

MINUTES  
TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 10

November 1, 2022

The Board of Directors (the "Board") of Travis County Municipal Utility District No. 10 (the "District") met in regular session, open to the public, on November 1<sup>st</sup>, 2022, at 1316 Water Cliffe, Lago, Vista, TX 78645, inside the boundaries of the District, and the roll was called of the members of the Board:

Vance Taylor	President
Dan Eckermann	Executive Vice President
Andrew L. Fawthrop	Vice President
John Sneed	Secretary
Andi K. Tasset	Assistant Secretary

and all of the above were present, thus constituting a quorum.

Also present at the meeting in person were Odalys Johnson and Jordan Carrasco of Quiddity Engineering, LLC ("Quiddity"); Tammy Hargett of AWR Services, Inc. ("AWR"); and Kathryn Garner and Nancy Phan of Allen Boone Humphries Robinson LLP ("ABHR").

Also present by telephone were Hal Lanham of AWR; Cathy Mitchell and Austin DeGaish of Quiddity; and Richard "Trey" Tow of Waste Connections of Texas.

PUBLIC COMMENTS

There were no comments from the public.

APPROVE MINUTES

The Board considered approving the minutes of the October 4, 2022, regular meeting. After review and discussion, Director Sneed moved to approve the minutes of the October 4, 2022, regular meeting. Director Fawthrop seconded the motion, which passed by unanimous vote.

FINANCIAL AND BOOKKEEPING MATTERS

The Board reviewed the bookkeeper's report, a copy of which is attached. After review and discussion, Director Eckermann moved to approve the bookkeeper's report and checks listed on the report and presented for payment. Director Tasset seconded the motion, which passed by unanimous vote.

## TAX ASSESSMENT AND COLLECTION MATTERS

The Board reviewed the tax assessor/collector's report, including the delinquent tax roll, a copy of which is attached. After review and discussion, Director Sneed moved to approve the tax assessor/collector's report. Director Tasset seconded the motion, which passed by unanimous vote.

## REPORT ON THE REQUEST TO LOWER COLORADO RIVER AUTHORITY FOR APPROVAL OF NO WAKE ZONES IN LAKE TRAVIS ADJACENT TO THE DISTRICT

Director Sneed updated the Board regarding the request for approval to establish No Wake Zones to be maintained by the Waterford On Lake Travis Section III Property Owners Association (the "Waterford POA"). He stated that the Waterford POA continues to review the request for approval to establish No Wake Zones.

## OPERATION OF DISTRICT FACILITIES

Ms. Hargett reviewed the operator's report, a copy of which is attached, and discussed repairs and maintenance in the District.

Ms. Hargett reported on the Highland Lake Storage Levels. She stated that the lake levels are at stage 2 of the Drought Contingency Plan.

Ms. Hargett reported that AWR received a proposal from LBS Landscaping for the removal of a tree, along with the root ball, and to fill in the existing hole with soil near the water treatment plant to clear the path for the new generator in the amount of \$5,635. She recommended approval of the proposal.

Ms. Hargett next reported that AWR received a proposal from LBS Landscaping for tree trimming and bush removal services and removal of a tree along the fencing perimeter of water plant and wastewater treatment plant in the amount of \$2,760 (the "Tree Trimming and Removal Proposal"). She recommended approval of the proposal.

The Board considered amending the District's Rate Order to reflect the rising cost to maintain and operate the District. After discussion, the Board concurred to determine the increases in water and sewer rates provided in the Rate Order at the December meeting.

After review and discussion, Director Taylor moved to: (1) accept the operator's report; (2) approve the proposal from LBS Landscaping in the amount of \$5,635 for the removal of a tree, along with the root ball, and to fill in the existing hole with soil near the water treatment plant and direct that the proposal be filed appropriately and retained in the District's official records; and (3) approve the proposal from LBS Landscaping in the amount of \$2,760 for tree trimming and bush removal services and removal of a tree along the fencing perimeter of water plant and wastewater treatment



plant and direct that the proposal be filed appropriately and retained in the District's official records. Director Fawthrop seconded the motion, which passed by unanimous vote.

No accounts were presented for termination.

#### ENGINEERING MATTERS

Ms. Johnson reviewed the engineer's report, a copy of which is attached.

Ms. Johnson stated that bids were received for construction of 2022 Water Plant Generator Addition to serve the generator at the water plant site. She recommended that the Board award the contract to CSE W-Industries, Inc. ("CSE") in the amount of \$288,869. The Board concurred that, in its judgment, CSE was a responsible bidder who would be most advantageous to the District and would result in the best and most economical completion of the project. In addition, Ms. Johnson recommended to purchase the generator.

Ms. Johnson presented a proposal from the American Environmental Group, Ltd, a Tetra Tech Company ("Tetra Tech") and recommended approval of the liner replacement proposal from TetraTech in the amount of \$40,453.01.

Mr. DeGaish presented the Water Well Feasibility 2022 report to the Board. The Board discussed the potential cost and implementation of the water wells in the District. After review and discussion, the Board appointed Directors Eckermann and Fawthrop to (i) coordinate with Quiddity, (ii) determine the number of wells the District will need, (iii) mitigate the overall cost, and (iv) provide the best quote for construction of the water wells in the District at the December meeting.

After review and discussion, Director Taylor moved to: (1) accept the engineer's report; (2) award the contract for construction of and installation of a generator to serve the District's water plant site for an amount of \$288,869, based on the recommendation of the District's engineer and direct that the proposal be filed appropriately and retained in the District's official records; and (3) approve a proposal for the replacement of the liner from Tetra Tech in the amount of \$40,453.01 and direct that the proposal be filed appropriately and retained in the District's official records. Director Fawthrop seconded the motion, which passed by unanimous vote.

#### REPORT REGARDING DEVELOPMENT IN THE DISTRICT

Director Taylor updated the Board on development of the District.

DISTRICT AND PROPERTY OWNER ASSOCIATIONS COORDINATION AND BOARD MEMBER INPUT REGARDING ISSUES FACING THE DISTRICT

There was no discussion on this agenda item.

REPORT ON DISTRICT WEBSITE

Director Tasset reported on the District's website.

NEWSLETTER, COMMUNICATIONS WITH RESIDENTS AND/OR PROPERTY OWNERS REGARDING UPDATES TO IRIS DISTRICT COMMUNICATION SYSTEM AND OTHER DISTRICT COMMUNICATIONS

Director Tasset reported on the status of the next District newsletter.

FINANCIAL AND BOOKKEEPING MATTERS CONTINUED

The Board reviewed the Amended and Restated Agreement for Bookkeeping Services between the District and Myrtle Cruz, Inc. ("MCI"). Following review and discussion, the Board concurred to approve the Amended and Restated Agreement for Bookkeeping Services between the District and MCI and direct that such documents be filed appropriately and retained in the District's official records.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE, TO CONDUCT A PRIVATE CONSULTATION WITH ATTORNEY, AND DISCUSS PENDING OR CONTEMPLATED LITIGATION

The Board did not convene in executive session.

Ms. Garner reported on the response letter issued to Waterford Lago Vista LLC Partners, LP pursuant to its request for reimbursement under the Development Financing Agreement between the District and Waterford LT Partners dated November 8, 2004.

NEXT MEETING DATE AND LOCATION

Following discussion, the Board agreed to hold the December 6, 2022, meeting at 1845 Kingfisher Ridge Cove, Lago Vista, TX 78645, and January 3, 2022, meeting at 17817 King Fisher Ridge Drive, Lago Vista, TX 78645, with access by telephone.

There being no further business to come before the Board, the meeting was adjourned.

*John Sneed*  
Secretary, Board of Directors

(SEAL)



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