



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 17, 2016, 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
 - A. MANAGER'S REPORT: STATUS OF DISTRICT OPERATIONS, FINANCES, DISTRICT CONSTRUCTION PROJECTS, DEVELOPER CONSTRUCTION PROJECTS, DISTRICT ADMINISTRATION AND MANAGEMENT, DISTRICT PLANNING
 - B. COMMITTEE REPORTS
 1. COMMUNICATIONS / PARKS AND CONSERVATION COMMITTEE REPORT
 2. LEGAL COMMITTEE REPORT
 3. PLANNING COMMITTEE REPORT
 4. BUDGET AND FINANCE COMMITTEE REPORT
 5. POLICY COMMITTEE REPORT
 6. IMPACT FEE ADVISORY COMMITTEE
 7. STORMWATER COMMITTEE
- IV. CONSENT AGENDA
 - A. APPROVE PAY ESTIMATES/CHANGE ORDERS FOR VARIOUS CONSTRUCTION PROJECTS IN THE DISTRICT
 1. Mansfield Water Treatment Plant Phase 1, Pay Estimate # 27-Final, Archer Western Contractors
 2. Mansfield Water Treatment Plant Phase 2, Pay Estimate #29-Final and Change Order #5, Archer Western Contractors
 3. Flintrock Lift Station "A" Expansion, Pay Estimate Retainage 2-Final, Excel Construction Services, LLC
 4. Steiner 24" Waterline Improvements, Pay Estimate # 3 and Change Order #1, Central Road and Utility, Ltd.
 5. Eck Lane WTP Backwash Improvements, Pay Estimate #1, Protta Construction Inc. and Protta Inc, JV
 - B. APPROVE PAYMENT OF CURRENT INVOICES
 - C. APPROVE MINUTES – February 18, 2016 Meeting
- V. PUBLIC COMMENT, 6:30 P.M.
- VI. PUBLIC HEARING, 6:45 P.M. – REGARDING AMENDMENT OF LAND USE ASSUMPTIONS AND A CAPITAL IMPROVEMENTS PLAN, AND THE IMPOSITION OF THE WATER IMPACT FEE FOR THE DISTRICT-WIDE WATER IMPACT FEE SERVICE AREA

VII. NEW BUSINESS

- A. DISCUSS/CONSIDER/TAKE ACTION ON A REQUEST FROM THE HOMEOWNERS UNITED FOR RATE FAIRNESS (HURF) FOR AN ALLOCATED CONTRIBUTION BY TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17 FOR THE MONITORING OF HEARINGS REGARDING AUSTIN ENERGY RATES FOR BUSINESSES BEFORE THE PUBLIC UTILITY COMMISSION – LAMAR JOHNSON, CHAIR**
- B. DISCUSS/CONSIDER/TAKE ACTION REGARDING AMENDMENT OF LAND USE ASSUMPTIONS AND A CAPITAL IMPROVEMENTS PLAN, AND THE IMPOSITION OF THE WATER IMPACT FEE FOR THE DISTRICT-WIDE WATER IMPACT FEE SERVICE AREA**
- C. DISCUSS/CONSIDER/TAKE ACTION TO ADOPT ORDER DECLARING UNCONTESTED DIRECTORS ELECTION (DISCUTIR Y ADOPTAR UNA ORDEN DECLARANDO RESULTADOS DE ELECCIÓN DE DIRECTORES INCONTESTADOS)**
- D. DISCUSS/CONSIDER/TAKE ACTION ON ANNUAL PERFORMANCE REVIEW OF GENERAL MANAGER AND AMENDMENTS TO COMPENSATION AND EMPLOYMENT AGREEMENT**

VIII. THE BOARD WILL MEET IN EXECUTIVE SESSION TO CONSIDER THE EVALUATION OF THE GENERAL MANAGER OF THE DISTRICT AND AMENDMENT TO THE GENERAL MANAGER COMPENSATION AND EMPLOYMENT AGREEMENT, AND TO SEEK ADVICE FROM ITS ATTORNEY REGARDING SUCH AMENDMENT TO THE EMPLOYMENT AGREEMENT, IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTIONS 551.071 AND 551.074

IX. ADJOURNMENT



Linda R. Sandlin
Administrative Assistant





TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT 17

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

Regular Meeting of the Board of Directors of Travis County Water Control and Improvement District No. 17 was held at the District office located at 3812 Eck Lane on Thursday, February 18, 2016 at 6:00 p.m. This meeting was scheduled and conducted in compliance with the Texas Open Meetings Act.

I. CALL TO ORDER

President Roberts called the meeting to order at 6:04 p.m.

II. ESTABLISH A QUORUM

A quorum was established with all Directors present: Carruthers, Decker, Roberts, Steed and Ward. General Manager Deborah Gernes, General Counsels Lauren Kalisek and Ashleigh Acevedo, District Engineers Pat Lackey and Will Pena, and District Financial Advisor Garry Kimball were also present.

III. MANAGER AND COMMITTEE REPORTS

A. MANAGER'S REPORT: STATUS OF DISTRICT OPERATIONS, FINANCES, DISTRICT CONSTRUCTION PROJECTS, DEVELOPER CONSTRUCTION PROJECTS, DISTRICT ADMINISTRATION AND MANAGEMENT, DISTRICT PLANNING

Manager Gernes reported that in addition to the written report:

- Improvements to the backwash system at the Eck Lane Water Treatment Plant started February 15th
- Election application deadline is February 19th with a deadline of February 23rd for write-in candidates
- Manager Gernes spoke about a presentation she attended done by Ann McElroy, representing the "No Colorado River Dam" of San Saba, TX. She said the presentation concerned the proposed Leonard Dam upstream of Goldthwaite. *A discussion was held regarding the request of the Leonard family to dam the Colorado River for their own agricultural watering needs.* The Manager said she would make material available to board members if they wished to review it.
- Reminder that a Household Hazardous Waste event would be held Wednesday, March 2 from 9a.m. to noon at the Lake Travis Regional Reuse & Recycling Center, 3207 Neidhardt Drive
- Texas Department of Transportation is moving forward with proposed plans for options to improve FM620 traffic. District 17 could be seriously impacted where utility lines are in the existing right-of-ways that may be relocated. Gernes said she would keep a watch on the progress of these meetings.

President Roberts and Directors presented Deborah S. Gernes with a plaque of appreciation for 20 years of outstanding service to the District as General Manager.

B. COMMITTEE REPORTS

1. COMMUNICATIONS / PARKS AND CONSERVATION COMMITTEE REPORT

2. **LEGAL COMMITTEE REPORT**
3. **PLANNING COMMITTEE REPORT**
4. **BUDGET AND FINANCE COMMITTEE REPORT**
5. **POLICY COMMITTEE REPORT**
6. **IMPACT FEE ADVISORY COMMITTEE**
7. **STORMWATER COMMITTEE**

IV. CONSENT AGENDA

A. APPROVE PAY ESTIMATES/CHANGE ORDERS FOR VARIOUS CONSTRUCTION PROJECTS IN THE DISTRICT

1. **Mansfield Water Treatment Plant Phase 1, Pay Estimate # 26, Archer Western Contractors**
2. **Mansfield Water Treatment Plant Phase 2, Pay Estimate #28, Archer Western Contractors**
3. **Flintrock Lift Station “A” Expansion, Pay Estimate #13 and Retainage 1, Excel Construction Services, LLC**
4. **Steiner 24” Waterline Improvements, Pay Estimate No. 2 and Change Order #2, Central Road and Utility, Ltd.**
5. **Tacara 24” Waterline, Reimbursement Request INV-1001, Casey Development, Ltd.**

B. APPROVE PAYMENT OF CURRENT INVOICES

C. APPROVE MINUTES – January 21, 2016 Regular Board Meeting and January 28, 2016 Special Board Meeting

President Roberts requested questions regarding any of the items on the Consent Agenda. Manager Gernes stated that there should only be one more Pay Estimate each for Phase 1 and Phase 2 from Archer Western Contractors because construction and punch list items at the Mansfield Water Treatment Plant were complete.

Motion: Director Decker to approve all items of the Consent Agenda as submitted

Second: Director Ward

Director Steed requested clarification regarding where “Tacara” was located and Manager Gernes explained these were the apartments under construction just south of the Quinlan Crossing Shopping Center.

Ayes: 5

Noes: 0

V. PUBLIC COMMENT, 6:30 P.M.

President Roberts opened Public Comment at 6:27 p.m. and left Public Comment open for anyone that may arrive late and wish to address the Board of Directors

Motion: Director Carruthers to close Public Comment
Second: Directors Ward and Decker
Ayes: 5
Noes: 0

President Roberts closed Public Comment at 7:42 p.m.

VI. OLD BUSINESS

A. DISCUSS/CONSIDER/TAKE ACTION REGARDING THE LOWER COLORADO RIVER AUTHORITY’S WATER MANAGEMENT PLAN BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Manager Gernes stated that the protest period expires in February and if no further protests are received, the Water Management Plan will be in effect. She explained that the Highland Lakes Firm Water Customers Cooperative would maintain financial assets in case protesters wished to file a case in District Court.

B. DISCUSS/CONSIDER/TAKE ACTION ON ITEMS RELATED TO APPROVING A RESOLUTION TO REQUEST THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY TO APPROVE THE FINAL RELEASE OF SURPLUS FUNDS FROM THE STEINER RANCH DEFINED AREA UNLIMITED TAX BONDS, TO BE USED FOR THE BALANCE OF ENGINEERING FEES AND DEVELOPER INTEREST, INCLUDING:

- 1. SERIES 2013, BOND NO. 17; AND**
- 2. SERIES 2015, BOND NO. 18**

District Accountant, Leslie Terrell, explained that after further review of records, Series 2013, Bond No. 17 actually had a surplus of \$148,623.96 and Series 2013, Bond No. 18 has a deficit surplus of \$1,948.52 leaving a new net surplus amount of \$146,675.44. She said the developer’s engineer agreed to this surplus calculation and that she was requesting approval to enter this amount into the Resolution approved January 15, 2016, pending further review.

Motion: Director Decker to authorize the amount of \$146,675.44 as surplus to be released by the January 2016 approved Resolution

Second: Director Steed

Ayes: 5

Noes: 0

VII. NEW BUSINESS

A. DISCUSS/CONSIDER/TAKE ACTION ON ITEMS RELATED TO THE SERENE HILLS DEFINED AREA BOND SERIES 2016, ISSUE NO. 2:

- 1. AUTHORIZE DISTRICT CONSULTANTS TO ASSIST IN DETERMINING THE FEASIBILITY AND SIZE OF A NEW BOND ISSUE**

District Financial Advisor, Garry Kimball, explained that on January 1, 2106 an appraised value (AV) of \$85.5 million was reported for the Serene Hills Defined Area by the Travis County Appraisal District. He explained that this AV had almost doubled from the amount reported in Bond Series 2015, Issue No. 1 and that Bond

Issue No. 2 would be issued as non-rated and that there was \$4.1 million new bond capacity to potentially size the bond at on an expedited base, based on a no-growth tax rate scenario. Mr. Kimball requested permission to move forward with preparation of the feasibility and size of a new bond issue.

Motion: Director Steed to authorize District consultants to assist in determining the feasibility and size for a new Serene Hills Defined Area Bond Series 2016, Issue No. 2

Second: Director Ward

Ayes: 5

Noes: 0

Aside: Garry Kimball distributed a Final summary of the Refunding of the Steiner Ranch Defined Area Unlimited Tax Bonds, Series 2009-A and 2009 showing a 4.42 percent net present value savings with the same maturity date.

B. DISCUSS/CONSIDER/TAKE ACTION REGARDING WHOLESALE WATER SERVICE TO THE APPROXIMATE TEN ACRE COMMERCIAL TRACT AT THE NORTHEAST CORNER OF HIGHWAY 71 WEST AND BEE CREEK ROAD IN THE SERENE HILLS DEFINED AREA

Manager Gernes explained the history of a ten acre commercial tract of land at the corner of Highway 71 West and Bee Creek Road (Tract) that is within the District's service area and the Serene Hills Defined Area (SHDA) stating that she received a request from the developer of the SHDA to consider allowing water service to the Tract be provided by another entity, Municipal Utility District No. 12 (MUD 12). She pointed out that there is currently a water main belonging to the MUD 12 crossing the District-owned irrigation tract of land serving MUD 12 properties. *Water to MUD 12 is provided by West Travis County Public Utility Agency (WTC PUA.) The MUD line is closer to the Tract than the WCID 17 line.* She further stated that if the Board wanted to grant this provision, a three-party agreement would be necessary between the WTC PUA, Municipal Utility District No. 12 (MUD 12) and the District because MUD 12 would be the Tract provider through the wholesale water service agreement MUD 12 has with WTC PUA. Also, a contract would be needed for this Tract to be a wholesale customer of the District.

Aaron Googins, P.E. introduced himself and the developer's legal counsel, Tony Corbett, as representatives for the Serene Hills, Ltd. group to discuss the possibility of the developer being a water customer of MUD 12 for this Tract, rather than being a direct water service customer of District 17. He distributed a Google Earth diagram that illustrated the location of the Tract and its relation to the nearest water service lines of District 17, MUD 12 and the WTC PUA water line. Mr. Googins then explained the necessary service line length from District 17 is approximately 3,400 linear feet at an estimated cost of \$500,010. A service line from MUD 12 is approximately 500 linear feet at an estimated cost of \$73,500. He said that a 3,400 foot line could be hard to maintain as it ages and that he did not believe it would be beneficial for District 17 to build this line. He said SHDA customers would be saving long-term tax dollars instead of losing revenue. Mr. Googins stated that there was not a purchaser for the Tract at this time, but the developer wanted to confirm how water service would be available

and estimate the cost in preparation for marketing the Tract. He last stated that the Tract would most likely be served wastewater by a septic system(s).

Discussion was held regarding long term savings for the defined area, effect to the land use assumptions of the District's financial wholeness, cost savings for the developer, and bonding capacity qualification before going into Executive Session.

After return from Executive Session, this matter was tabled, no action

C. DISCUSS/CONSIDER/TAKE ACTION ON A REQUEST FROM THE HOMEOWNERS UNITED FOR RATE FAIRNESS (HURF) FOR AN ALLOCATED CONTRIBUTION BY TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17 FOR THE MONITORING OF HEARINGS REGARDING AUSTIN ENERGY RATES FOR BUSINESSES BEFORE THE PUBLIC UTILITY COMMISSION – LAMAR JOHNSON, CHAIR

Manager Gernes explained that Lamar Johnson, Chair for the Homeowners United for Rate Fairness (HURF) was unable to attend and reviewed the request she received from HURF on January 28, 2016 for financial support to secure legal representation for District 17 rate fairness at the upcoming Austin Energy rate increase forums. She stated that other communities previously represented by HURF were also being asked to contribute for representation by HURF. Attorney Kalisek stated that if the District wanted to hire representation, Lloyd Gosselink would be unable to represent the District and outside counsel would most likely be more expensive than supporting HURF. *A discussion was held concluding that the Directors would like for the HURF representatives to attend the March board meeting to clarify benefits to the District.* Tabled, no action

D. DISCUSS/CONSIDER/TAKE ACTION ON A REQUEST BY THE VILLAS ON TRAVIS REGARDING A PROPOSED MARINA THAT WILL FLOAT OVER TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17 PROPERTY - PAUL MEISLER, PROPERTY MANAGER

Manager Gernes stated that Paul Meisler contacted her after the agenda was posted requesting to postpone this matter until notified. No action

E. DISCUSS/CONSIDER/TAKE ACTION REGARDING WASTEWATER UTILITIES FOR THE CLARA VAN DRIVE AREA – GIL DOMINY AND LIZ HAPPEL, RESIDENTS

President Roberts requested anyone present for this matter to please acknowledge and Liz Happel stated that she was present to hear any discussion the Board may have. She said that she knew of three residents ready to make financial commitments to work with the District for wastewater service to their homes but that no one had received word from the marina for involvement at this time.

Manager Gernes then reviewed the service contract and location of the North Lakeway Village System indicating where a stub out was located for wastewater service extension. She continued that the residents did pay the engineer to complete a study in 2013 for a proposed Clara Van Wastewater Service system and the results of that study indicated that based on pro rata share, using 25 living unit equivalents (LUE) with associated fees for service and construction including individual pump stations, each

customer could anticipate a cost of \$25,700. Ms. Gernes said that Mr. Dominy was unable to be present but that they had met and he was requesting the District go ahead and install this line to save rising construction costs and recoup the cost as customers connect.

President Roberts reminded the Board that in 2013 the Board had been in agreement not to install a wastewater line at the District's expense for future connections unless a majority of the 25 LUEs projected were making a service commitment.

Ms. Happel stated that her reason to request this line was that the septic drain-field on her property was in need of rehabilitation at an estimated cost of \$80,000. She said that newer homes being built further in from [Lake Travis] shoreline were not having the high septic cost issues because they had more soil on their lots instead of bedrock. Ms. Happel requested that the District consider a Subsequent User Fee establishment if some residents paid for the installation.

Manager Gernes stated that no action was necessary now until the homeowners come up with a plan and list of interested parties. Ms. Happel asked if she could be provided with the current cost and Ms. Gernes said that she would have the engineers provide a cost update.

Tabled, no action

F. DISCUSS/CONSIDER/TAKE ACTION TO APPROVE THE FINANCIAL AUDIT FOR THE PERIOD ENDING SEPTEMBER 30, 2015

Tim Applewhite of McCall Gibson Swedlund Barefoot PLLC (McGSB) introduced himself as one of the independent auditors who audited the financial activities of the District for the Fiscal Year 2015 (FY15). He started his presentation by commending the excellent staff corporation and organization. Mr. Applewhite then reported that McGSB issued an unmodified opinion of the District's financial statements, which had sufficient and appropriate evidence to report a clean opinion. He reviewed the basic financial statements of the General Fund, Debt Service Fund and Capital Projects Fund, along with highlights of the other financing services, budget to actual, changes in long term bond debt and a five year schedule of revenues and expenditures of each fund. He concluded that the District ratio of fund balance to debt service was healthy and would cover one and one-half years where other districts of same size average an eight to nine month ratio.

Director Steed asked for clarification of the language used in the Management Letter that addressed a deficiency regarding the preparation of the financial statements. Mr. Applewhite again commended the District for the sufficient and appropriate presentation of financial statements and materials but that in accordance with the generally accepted auditing standards this language is required when the auditors do not receive the financial information in a formal financial report complete with footnotes for audit review. He said this is common with most small organizations and required notation of such. *Simply put, the District does not hire a Certified Public Accountant to create the annual financial report that is then reviewed by the auditors. The auditors take on the duty of creating the annual report as part of the audit process.*

Motion: Director Steed to approve the Financial Audit for the period ending September 30, 2015 as presented

Second: Director Ward

Ayes: 5

Noes: 0

G. DISCUSS/CONSIDER/TAKE ACTION TO ADOPT ORDER CALLING DIRECTORS ELECTION AND AUTHORIZE PUBLICATION OF NOTICE (CONSIDERAR Y TOMAR MEDIDAS PARA ADOPTAR UNA ORDEN DE ELECCIÓN DE DIRECTORES Y AUTORIZAR AVISO DE ELECCIÓN)

Manager Gernes reported that no one other than incumbents had turned in an application as of this date, but that the Order Calling Directors Election and Authorize Publication of Notice was procedural.

Motion: Director Ward to adopt the Order Calling Directors Election and Authorize Publication of Notice for a May 7, 2016 election

Second: Director Carruthers

Ayes: 5

Noes: 0

H. AUTHORIZE EXECUTION OF JOINT ELECTION AGREEMENT WITH POLITICAL SUBDIVISIONS IN TRAVIS COUNTY (AUTORICE EJECUCIÓN DE ACUERDO DE ELECCIÓN CONJUNTO CON SUBDIVISIONES POLÍTICAS EN CONDADO TRAVIS)

Discussion was held regarding the cost of a Joint Election to be held May 7, 2016.

Motion: Director Steed to authorize a Joint Election Agreement with the Political Subdivisions in Travis County if necessary for the May 7, 2016 Director Election

Second: Director Ward

Ayes: 5

Noes: 0

I. DISCUSS/CONSIDER/TAKE ACTION ON ANNUAL PERFORMANCE REVIEW OF GENERAL MANAGER AND AMENDMENTS TO COMPENSATION AND EMPLOYMENT AGREEMENT

Tabled, no action

VIII. THE BOARD WILL MEET IN EXECUTIVE SESSION TO RECEIVE ADVICE FROM ITS ATTORNEYS IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTION 551.071 REGARDING LOWER COLORADO RIVER AUTHORITY'S WATER MANAGEMENT PLAN BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Executive Session not held

IX. THE BOARD WILL MEET IN EXECUTIVE SESSION REGARDING WHOLESALE WATER SERVICE TO THE APPROXIMATE TEN ACRE COMMERCIAL TRACT AT THE NORTHEAST CORNER OF HIGHWAY 71 WEST AND BEE CREEK ROAD IN THE SERENE HILLS DEFINED AREA, IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTION 551.072

President Roberts opened Executive Session at 7:48 p.m. and closed at 8:10 p.m. No vote, order, decision, or other action taken in Executive Session.

X. THE BOARD WILL MEET IN EXECUTIVE SESSION TO CONSIDER THE EVALUATION OF THE GENERAL MANAGER OF THE DISTRICT AND AMENDMENT TO THE GENERAL MANAGER COMPENSATION AND EMPLOYMENT AGREEMENT, AND TO SEEK ADVICE FROM ITS ATTORNEY REGARDING SUCH AMENDMENT TO THE EMPLOYMENT AGREEMENT, IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTIONS 551.071 AND 551.074

Executive Session not held

XI. ADJOURNMENT

Motion: Director Carruthers to adjourn

Second: Director Ward

Ayes: 5

Noes: 0

President Roberts adjourned the meeting at 8:21 p.m.

Approved this _____ day of _____ 2016, with a motion

by Director _____ and a Second by Director _____.

Ayes _____ Noes _____ Abstained _____

Presiding Officer

Secretary



NOTICE OF PUBLIC HEARING ON AMENDMENT OF IMPACT FEES

Notice is hereby given pursuant to Texas Local Government Code, Chapter 395, that the Board of Directors of Travis County Water Control and Improvement District No. 17 will hold a public hearing at its regular meeting, open to the public, on Thursday, March 17, 2016, at 6:45 p.m., at the Travis County Water Control and Improvement District office, located at 3812 Eck Lane, Austin, Travis County, Texas 78734. The purpose of the public hearing is to consider the amendment of land use assumptions and a capital improvements plan, and the imposition of the water impact fee for the District-wide water impact fee service area. Any member of the public has the right to appear at the hearing and present evidence for or against the update. A copy of the proposed land use assumptions and the capital improvements plan, including the amount of any proposed impact fee per service unit, is available for public viewing at the District's office.

2-11/2016 #553483

**WESTLAKE PICAYUNE & LAKE TRAVIS VIEW
STATE OF TEXAS
COUNTY OF TRAVIS**

Before me, the undersigned authority, a Notary Public in and for the County of Travis , State of Texas, on this day personally appeared Alejandro Cado. Advertising Agent of the WESTLAKE PICAYUNE & LAKE TRAVIS VIEW, which are newspapers of general circulation published in the counties of Travis in the state of Texas, who being duly sworn by me, states that the attached advertisement was published at the lowest published rate for Classified advertising in said newspaper on the following date(s), to wit, and that the attached is a true copy of said advertisement: the following date(s), TRAVIS COUNTY WCID 17,, first date of Publication 02/11/2016,last date of Publication 02/11/2016, Web and print times Published 2, Legal Notices, 1 X 30.

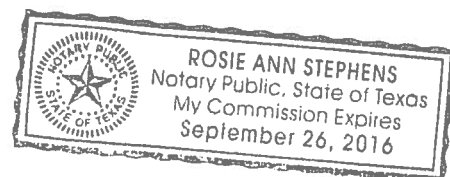
Notice of public hearing

Ad ID: 1053324

Ad Cost: 146.40

SWORN AND SUBSCRIBED TO BEFORE ME, on 02/17/2016

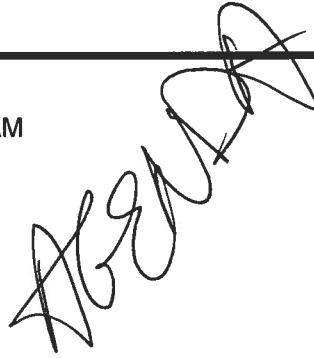
Notary Public



Debbie Gernes

From: Lamar Johnson
Sent: Thursday, January 28, 2016 8:16 AM
To: dgernes@wcid17.org
Cc: Matt Moore
Subject: HURF Revived

Follow Up Flag: Follow up
Flag Status: Flagged



Deborah:

This requests financial support for securing legal representation from the former H.U.R.F. communities at the upcoming Austin Energy (AE) rate increase forums.

As background, attorney Roger Borgelt represented H.U.R.F in the previous AE rate disputes over the inequity of treatment of those customers inside the City of Austin (COA) vs. those outside. The result was a reallocation of rates treating those communities outside of the COA fairly vs those inside the COA. While the rate discussion this year seems to be headed toward a debate over homeowner rates vs businesses, we feel it would be prudent to engage Mr. Borgelt on retainer to represent H.U.R.F.'s interest. If the rate discussions do not result in a threat to the interests of H.U.R.F, then the services can be discontinued.

This note requests you agree to a "fair share" contribution to the attorney and administrative costs for monitoring the rate discussions. We estimate that to be a rough total of \$35,000 over the next six months, and based on WCID 17's contributions to the original H.U.R.F. work, your share would be \$ 2,000. Should the initial phase of monitoring hearings result in the need for increased legal action, then we would revisit the need for additional legal expense beyond this amount.

May we have your agreement to allocate \$2,000 to this effort?

Lamar Johnson
 Chair, External Affairs Committee Barton Creek North POA
 Chair, H.U.R.F.
Lamarnac1@gmail.com

Please notify me via email of your decision, make checks payable to H.U.R.F. and mail to H.U.R.F.

C/O of Roger Borgelt
 614 S Capital of Texas Hwy, West Lake Hills, TX 78746

CC: Matt Moore

--
 Lamar Johnson
 512-468-1090

Austin Chamber weighs in on Austin Energy



Austin Chamber

This week the Austin Chamber of Commerce issued a statement about the Austin Energy rate proposal.

“The Austin Chamber of Commerce understands that energy costs are a major part of doing business in Austin,” said Drew Scheberle, senior vice president at the Austin Chamber. “For several years, the chamber has advocated for, and the City of Austin has adopted, an affordability policy which requires Austin Energy bills to be in the bottom half of Texas ratepayers and minimizes increases to two percent per year for each rate class. Yet, Austin Energy customers are now paying some of the highest electric bills in the state while overall energy costs are falling.”

The Austin Chamber strongly encourages the City Council to adopt rates at the end of this year’s process which are in line with City policy.

“In the meantime, we urge all of Austin’s job creating businesses, from corner store to large industrial customers, to call, e-mail, meet with the City Council and engage in the Austin Energy rate process. Tell our city’s leadership how you feel about affordability and your energy bills,” said Scheberle.

ORDER DECLARING RESULT OF UNCONTESTED DIRECTORS ELECTION

THE STATE OF TEXAS §

COUNTY OF TRAVIS §

TRAVIS COUNTY WCID NO. 17 §

The Board of Directors of Travis County Water Control and Improvement District No. 17 met in regular session, open to the public, after due notice, at 3812 Eck Lane, Austin, Texas 78734 an official meeting place within the boundaries of the District, on the 17th day of March, 2016; whereupon the roll was called of the members of the Board of Directors, to wit:

Jeff Roberts	President
Mickey Decker	Vice President
Jerri Lynn Ward	Secretary
Rob Carruthers	Alternate Secretary
David Lewis Steed	Director

All members of the Board were present, except Director _____, thus constituting a quorum, and among other proceedings had by said Board of Directors was the following:

There came on to be considered the election of two (2) directors each of whom shall serve four (4) year terms which was called to be held on May 7, 2016 and the certification, attached as Exhibit "A" to this Order, submitted by the Secretary of the District that:

(1) The election order entered by the District on February 18, 2016 stated that ballots used in the election shall have printed thereon the names of all candidates for the office of director who filed applications to have their names printed on the ballot by 5:00 p.m. seventy-eight (78) days prior to the election, and blank spaces for write-in votes. The order further stated that any persons interested in applying to be a candidate for the office of director may obtain an application to have their names printed on the ballot at the offices of the District, 3812 Eck Lane, Austin, Texas 78734.

(2) February 19, 2016 at 5:00 p.m. was the deadline for persons to file an application to have their name printed on the ballot as a candidate for election to the office of director at the election scheduled for May 7, 2016.

(3) February 23, 2016 at 5:00 p.m. was the deadline for persons to file a declaration of write-in candidacy for election to the office of director at the election scheduled for May 7, 2016.

(4) The only people who have filed applications to have their names placed on the ballot are Jeff Roberts and Jerri Lynn Ward.

(5) Two (2) positions for the office of director are scheduled to be voted on at the May 7, 2016 election and only two (2) persons have filed applications to have their names placed on the ballot; therefore, only two (2) candidates' names are to be placed on the ballot representing two candidates for two positions available.

(6) No person has filed a declaration of write-in candidacy for the May 7, 2016 election; therefore, no candidate's name is to be placed on a list of write-in candidates for the office of director.

(7) Candidates Jeff Roberts and Jerri Lynn Ward are unopposed for election to the office of director.

(8) The Board desires to cancel the May 7, 2016 election and authorize the posting of an Order of Cancellation, see Exhibit "B", at each polling place that would have been used in the election.

IT IS THEREFORE, FOUND AND DECLARED AND SO ORDERED by the Board of Directors of Travis County Water Control and Improvement District No. 1 that the above Directors Election was duly called; that the Secretary of the District has duly certified in writing that Jeff Roberts and Jerri Lynn Ward are unopposed for election to the office of director in accordance with law; that Jeff Roberts and Jerri Lynn Ward are declared elected to serve four-year terms on the Board of Directors of said District, subject to their taking their oath, executing and filing their bond as required by law; the election called for May 7, 2016 will not be held, and a copy of an Order declaring the candidates elected, provided as Exhibit "B", shall be posted in English and Spanish within the appropriate polling places established by Travis County on May 7, 2016.

It is further found and determined that notice of the date, place and subject of this meeting was posted in accordance with the terms and provisions of V.T.C.A., Government Code § 551 at least 72 hours preceding the scheduled time of this meeting and that the terms and provisions of said V.T.C.A., Government Code § 551 have been complied with.

The above order being read, it was moved and seconded that same do pass. Thereupon the question being called for, the following members of the Board voted

A YE: Directors _____, _____, _____, _____, and _____.

NAYE: None.

PASSED, APPROVED AND ADOPTED this the 17th day of March, 2016.

ATTEST

Jerri Lynn Ward, Secretary

Jeff Roberts, President

(DISTRICT SEAL)

Exhibit A

THE STATE OF TEXAS

§
§
§
§
§

COUNTY OF TRAVIS

TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17

I, the undersigned Secretary of the Board of Directors of Travis County Water Control and Improvement District No. 17, certify the following with regard to the election for the office of director, which was called to be held on May 7, 2016:

- (1) The election order entered by the District on February 18, 2016 stated that ballots used in the election shall have printed thereon the names of all candidates for the office of director who filed applications to have their names printed on the ballot by 5:00 p.m. seventy-eight (78) days prior to the election, and blank spaces for write-in votes. The order further stated that any persons interested in applying to be a candidate for the office of director may obtain an application to have their names printed on the ballot at the offices of the District, 3812 Eck Lane, Austin, Texas 78734.
- (2) February 19, 2016 at 5:00 p.m. was the deadline for persons to file an application to have their name printed on the ballot as a candidate for election to the office of director at the election scheduled for May 7, 2016.
- (3) February 23, 2016 at 5:00 p.m. was the deadline for persons to file a declaration of write-in candidacy for election to the office of director at the election scheduled for May 7, 2016.
- (4) The only persons who have filed applications to have their names placed on the ballot are Jeff Roberts and Jerri Lynn Ward.
- (5) Two (2) positions for the office of director are scheduled to be voted on at the May 7, 2016 election and only two (2) persons have filed applications to have their names placed on the ballot; therefore, only two (2) candidate's names are to be placed on the ballot.
- (6) No person has filed a declaration of write-in candidacy for the May 7, 2016 election; therefore, no candidate's name is to be placed on a list of write-in candidates for the office of director.

- (7) Candidates Jeff Roberts and Jerri Lynn Ward are unopposed for election to the office of director.

WITNESS MY HAND AND OFFICIAL SEAL OF THE DISTRICT, this 17th day of March, 2016.

By: _____
Jerri Lynn Ward, Secretary
Board of Directors
Travis County WCID No. 17

(DISTRICT SEAL)

Exhibit B
ORDER OF CANCELLATION OF DIRECTORS ELECTION FOR
TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17 OF
TRAVIS COUNTY, TEXAS

STATE OF TEXAS §
COUNTY OF TRAVIS §
TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 17 §

The Board of Directors of Travis County Water Control and Improvement District No. 17 hereby cancels the Directors Election scheduled to be held on May 7, 2016, in accordance with Section 2.053(a) of the Texas Election Code.

The following candidates have been certified as unopposed and are hereby elected as follows:

<u>Candidate</u>	<u>Office Sought</u>
Jeff Roberts	President
Jerri Lynn Ward	Secretary

A copy of this order will be posted on Election Day at each polling place that would have been used in the election.

Dated this 17th day of March, 2016.

Jeff Roberts, President

Jerri Lynn Ward, Secretary

ORDEN DE CANCELACIÓN DE ELECCIÓN DE DIRECTORES PARA DEL DISTRITO NÚ. 17
PARA CONTROLAR Y MEJORAR EL AGUA DEL CONDADO DE TRAVIS

ESTADO DE TEXAS §
CONDADO DE TRAVIS §
DISTRITO NÚ. 17 PARA CONTROLAR Y MEJORAR EL AGUA DEL
CONDADO DE TRAVIS §

La Junta directiva del Travis Distrito Nú. 17 para Controlar y Mejorar el Agua del Condado de Travis se cancela la elección de Directores que, de lo contrario, se hubiera celebrado el 7 de mayo 2016 de conformidad, con la Sección 2.053(a) del Código de Elección de Texas.

El candidato siguiente ha sido certificado como candidato único y es por este medio elegido como sigue:

<u>Candidato</u>	<u>Cargo al que presenta candidatura</u>
Jeff Roberts	President
Jerri Lynn Ward	Secretary

El Día de las Elecciones se exhibirá una copia de esta orden en todas las mesas electorales que se hubieran utilizado en la elección.

Fecha el 17 de marzo, 2016.

Jeff Roberts, Presidente

Jerri Lynn Ward, Secretario