

HAYS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 2

TO: THE BOARD OF DIRECTORS OF HAYS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 2 AND TO ALL OTHER INTERESTED PERSONS:

Notice is hereby given pursuant to Section 551 of the Texas Government Code that the Board of Directors of Hays County Water Control and Improvement District No. 2 will conduct a special Board meeting at 5:45 p.m. on Monday, April 15, 2024 for the purposes stated herein. Members of the Board and members of the public may attend the meeting in person at the Belterra Centre, 151 Trinity Hills Drive, Austin, Texas.

1. PUBLIC COMMENT: Hear public communications and comments (3 minutes per person; no action may be taken during public comment).
2. MEETING MINUTES: Review and approve the Minutes for the March 21, 2024 special meeting and February 15, 2024 regular meeting.
3. FINANCIAL:
 - a) Accounting Report: Review and approve Accounting Report including the review and approval of the Cash Activity Report, director and vendor payments, fund transfers, tax collections, investment reports, opening and closing of bank accounts, signature authorizations, collateral related authorizations, account related matters and Financial Statements and take necessary actions related to such matters.
 - b) Arbitrage Rebate: Acknowledge receipt and conduct annual review of Arbitrage Rebate and Yield Restriction Compliance Service Program and related Rebate Summary and Arbitrage Rebate Calculations for the 5th Year Computation Period of December 13, 2018 to December 13, 2023, both reports compiled by Arbitrage Compliance Specialists, Inc.
 - c) Administrative Items: Consideration and possible action on administrative items, including opening and closing of accounts, approval of new signature cards and such other bookkeeping and financial items as are recommended for approval by the District's accountants.
4. LANDSCAPING:
 - a) Landscaping Report: Hear report from landscaper with respect to routine landscaping or additional landscaping projects in the District as may be proposed (with any necessary action to be taken under the General Manager's Report).
 - b) Trail Maintenance: Discussion and possible action regarding trail maintenance and any necessary repairs.
5. ENGINEERING:
 - a) WWTP Joint Facility Report: Consider and approve District Engineer's WWTP joint facility report and take any action as necessary with respect to matters relating to the on-going projects at the WWTP, proposed water system improvement projects, recommended actions and

any additional authorizations, engineering task orders, pay estimates or change orders on existing contracts, substantial or final completion of projects, and other items included in such report.

b) District Report: Presentation of Engineer's Report with regard to general engineering matters relating to existing system operations and design, plat approvals, utility easements, permitting matters and ongoing construction projects; approve the advertisement and taking of bids for additional phases of grading, roads and utilities, contract awards related thereto and approval and ratification of pay estimates and change orders presented to the Board relating to construction of facilities; if timely, approve recommendations for final acceptance of projects, consideration of any matters relating to engineering contracts, task orders or invoice matters, review any updates to irrigation water schedules and such other engineering matters that may come before the Board, and take all necessary actions related to such matters.

c) Additional Action Items:

- i) Update and possible action with respect to potential water storage tank project and any alternative water system improvement projects.
- ii) Discussion and possible action with respect to report from District engineer concerning proposed TXDOT US 290 expansion project.
- iii) Authorization of recommended expenditures and actions related to improvement, repair, maintenance of District property and facilities and such engineering matters as are recommended for action.

6. MANAGEMENT AND OPERATIONS:

a) Manager's Report: Review and approve General Manager's report regarding on-going operations activities, committee matters, parks and trails, landscaping related services, customer care, finance, contractual and joint facilities reports, and receive updates as to operations and resident communications; conduct hearings with respect to violations of District Rules, if any, and discuss and take action on enforcement and remedial measures available to District and take necessary action with respect thereto; approve customer write-offs as necessary; consider and approve adoption of revised system and/or park rules and regulations, if necessary; take any action on needed water conservation and drought contingency measures; review any needed updates or revisions or rate adjustments to existing Service Rate Order, and take any action on these and other operational matters as may be necessary.

b) Violation Hearings: Conduct hearings with respect to reported violations of District rules and regulations, as set forth in notices of violation issued to residents, and take any necessary action in connection therewith. Residents to whom a notice of violation has been issued will be permitted an opportunity to contest the violations.

c) Website Proposal: Consideration and possible action regarding website design proposal from Especially Digital, Inc..

d) Additional Action Items: Authorization of recommended expenditures and actions related to improvement, repair, maintenance and operation of District facilities and property,

ongoing projects and such routine management and operational matters as are recommended for action.

7. ADMINISTRATIVE AND LEGAL:

- a) Amendment of Water Conservation and Drought Contingency Plan (*Note: This item may be taken up earlier in the meeting to accommodate public participation.*):
 - (i) Conduct public hearing regarding proposed amendments to District Water Conservation and Drought Contingency Plan to align with changes to LCRA and WTCPUA drought contingency plans.
 - (ii) Consideration and possible action with respect to adoption of proposed amended Water Conservation and Drought Contingency Plan.
- b) LCRA Curtailment Plan: Consideration and possible action regarding LCRA pro rata curtailment notification and development of District curtailment plan.
- c) Service Rate Order: Consideration and possible action regarding proposed amendment to Service Rate Order implementing surcharge for excessive water usage during drought stages 2, 3 and 4
- d) Director Training: Discuss HB 3834 regarding cybersecurity training requirements for the Board members to take annual cybersecurity training on or before August 15, 2024.
- e) BCA Xeriscape Policies: Review communication from BCA regarding review of current xeriscaping policies and discussion and possible action on matters related thereto.
- f) Water Contract Items: Consideration and possible action on matters related to existing agreements for water supply with the Lower Colorado River Authority and water service through the West Travis County Public Utility Agency (“PUA”), water rates and water conservation matters.
- g) Legal Matters:
 - i) Discussion and possible action with respect to potential claims related to condition of submerged membrane units at wastewater treatment plant.
 - ii) Update and possible action regarding remaining Inframark contract transition issues.
 - iii) Consideration and possible action with respect to engaging third party to perform a rate study for the District.
 - iv) Discussion and possible action with respect to any additional legal matters that may come before the Board.
- h) Calendaring: Schedule or confirm any proposed additional special board meetings, committee meeting dates and upcoming conferences and registration for same

8. EXECUTIVE SESSION: Adjourn to Executive Session to consult with attorneys regarding pending litigation matters, contemplated litigation matters, and other legal matters related to agenda items in accordance with Texas Government Code § 551.071. Return to Open Session and take any necessary action with regard to matters discussed in Executive Session.

9. ADJOURNMENT.

Note on Executive Session: The Board of Directors will go into Executive Session, if necessary and appropriate, pursuant to the applicable section of subchapter D, Chapter 551, Texas Government Code Annotated, the Texas Open Meetings Act, on any matter that may come before the Board. No action decision or vote on any subject or matter may be taken unless specifically listed on the agenda for this meeting.

Note on Public Comment: Any Person wishing to address the Board **generally** will be permitted to present comments at the time the presiding officer calls for public comments in accordance with the meeting notice. Any Person wishing to address the Board with respect to a **specific agenda item** will be permitted to present comments before or during the Board's consideration of the agenda item, at the discretion of the presiding officer.



EXECUTED this the 9th day of April, 2024.

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Samantha E. Bethke, President