

Minutes
Lakeway Municipal Utility District
Board of Directors Meeting
October 12, 2022

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

Directors Present:	Lawrence Christian Larry Burmeier Frank Cooley
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Directors Absent :	Don Goff Phil Lanier
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Staff Present:	Earl Foster Loyd Smith
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Attorneys Present:	Kristina Pekkala Emily Kirby
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QUORUM:

1. Determine Quorum and Call to Order
Meeting was called to order at 9:30 AM.
Christian declared a quorum of Directors present.
2. Pledge of Allegiance was led by Christian.

CITIZENS

3. None

AGENDA ITEMS:

4. Discussion and possible action to approve changes to Rate Order for FY23.
 - Foster reviewed highlights of the changes including addition of Tap Fee for Reuse/Irrigation connections, Grinder Pump maintenance program, convenience fee added to credit card charges, and some minimal rate changes. He added that these are adopting changes approved by the Board during the budgeting session, and our attorneys have reviewed the changes.
 - Cooley moved to approve the changes as presented; Burmeier seconded.
 - General Board discussion.
 - Motion passed unanimously.

5. Discussion and possible action on to review Law Offices of Patricia Erlinger Carls services.
 - Foster said a resignation letter was received from Carls and Staff recommends approval.
 - Burmeier moved to accept the resignation letter as presented; Cooley seconded.
 - General Board discussion.
 - Motion passed unanimously.
6. Discussion and possible action to approve Hoover Construction proposal for Projects #9, #10, #11, #12, #13, #15, #16.
 - Foster said this request for proposal was sent to three bidders, two responses were received, and Hoover was the lowest bidder. These are for street cuts, and each project will have individual contracts, each under \$75K which meets water code requirements.
 - Burmeier asked how long these projects would last; Foster replied they should be finished by December 2023.
 - Cooley moved to approve Hoover Quotes as presented; Burmeier seconded.
 - General Board discussion.
 - Motion passed unanimously.
7. Discussion and possible action to approve Hoover Construction Pay App #11, Phase 2 force main improvements.
 - Foster said the work included in Pay App #11 is 100% complete.
 - Christian asked if this includes retainage; Foster replied 5% retainage is held on all pay apps.
 - Cooley asked if we coordinate with the City; Foster said we have tried to in the past, but it has not worked out.
 - Burmeier moved to approve Pay App #11 as presented; Cooley seconded.
 - General Board Discussion
 - Motion passed unanimously.
8. Discussion and possible action to update Chase Bank Account signatures.
 - Foster said this is to update our signatures removing John Sayre and adding Frank Cooley to the Chase Bank Account.
 - Burmeier moved to approve the signature changes as presented; Cooley seconded.
 - General Board discussion.
 - Motion passed unanimously.
9. Discussion and possible action to update Texpool Account Signatures.

- Foster said this is to update our signatures on the Texpool accounts removing John Sayre and adding Frank Cooley
 - Burmeier move to approve the signature changes as presented; Cooley seconded.
 - General Board discussion.
 - Motion passed unanimously.
10. Approve Petition for Creation of a Defined Area within Travis County Water Control and Improvement District 17.
- Foster said this is a defined area that is already in District 17 service area and our attorneys have reviewed this Petition. This is a part of the land LMUD sold to HSD located on Lohmans by the Police Station down to Rolling Green, a rectangular piece of land. The reason we are signing of on it is there are two areas we still own that are under contract but have not yet been purchased by the developer so they need our consent to the defined area. One question is if the developer defaults and does not close; Foster is comfortable with that since there would be water and wastewater available through that defined area so the next person we contracted with would have water and wastewater available. Our attorneys have worked with the developer and the City and this is the final copy that will be signed.
 - Cooley asked if we would have the service; Foster said we would not provide the service, but District 17 would. This creates the defined area for District 17.
 - Christian said he was unsure why we had to consent to it; Foster said because we still own property with in that District and we are OK with approving this which will create a tax on the property but not on us since we are tax exempt. All parties have to sign off on this.
 - Burmeier asked if we should have done this earlier; Foster said they are now ready to fund it to pay for their improvements, and this is a step to enable that funding.
 - Cooley moved to approve the Petition as presented; Burmeier seconded.
 - General Board discussion.
 - Motion passed unanimously.
 - Kristina Pekkala, Attorney pointed out that the Board also needs to approve the Petition for the City of Lakeway.
 - Burmeier asked for clarification; Pekkala said the first petition was to WCID17, and the second to the City of Lakeway so it's the same thing but just petitioning to both entities.
 - Cooley moved to approve the Petition as presented to the City of Lakeway; Burmeier seconded.
 - General Board discussion.
 - Motion passed unanimously.
11. Discussion and possible action on Status of Out of District pressure sewer system for Lakeway Phase 1 & 2 Secs. 1-17.

- Foster reviewed a map of the project and said Sections 1-3 are complete, Section 4 is almost done, and Section 5 will be next and we will charge tap fees and they will have to pay their electrical costs. We still have an extension down to the Condos on Lido where they have 2 units using one septic in several cases, so we will be connecting 2 units to 1 grinder pump or a central lift station. We have Porpoise done. We are pleased with our progress even with the pandemic and employee shortage as well as supply chain issues.
- Christian asked if we are seeing any improvement in Supply Chain; Foster replied we are able to stay ahead of that. Roger is trying to keep 10 complete grinder units in stock. We've been averaging 7-8 installs per month.
- Cooley asked what the participation rate has been; Foster replied in the high 90 percentile, considerably better than the surveys at the Town Hall meetings several years ago which averaged 72-80%.
- Burmeier asked if Stephanie calling had helped raise that percentage; Foster replied the majority of it is neighbors talking with each other about getting off of the septic systems and Stephanie calling helps a lot too.
- Burmeier asked if the recycled water is helping; Foster replied we have one person signed up for that. We have the meters set for that now, so we are ready to move forward.
- Cooley asked if that would be a big item; Foster replied there is a lot of interest, but there is also a cost to it. We will see that until we get more customers installed, then we will be able to reduce that cost. Now the cost is the same as the bottom tier of potable water (\$2.50 per 1,000 gallons). The goal is to reduce that once we start connecting.
- Cooley asked if reuse is under once a week watering; Foster said yes when we are low on water like we are now. At some point when we fill up the ponds, that restriction will be removed.
- Foster said the next thing to go out for bid would be a lift station for the Sunfish customers and that should complete Phase 2 of what we are going to be doing.
- No Action was taken.

12. Discussion and possible action on Financials, Calendar

- Foster said the District continues to be in good shape, having achieved 97% of budget revenues after 11 months and 90% of budgeted expenses.
- Regular Board meeting will be on November 9; December meeting may be cancelled if nothing else surfaces that will require a meeting
- No action was taken.

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.

Cooley moved to approve the consent agenda; Burmeier seconded. Motion passed unanimously.

- 13. Approve Minutes from Regular Board meeting September 14, 2022.
- 14. Approve Minutes from Special Board meeting September 27, 2022.

ADJOURNMENT

The meeting was adjourned at 10:02 AM.



Minutes approved on the 9th day of November 2022.



Loyd Smith, Finance/Administration Manager



President, Board of Directors

ATTEST:



Secretary, Board of Directors