



TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT 17

3812 Eck Lane • Austin, Texas 78734
Phone (512) 266-1111 • Fax (512) 266-2790

Notice is hereby given pursuant to V.T.C.A., Government Code § 551, that the Board of Directors of Travis County Water Control and Improvement District No. 17 will hold a regular meeting, open to the public, on Thursday, March 24, 2011 at 6:00 p.m., at the Travis County Water Control and Improvement District offices, at 3812 Eck Lane.

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 consent and considered individually upon request of a Board member or a member of the public attending the meeting. Any citizen having interest in these matters is invited to attend.

Items on the Agenda

I. CALL TO ORDER

II. ESTABLISH A QUORUM

III. MANAGER AND COMMITTEE REPORTS

Items in this section may or may not be addressed at each meeting

A. MANAGER'S REPORT - A STATUS REPORT REGARDING ONGOING DISTRICT PROJECTS AND INFORMATION

1. WATER AND WASTEWATER PLANT STATUS AND OPERATIONS

- a. Eck Lane Water Treatment Plant/Water Distribution System
- b. Steiner Wastewater Treatment Plant/System
- c. Flintrock Wastewater Treatment Plant/System
- d. Comanche Wastewater Treatment Plant/System
- e. Commander's Point Wastewater Plant/System

2. DISTRICT CONSTRUCTION PROJECTS

- a. Steiner Wastewater Belt Press Upgrade
- b. Hudson Bend Water Tank
- c. City of Austin Water Interconnect
- d. Mountain View Water Tank
- e. Eck Lane Waterline Improvements
- f. McCormick Mountain Waterline Improvements
- g. Hudson Bend Waterline Improvements
- h. Apache Shores Waterline Improvements
- i. River Ridge Waterline Improvements
- j. Lake Austin Low Water Crossing
- k. Cloudy Ridge Valve Upgrades
- l. Flintrock Trace / Cardinal Hills Improvements
- m. Round Mountain Pump Upgrade

3. DEVELOPER CONSTRUCTION PROJECTS

- a. Serene Hills Wastewater Service
- b. Tuscan Village Improvements to Lohman's Lift Station
- c. Steiner Reclaim System Upgrades
- d. Lakeway Regional Medical Center

4. DISTRICT INITIATIVES

- a. Service to New Areas
- b. Trash and Recycling Collection
- c. Household Hazardous Waste Collection
- d. Composting Center
- e. Water Conservation
- f. Property/Easement Acquisition
- g. Annexation of Properties

5. **DISTRICT MANAGEMENT**
 - a. Personnel Issues
 - b. District Activities
 - c. Consultant Issues
 - d. Finance Reports/Audit/Bonds
 - e. Security
 - f. Customer Communication/WEB/Newsletter/Events
 6. **WATER QUALITY / PLANNING**
 - a. Texas Commission on Environmental Quality
 - b. Lower Colorado River Authority Water Supply
 - c. Lake Travis Economic Study Steering Committee
- B. COMMITTEE REPORTS**
1. **PARKS AND CONSERVATION COMMITTEE REPORT**
 2. **COMMUNICATIONS COMMITTEE REPORT**
 3. **LEGAL COMMITTEE REPORT**
 4. **PLANNING COMMITTEE REPORT**
 5. **BUDGET AND FINANCE COMMITTEE REPORT**
 6. **POLICY COMMITTEE REPORT**
 7. **IMPACT FEE ADVISORY COMMITTEE**
- IV. CONSENT AGENDA**
- A. APPROVE PAY ESTIMATES/CHANGE ORDERS FOR VARIOUS CONSTRUCTION PROJECTS IN THE DISTRICT**
1. Apache Shores Water Line Improvements – 2010, Pay Estimate # 4, Boretex, LLC.
 2. Hudson Bend Elevated Storage Tank, Pay Estimate #8, Landmark Structures.
 3. Low Water Crossing Bridge Water Line Improvements, Pay Estimate #4, Boretex, LLC.
 4. Steiner Ranch Belt Press Improvements, Pay Estimate #4, Payton Construction, Inc.
 5. Water Line Improvements 2009, Pay Estimate #4, Nelson Lewis, Inc.
 6. Round Mountain Pump Station Improvements – 2010, Change Order #1, Excel Construction Services, LLC
- B. APPROVE PAY ESTIMATES/CHANGE ORDERS FOR VARIOUS CONSTRUCTION PROJECTS IN THE STEINER RANCH DEFINED AREA**
1. Steiner Ranch Reclaimed Water System Improvements 2010 - Pay Request #5, Haegelin Construction Co., Ltd.
 2. Steiner Ranch, River Dance Phase 7A, Phase 2 – Water, Wastewater and Drainage Improvements, Pay Request #5 and #6, Ross Construction, Inc.
 3. Steiner Ranch, River Dance Phase 7A, Phase 3 – Water, Wastewater and Drainage Improvements, Pay Request #4 and #5, Ross Construction, Inc.
 4. Steiner Ranch, River Dance Phase 7A, Phase 4 – Water, Wastewater and Drainage Improvements, Pay Request #3 and #4, Ross Construction, Inc.
 5. Steiner Ranch, River Dance Phase 7B, Phase 1 – Water, Wastewater and Drainage Improvements, Pay Request #1 and #2, Schroeder Construction Co., Ltd.
- C. APPROVE PAYMENT OF CURRENT INVOICES**
- D. APPROVE MINUTES**
- V. PUBLIC COMMENT, 6:30 P.M.**
- VI. PUBLIC HEARING, 6:45 P.M., REGARDING AMENDMENTS TO THE DISTRICT'S WATER CONSERVATION AND DROUGHT CONTINGENCY PLAN.**
- VII. OLD BUSINESS**
- A. DISCUSS/CONSIDER/TAKE ACTION REGARDING THE PURCHASE OF WATER AND WASTEWATER SYSTEMS FROM THE LOWER COLORADO RIVER AUTHORITY.**
- B. DISCUSS/CONSIDER/TAKE ACTION ON A REPORT FROM THE TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17 FINANCIAL ADVISOR ON THE STEINER RANCH DEFINED AREA UNLIMITED TAX REFUNDING BONDS, SERIES 2011.**

- C. DISCUSS/CONSIDER/TAKE ACTION REGARDING THE GROUNDWATER CONSERVATION DISTRICT CREATION RECOMMENDATION FOR THE HILL COUNTRY PRIORITY GROUNDWATER MANAGEMENT AREA MATTER, SOAH DOCKET NO. 582-10-5643.

VIII. NEW BUSINESS

- A. DISCUSS/CONSIDER/TAKE ACTION ON LEGISLATIVE UPDATE FROM THE GENERAL COUNSEL.
- B. DISCUSS/CONSIDER/TAKE ACTION ON UTILITY DEVELOPMENT REIMBURSEMENT AGREEMENT BETWEEN TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17 AND AQUA LAND LAKEWAY MEDICAL DEVELOPMENT, LLC.
- C. DISCUSS/CONSIDER/TAKE ACTION REGARDING THE SUPPORT FOR PASSAGE OF A BILL IN THE 2011 LEGISLATIVE SESSION THAT WOULD CREATE THE LAKEWAY REGIONAL MEDICAL CENTER DEFINED AREA AND GRANT TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17 ROAD POWERS AUTHORITY WITHIN SUCH DEFINED AREA.
- D. DISCUSS/CONSIDER/TAKE ACTION ON ITEMS RELATED TO THE STEINER RANCH DEFINED AREA BOND ISSUE NO. 14, SERIES 2009A, IN RELATION TO THE FAIRWAYS AT STEINER RANCH.
 - 1. APPROVE UTILITY CONVEYANCE AGREEMENT; AND
 - 2. AUTHORIZE FINAL DISBURSEMENT OF THE SERIES 2009A BONDS.
- E. DISCUSS/CONSIDER/TAKE ACTION ON A REQUEST FROM TAYLOR MORRISON TO RELEASE THEM FROM THEIR CONTRACTUAL OBLIGATIONS IN THE DISPOSAL OF WASTEWATER EFFLUENT AND RAW WATER SYSTEM AGREEMENTS.
- F. DISCUSS/CONSIDER/TAKE ACTION ON A UTILITY CONSTRUCTION AGREEMENT BETWEEN TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17 AND PDC PROPERTY DEVELOPMENT CENTER, A TEXAS CORPORATION, TO CONSTRUCT A BORE UNDER RM 620 AND A MANHOLE IN CONJUNCTION WITH THE RANDALLS CONSTRUCTION PROJECT.
- G. DISCUSS/CONSIDER/TAKE ACTION ON THE ANNUAL REVIEW OF THE SOLID WASTE AND RECYCLE SERVICE PROVIDER'S PERFORMANCE DURING 2010 TO TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17'S CUSTOMERS.
- H. DISCUSS/CONSIDER/TAKE ACTION ON AN ORDER TO ADOPT AN AMENDMENT TO THE DISTRICT RULES AND POLICIES REGARDING BACKBILLING PROCEDURES.
- I. DISCUSS/CONSIDER/TAKE ACTION ON AN ORDER TO ADOPT AN AMENDMENT TO THE DISTRICT'S SERVICE RULES AND POLICIES – WATER CONSERVATION AND DROUGHT CONTINGENCY PLAN, PREVIOUSLY ADOPTED AUGUST 2008.
- J. DISCUSS/CONSIDER/TAKE ACTION ON ADOPTION OF THE ROTH 457 AMENDMENT, SMALL BUSINESS JOBS ACT OF 2010 ("SBJA") FOR ROTH ELECTIVE DEFERRALS.
- K. DISCUSS/CONSIDER/TAKE ACTION ON CONVEYANCE OF REAL PROPERTY FROM SERENE HILLS, LTD. WITHIN SERENE HILLS DEFINED AREA.
- L. DISCUSS/CONSIDER/TAKE ACTION ON A REQUEST FROM AT&T FOR A PERMANENT UTILITY EASEMENT IN THE SERENE HILLS DEFINED AREA.
- M. DISCUSS/CONSIDER/TAKE ACTION ON UTILITY CONSTRUCTION AGREEMENT BETWEEN CARDINAL HILLS INVESTORS LTD. AND TRAVIS COUNTY W.C.I.D. NO. 17, AS AMENDED.
- N. DISCUSS/CONSIDER/TAKE ACTION ON ARBITRATION BETWEEN HILLS II OF LAKEWAY, INC. AND HPK VENTURES, LTD.

- O. DISCUSS/CONSIDER/TAKE ACTION ON THE PROPOSED FIRST AMENDMENT TO THE LOWER COLORADO RIVER AUTHORITY WATER SALE CONTRACT NO. 59757, DATED MAY 23, 2001, TO CHANGE THE DOWNSTREAM DIVERSION POINT IDENTIFIED IN EXHIBIT A TO THE CONTRACT.
- P. DISCUSS/CONSIDER/TAKE ACTION ON THE INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17 AND THE LOWER COLORADO RIVER AUTHORITY IN REGARDS TO HIGH ENERGY EFFICIENT PROGRAMS.
- IX. THE BOARD WILL MEET IN EXECUTIVE SESSION TO RECEIVE ADVICE FROM ITS ATTORNEYS REGARDING THE PURCHASE OF WATER AND WASTEWATER SYSTEM(S) FROM THE LOWER COLORADO RIVER AUTHORITY, IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTIONS 551.071 AND 551.072.
- X. THE BOARD WILL MEET IN EXECUTIVE SESSION TO RECEIVE ADVICE FROM ITS ATTORNEYS REGARDING THE UTILITY DEVELOPMENT REIMBURSEMENT AGREEMENT BETWEEN THE DISTRICT AND AQUA LAND LAKEWAY MEDICAL DEVELOPMENT, LLC, IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTION 551.071, AND TO DELIBERATE THE CONVEYANCE OF REAL PROPERTY ASSOCIATED WITH SUCH AGREEMENT, IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTION 551.072.
- XI. THE BOARD WILL MEET IN EXECUTIVE SESSION TO RECEIVE ADVICE FROM ITS ATTORNEYS REGARDING THE UTILITY CONVEYANCE AGREEMENT AND DISBURSEMENT OF FUNDS FROM THE STEINER RANCH DEFINED AREA BOND ISSUE NO. 14, SERIES 2009A AS RELATED TO THE FAIRWAYS AT STEINER RANCH, IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTION 551.071.
- XII. THE BOARD WILL MEET IN EXECUTIVE SESSION TO RECEIVE ADVICE FROM ITS ATTORNEYS REGARDING REQUEST FROM TAYLOR MORRISON TO RELEASE THEM FROM THEIR CONTRACTUAL OBLIGATIONS IN THE DISPOSAL OF WASTEWATER EFFLUENT AND RAW WATER SYSTEM AGREEMENTS IN ACCORDANCE WITH GOVERNMENT CODE SECTION 551.071.
- XIII. THE BOARD WILL MEET IN EXECUTIVE SESSION TO DELIBERATE THE CONVEYANCE OF REAL PROPERTY FROM SERENE HILLS, LTD. AND RECEIVE ADVICE FROM ITS ATTORNEY, IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTIONS 551.071AND 551.072.
- XIV. THE BOARD WILL MEET IN EXECUTIVE SESSION TO DELIBERATE THE REQUEST OF AT&T FOR A PERMANENT UTILITY EASEMENT IN THE SERENE HILLS DEFINED AREA AND RECEIVE ADVICE FROM ITS ATTORNEY, IN ACCORDANCE WITH GOVERNMENT CODE SECTIONS 551.071 AND 551.072.
- XV. THE BOARD WILL MEET IN EXECUTIVE SESSION TO RECEIVE ADVICE FROM ITS ATTORNEYS REGARDING THE UTILITY CONSTRUCTION AGREEMENT BETWEEN CARDINAL HILLS INVESTORS LTD. AND TRAVIS COUNTY W.C.I.D. NO. 17, AS AMENDED, IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTION 551.071.
- XVI. THE BOARD WILL MEET IN EXECUTIVE SESSION TO RECEIVE ADVICE FROM ITS ATTORNEYS REGARDING ARBITRATION BETWEEN HILLS II OF LAKEWAY, INC. AND HPK VENTURES, LTD., IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTION 551.071.
- XVII. THE BOARD WILL MEET IN EXECUTIVE SESSION TO RECEIVE ADVICE FROM ITS ATTORNEYS REGARDING PROPOSED FIRST AMENDMENT TO THE LOWER COLORADO RIVER AUTHORITY WATER SALE CONTRACT NO. 59757, DATED MAY 23, 2001, TO CHANGE THE DOWNSTREAM DIVERSION POINT IDENTIFIED IN EXHIBIT A TO THE CONTRACT IN ACCORDANCE WITH GOVERNMENT CODE SECTION 551.071.
- XVIII. ADJOURNMENT.



Linda R. Sandlin
Administrative Assistant

