

Minutes  
Lakeway Municipal Utility District  
Board of Directors Meeting  
May 13, 2020

On March 13, 2020, Governor Abbott issued a disaster proclamation certifying that the novel coronavirus COVID-19 poses an imminent threat of disaster for all counties in the State of Texas. Governor Abbott also issued Executive Order GA-08 (March 19, 2020), which was extended by Executive Order GA-14 (March 31, 2020), requiring all Texans to take actions to slow the spread of COVID-19 by minimizing social gatherings and in-person contact with people who are not in the same household until April 30, 2020.

INSTRUCTIONS FOR PUBLIC PARTICIPATION

On March 16, 2020, Governor Abbott suspended various provisions of the Open Meetings Act that require government officials and members of the public to be physically present at a specified meeting location. Pursuant to that suspension, the Board will meet via telephone and members of the public will not be allowed to attend this meeting in person.

PURSUANT TO THE STATEMENTS ABOVE PUBLISHED ON THE AGENDA, THIS MEETING WAS HELD VIA TELECONFERENCE.

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The Board of Directors met in REGULAR session at 9:30AM at 1097 Lohmans Crossing, Lakeway, Texas, with the following participating by telephone:

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| Directors Present: | Lawrence Christian<br>Jerry Hietpas<br>Don Goff<br>John Sayre<br>Larry Burmeier |
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| Staff Present: | Earl Foster<br>Lloyd Smith |
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QUORUM:

1. Determine Quorum and Call to Order

Meeting was called to order at 9:30 AM.  
Burmeier declared a quorum of Directors present.

2. Pledge of Allegiance was led by Burmeier.

CITIZENS

3. None
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AGENDA ITEMS:

4. Citizens: Items listed on the Agenda. None
5. Discussion and Possible Action to approve NPW Pump #2 at Palos Verdes Plant (S-4).
  - Foster said the \$13,980 was for replacement parts and epoxy coating. The previous pump lasted 18 years without epoxy, so longer life is expected. The new pump gives pressure for the belt press.
  - Burmeier asked when this would be done; Foster said in about 2 weeks.
  - Sayre moved to approve the \$13,980 expenditure as presented; Goff seconded.
  - General Board discussion.
  - Motion passed unanimously.
6. Discussion and possible action on Final Pay App #2 for Painting of B&C Microfloc units at water plant.
  - Foster said the work was satisfactorily completed.
  - Goff moved to approve the expenditure as presented; Sayre seconded.
  - General Board discussion.
  - Motion passed unanimously.
7. Discussion and possible action on Emergency Raw Water Line Repair.
  - Foster noted this was the line that runs from B-3 up the hill needing gaskets and support brace repair.
  - Hietpas said the jacking up of the line wasn't anticipated and asked if the line had slipped downhill.
  - Foster replied no, that the support braces had sunk.
  - Hietpas asked if there were any reservations about this repair; Foster said no.
  - Burmeier asked if the line had lasted 36 years; Foster said it had.
  - Hietpas asked if this quote was "not to exceed".
  - Foster replied that he had asked for an estimate and expected it to be this amount or lower.
  - Sayre said it could go higher.
  - Hietpas moved that the Board approve \$45,000 for the repair.
  - Burmeier ask that Hietpas amend the motion to include "up to \$45,000".
  - Hietpas accepted the friendly amendment; Sayre seconded.
  - General Board discussion
  - Motion passed unanimously.
8. Discussion and possible action on Pay App #1 for Austin Engineering for ODWW Force Main, Lift Station & S-5 WRP Improvements.
  - Foster reviewed the progress of the project.
  - Hietpas asked about the gravel; if the ¾-1" gravel being used was a problem.

- Foster replied no, that engineering specs were followed.
  - Foster showed the Airpark Schedule and pictures of the trenches covered with asphalt.
  - Christian asked if the asphalt would remain; Foster replied no, after the pipe was laid, it would be concreted from expansion joint to expansion joint.
  - Hietpas asked what the cure time was for concrete; Foster replied 96 hours.
  - Hietpas asked about the right of way for the golf course; Foster said we are working with them and are down to 3 items.
  - Burmeier asked when the trenching would be complete; Foster said mid-late summer.
  - Foster noted that the July Pay App would be estimated and approved in June since we normally do not have a July meeting.
  - Hietpas asked if we had hired a body to stay with the contractors on the Airstrip.
  - Foster replied he was unable to hire, and has Marshall James from the Wastewater department staying with the contractors, and that James provides daily progress updates to Foster and Threinen.
  - Hietpas noted that James is doing a great job.
  - Foster said Threinen is also doing a great job of communicating with residents.
  - Hietpas pointed out that James said Foster is doing a great job mentoring him around how to work with contractors.
  - Hietpas moved to approve Pay App #1 as presented; Sayre seconded.
  - General Board discussion.
  - Motion passed unanimously.
9. Discussion and possible action on Status of Out-of-District pressure sewer system for Lakeway Phase 1.
- Foster said 1004 Challenger and 411 Lakeway Dr. are complete. Porpoise Park clean-up is finished. We will do line locates on Seawind, then move to hole 16 and start on the back 9. There are 30 early connects to work on, and the Corona Virus has slowed us somewhat. The crews have been working 7 days a week 12 hours per day.
  - Burmeier asked if everyone was healthy.
  - Foster said yes that we have masks for everyone and more on order, and we have given everyone an email address so they can communicate through Teams.
  - Sayre asked if hook-ups will begin around February 2021; Foster said yes.
  - Hietpas said he wished we could do something to show appreciation to the crews.
  - Burmeier said thanks are appropriate, and we gave them a raise.
  - Foster said we lost another one to WCID17.
  - Burmeier said to review it with the Finance Committee to determine if we need to do more.
  - General Board Discussion
  - No action was taken.

10. Discussion and possible action on canvassing of the election for newly elected Board members and issuance of Certificates and Execution of Statement of Elected Officer by newly elected Board members.
  - Foster read the Canvassing Order and noted some corrections needed in Section III.
  - Burmeier said this was a great thing, that this is a very good Board with outstanding results.
  - Hietpas moved to approve the Canvassing Order with proper corrections to Section III; Golf seconded.
  - General Board discussion.
  - Motion passed unanimously
  - Smith congratulated the newly elected directors, and read the Statement of Elected Officers that each has signed.
  
11. Discussion and action on the place and time for the Administration of Oath of Office to newly elected Board Members.
  - Since the meeting is held by teleconference, and the Administration of the Oath of Office cannot be done over the phone, Smith asked each new Director to come by the Administrative office. Smith will administer the Oath to each new Director and then present them with their Certificates of Election.
  - No action was taken.
  
12. Discussion and possible action on LOI-between LMUD, TCMUD #12, and WTCPUA.
  - Foster reviewed the LOI.
  - Hietpas reviewed details of the LOI with questions; Foster noted many of the questions related to other agreements concerning Wastewater and Reuse and were covered in those documents.
  - Other Directors pointed out some details that needed correction.
  - Hietpas read a memo he composed expressing dissatisfaction with the progress, and suggested bringing staff and documents together with LMUD Attorney to bring in the Holistic approach.
  - Foster said we would have to get Board approval to do that, and we have to get something done in the next 2 months or MUD #12 may be committed to another 5 years with West Travis County PUA. Our focus now is just getting them off of WTCPUA for now.
  - Hietpas said he understood the need to take one step at a time, and that we can't move forward until WTCPUA is out of the picture.
  - Foster remarked if this LOI goes through, all 3 contracts are Holistic.
  - Burmeier said the LOI gets us going, and we should go ahead after corrections are made to LOI; this is not a done deal.
  - Hietpas suggested a work session to discuss.
  - Foster suggested we get this LOI over to MUD #12.
  - Burmeier asked if we only have 2 months; Foster replied it needs to be done by August.

- Hietpas asked if MUD #12 knew about the deadline; Foster replied that they know.
  - Burmeier asked if MUD #12 gets out of the WTCPUA contract, where will they get water.
  - Foster replied they will get it from WTCPUA until we are ready.
  - Hietpas asked if we could handle this without expanding our water plant; Foster replied we could for a couple of years, but he would verify.
  - Sayre moved to approve the LOI after corrections; Goff seconded.
  - General Board discussion.
  - Motion passed unanimously.
13. Discussion and possible action on Financials, Calendar.
- Foster reviewed the Financials, noting we are in good shape particularly with the heavy billing early in the year.
  - Foster noted a Special Meeting is needed next week to consider the S-5 Land Purchase. Tuesday, May 19 at 9:30AM was agreed on.

**CONSENT AGENDA-** The following consent items may be approved by one Board vote. Any Director may pull consent items from the consent agenda for discussion.

**Hietpas moved to approve the consent agenda; Christian seconded. Motion passed unanimously.**

- 14. Approve Minutes of Regular meeting and Executive Session on April 8, 2020.
- 15. Approve Expenditures over \$25,000 March 2020.

ADJOURNMENT

The meeting was adjourned at 11:30AM

  
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 Loyd Smith, Finance/Administration Manager

Minutes approved on the 10th day of June 2020.



  
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 Larry Burmeier, President, Board of Directors

ATTEST:

  
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 Don Goff, Secretary, Board of Directors