

MINUTES
TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 10

December 6, 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 December 6th, 2022, at 1845 Kingfisher Ridge Cove, 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; and Cathy Mitchell and Austin DeGaish of Quiddity.

PUBLIC COMMENTS

There were no comments from the public.

APPROVE MINUTES

The Board considered approving the minutes of the November 1, 2022, regular meeting. After review and discussion, Director Eckermann moved to approve the minutes of the November 1, 2022, regular meeting. Director Tasset 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. The Board discussed the budget for the fiscal year ending February 28, 2023 and directed that ABHR review the estimated cost of legal fees and to process to Myrtle Cruz, Inc. for consideration in the budget.

After review and discussion, Director Taylor moved to approve the bookkeeper's report and checks listed on the report and presented for payment. Director Sneed seconded the motion, which passed by unanimous vote.

TAX ASSESSMENT AND COLLECTION MATTERS

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

The Board next reviewed the delinquent tax report, a copy of which is attached. The Board considered authorizing ABHR to review the tax collection policy in order proceed with the collection of 2022 real property taxes that are delinquent. After review and discussion, Director Sneed motion to: (1) approve the delinquent tax report; and (2) authorize ABHR review the delinquent tax collection policy and proceed with the delinquent tax collection when appropriate. Director Tasset seconded the motion, which passed by unanimous vote.

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 also stated that violation letters were mailed out to District residents who exceeded the limit for water usage according to the Drought Contingency Plan, Stage II.

The Board discussed amending the District's Rate Order. Director Taylor presented charts of proposed changes to the District's rates and fees. The Board discussed amending the Rate Order to include updated charges for the water rates, sewer rates, grinder fee, and tap fees to cover increased costs for operating expenses.

After review and discussion, Director Taylor moved to: (1) accept the operator's report; and (2) authorize ABHR to amend the District's Rate Order accordingly and update the water rates, sewer rates, grinder fee, and tap fees and present the Amended Rate Order at the January meeting for the Board's approval. Director Eckermann seconded the motion, which passed by unanimous vote.

No accounts were presented for termination of service.

ENGINEERING MATTERS

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

Ms. Johnson reported on the the Water Plant Inspection Pair Log (“Inspection Log”), a copy of which is attached. After review and discussion, Director Fawthrop requested that Quiddity add a line item for any urgent matters that will need board action to the Inspection Log.

Ms. Johnson presented a proposal from Chapman Marine Inc. (“Chapman”) for the semiannual barge inspection and recommended approval of the proposal in the amount of \$3,600.

Ms. Johnson presented the Water Well Feasibility 2022 report to the Board. Directors Eckermann and Fawthrop coordinated with Quiddity prior to the meeting, and discussed the potential cost and implementation of the water wells in the District. After review and discussion, the Board authorized Directors Eckermann and Fawthrop to: (1) continue coordinating with Quiddity; and (2) review and revise the costs to drill a water well in the District.

After review and discussion, Director Taylor moved to: (1) accept the engineer’s report; and (2) approve a proposal from Chapman for the semiannual barge inspection in the amount of \$3,600 and direct the proposal be filed appropriately and retained in the District’s official records. Director Sneed seconded the motion, which passed by unanimous vote.

Director Fawthrop has left the meeting.

REVIEW AND UPDATE EMINENT DOMAIN REPORT TO THE TEXAS COMPTROLLER

Ms. Garner updated the Board on the filing by ABHR of the annual District’s Eminent Domain Report with the Texas Comptroller providing that the District had not used its eminent domain authority in 2022.

TRAVEL REIMBURSEMENT GUIDELINES AND DIRECTOR EXPENSES FOR THE ASSOCIATION OF WATER BOARD DIRECTORS WINTER CONFERENCE

Ms. Garner reviewed the District’s Travel Reimbursement Guidelines, and the Board discussed expenses for the upcoming Association of Water Board Directors Winter Conference (the “Conference”). Following discussion, Director Eckermann requested that ABHR send him information regarding the Conference.

DISCUSS CONTINGENCY PLANNING

There was no discussion regarding this agenda item.

ADOPT RESOLUTION ESTABLISHING ADDITIONAL OUT-OF-DISTRICT MEETING PLACES

The Board considered establishing an additional out-of-district meeting places of the Board of the District. Ms. Garner presented a Resolution Establishing Additional Out-of-District Meeting Places. After review and discussion, Director Taylor moved to adopt the Resolution Establishing Additional Out-of-District Meeting Places reflecting the establishment of a meeting place outside the boundaries of the District at the offices of Allen Boone Humphries Robinson LLP, 919 Congress Avenue, Suite 1500, Austin, Texas 78701 and direct that such documents be filed appropriately and retained in the District's official records. Director Tasset seconded the motion, which passed by unanimous vote.

REPORT REGARDING DEVELOPMENT IN THE DISTRICT

Director Taylor and Ms. Garner updated the Board on development of the District.

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

Director Sneed updated the Board regarding matters with Waterford On Lake Travis Section III Property Owners Association (the "Waterford POA"). The Board authorized Director Sneed to speak with the Waterford POA members regarding the District's amendments to its Rate Order.

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

Director Sneed reported to the Board that there were no updates 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"), and that the Waterford POA continues to consider the establishment of a No Wake Zone.

REPORT ON DISTRICT WEBSITE

Ms. Hargett 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.

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 convened in executive session at 12:24 p.m.

RECONVENE IN OPEN SESSION AND AUTHORIZE APPROPRIATE ACTION REGARDING MATTERS CONSIDERED IN EXECUTIVE SESSION

The Board reconvened in open session at 12:52 p.m. After discussion, Director Taylor motioned to authorize ABHR to take necessary action to locate several law firms for the Board to consider serving as legal counsel to the District regarding the lawsuit filed against the District by Waterford Lago Vista, LLC.

NEXT MEETING DATE AND LOCATION

Following discussion, the Board agreed to hold the 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.


Secretary, Board of Directors

(SEAL)



ATTACHMENTS TO THE MINUTES

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