 and entering the following information: Meeting ID: 852 8654 7928 and password: 249207. The public also had digital access to a meeting packet through both email and the District's website.

Others in attendance Hal Lanham, Tammy Hargett and Jean Cecala of AWR Services, Inc., Matthew McPhail of Willatt & Flickinger, PLLC, and 19 guests.

1. CALL TO ORDER.

Board President Fred Marshall called the meeting to order.

2. ROLL CALL OF DIRECTORS.

Jean Cecala called roll of Directors. The Directors present were Fred Marshall, Chris Lippe, Annette Kikta, Brian Probst, and Barry Pasarew thus constituting a quorum.

3. PUBLIC COMMENTS.

A number of residents addressed the Board of their concerns about the letter and new service agreement recently mailed out for grinder pumps. Some did not like the threatening tone of the letter; others were concerned about the wording and over reaching power the District seemed to be assuming in the agreement. The Board listened to each concern and asked the residents to wait to hear the Directors' discussion later in the meeting.

4. ROAD REPAIRS WITHIN THE DISTRICT.

President Fred Marshall started the discussion. Two quotes were received for repairs of streets for damage caused while installing water and sewer taps to new homes. The quote prices were vastly different, so President Marshall asked if the Board would feel comfortable postponing a final decision until they could hear from the District's engineer. Director Brian Probst moved to postpone a decision until the next regular Board meeting. The motion was seconded by Director Chris Lippe. Motion unanimously approved.

5. GRINDER SYSTEM SERVICE REPAIRS, MAINTENANCE AGREEMENT, AND CUSTOMER INVOICES.

Mr. Hal Lanham gave a brief history of grinder pumps in Point Venture as he understands it. Mr. Lanham said grinder pumps in the District are a large issue and expense for the District. He would like to see the Board either consider a contract with a plumber for maintenance and repairs or allow the customers to contact a plumber of their choice.

A long discussion between Board members and residents about the grinder pump maintenance agreement took place. Attorney for the District, Matt McPhail, explained that according to the Texas Commission on Environmental Quality (“TCEQ”) every home with a grinder system must enter into a contractual agreement with the District to be hooked up to the District’s wastewater system. The agreement must also allow the District the right to access the grinder pumps in case of overflows or spills as the District is responsible for those events. Mr. McPhail read from the Texas Administrative Code and said he is open to modifying the current agreement. Director Brian Probst asked if the Board would be amenable to doing away with the current agreement and revising it. Director Probst then made a motion to abolish the current agreement until further revision. The motion was seconded by Director Anne Kikta. Motion unanimously approved.

Discussion of customer invoices was postponed until after an executive session.

6. GRINDER SYSTEM SERVICE PROPOSALS.

A sub-committee of Directors Barry Pasarew and Chris Lippe was appointed to contact local plumbers about servicing and maintaining grinder pumps in the District. Director Pasarew explained that AWR Services and the committee contacted numerous plumbing companies and only one, Lantz’s Lakeside Plumbing, responded to them. The only agreement the committee could work out with Lantz’s Plumbing was to perform one time a year inspections for all grinder systems in the District. Lantz’s Plumbing agreed to give written reports to both the customer and District of their findings and recommendations for each system. The District would then follow up on the recommended repairs to be sure deficiencies were corrected. It was proposed that each customer in the District would pay \$6 per month which would cover the annual inspection. Customers would still have the flexibility to choose their own plumber to make needed repairs. Director Probst asked if Lantz’s Plumbing was the only option and he was reminded that they were the only ones to respond. Director Lippe emphasized that who did the repairs would still be the customers’ choice. Lantz’s Plumbing would only be doing inspections and recommendations. More discussion between the Directors and customers ensued.

Mr. McPhail interjected that currently AWR Services personnel is doing repairs on grinder pumps for the District. Today two proposals were being offered for who would be doing work on behalf of the District. AWR would not be doing the work for either proposal as they will solely run the Water Treatment Plant and Wastewater Treatment Plant. The first proposal was for inspections. The Board needed to decide if these would be mandatory for all customers or optional. The second proposal was for repairs and whether customers should have the option to choose who does these.

Director Pasarew said that Lantz’s Plumbing is seeking an exclusive agreement, mandatory to all customers, for inspections. Director Lippe said that if the agreement is not exclusive to Lantz’s Plumbing then the agreement would not be necessary. Director Kikta made a motion to have an exclusive agreement with one plumber doing all the inspections for every customer in the District. More discussion took place. Mr. McPhail recommended the Board put off having a mandatory inspection agreement for every customer. He also said that customers are responsible to keep their systems in good working order.

Director Pasarew then seconded the motion. The motion failed with a vote of 3 to 2.

President Fred Marshall announced that the Board of Directors will now go into closed session for consultation with the District's attorney pursuant to Sections 551.071 of the Texas Government Code regarding matters related to Agenda Item No. 5. The Board entered into a closed session at 2:43 p.m.

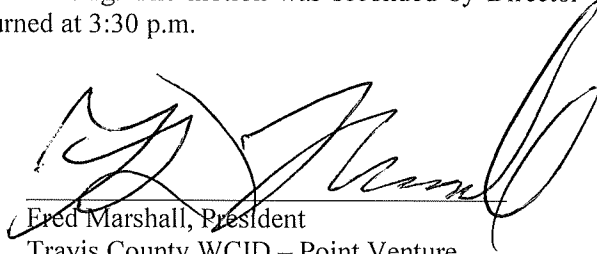
At 3:21 p.m., President Marshall announced that the Board of Directors has concluded its closed session and is returning to open meeting, and that no action was taken during the closed session.

Director Lippe made a motion to accept and approve the adjustments for labor offered by AWR Services on four separate customer accounts. The motion was seconded by Director Kikta and unanimously approved. Director Kikta then made a motion to accept and approve the two hour adjustment for labor for GP#31 and work out a flexible payment plan with the customer of up to 36 months. Director Lippe seconded the motion which was unanimously approved.

Mrs. Jean Cecala then asked the Board for clarification for rebilling or issuing credits on each account approved. The Board directed her to note the adjustment and re-invoice two of the accounts, give a credit adjustment for one account which had already paid the invoice, and to make no change on the fourth invoice.

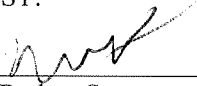
7. ADJOURN THE MEETING.

Motion was made by Director Pasarew to adjourn the meeting. The motion was seconded by Director Kikta. The motion carried unanimously. Meeting adjourned at 3:30 p.m.



Fred Marshall, President
Travis County WCID – Point Venture

ATTEST:



Brian Probst, Secretary
Travis County WCID – Point Venture

(SEAL)