

MINUTES OF SPECIAL MEETING OF BOARD OF DIRECTORS
OF TRAVIS COUNTY WCID – POINT VENTURE

September 10, 2020

STATE OF TEXAS §

COUNTY OF TRAVIS §

The Board of Directors of the District met by remote access in regular meeting, open to the public, at the WCID Office located at 18606 Venture Drive, Point Venture, Texas 78645, on the 15th day of August, 2020 at 9:00 a.m. The meeting was held only by remote access in accordance with the March 16, 2020 order by Governor Abbott temporarily suspending certain requirements of the Texas Open Meetings Act to advance the goal of limiting face-to-face meetings to slow the spread of COVID-19. No persons were at the meeting location; however members of the public had access to the meeting by calling one of the following toll-free numbers: (877) 853-5247 or (888) 788-0999 and entering the following information: Meeting ID: 857 9360 0981 and password: 803967. The public also had digital access to a meeting packet through both email and the District's website.

Others in attendance were Hal Lanham, Tammy Hargett and Jean Cecala of AWR Services, Inc., Matthew McPhail of Willatt & Flickinger, PLLC, Brett Lanham of Lanham Consulting and residents Roy Ables, Cristin Cecala, Judy and Hank Riemer and Liz Velasquez.

1. CALL TO ORDER.

Board President Fred Marshall called the meeting to order at 3:02 p.m.

2. ROLL CALL OF DIRECTORS.

Jean Cecala called roll of Directors. The Directors present were Fred Marshall, Annette Kikta, Brian Probst, Barry Pasarew and Chris Lippe thus constituting a quorum.

3. PUBLIC COMMENTS.

Brett Lanham of Lanham Consulting said he would like to address agenda item 5 during that portion of the meeting.

4. GRINDER SYSTEM SERVICE AGREEMENT.

Matt McPhail, attorney for the District said the agreement before the Directors was from a joint effort of him and engineer, Scott Swiderski, as well as feedback from the Directors. A short discussion about the newly revised grinder system service agreement preceded a motion by Director Chris Lippe to accept the new agreement with one minor change. The motion was seconded by Director Anne Kikta and was unanimously approved.

Director Lippe asked how the customers would be informed and how long it would take to send out that notification. The District's newsletter should go out in the next few days with the information. Customers who own a grinder pump or sump pump will receive the new agreement by mail.

With this approved service agreement the District will no longer be responsible for repairs and maintenance of customer's grinder pumps. The customer is responsible for making sure the system is in good working condition.

This agreement does not include townhomes as they are under a different agreement with the District.

5. REPORT FROM COMMITTEE INVESTIGATING PREVIOUS PUBLIC COMMENTS MADE BY BRETT LANHAM AND REVIEW OF RESPONSE FROM MANAGER.

In the July board meeting, Brett Lanham of Lanham Consulting addressed the Board to discuss his termination from

AWR. He said he discovered several field personnel committing timecard theft. He also said he discovered that the field personnel were failing to conduct standard daily operations required by the contracts and TCEQ or EPA. Brett Lanham is concerned with possible health and safety issues especially during the current pandemic. After discussions with Hal Lanham regarding his findings, Brett Lanham stated he was fired from AWR. The District's attorney and directors received a response from Hal Lanham and AWR Services about these allegations.

The Board allowed Brett Lanham to make a rebuttal statement for the response sent by AWR Services and Hal Lanham.

Director Brian Probst asked if he was appropriate to ask Brett Lanham questions. Mr. McPhail said that questions would be okay. Mr. Hal Lanham cautioned that there is an active lawsuit filed in District court. Director Probst stated that he was only interested in information regarding and possibly affecting Point Venture. Director Probst asked if Brett Lanham could please forward the information he has from the statement he made in July. Brett Lanham said he would send information and answer questions as appropriate.

Mr. McPhail and Brett Lanham asked the Board to forward questions to Mr. McPhail's office.

Director Lippe gave a status report of where the committee stands with looking into Brett Lanham's comments to the Board in July. The committee, with Mr. McPhail's help, is attempting to conduct a review of the information. The committee requested information from AWR and just received time records, invoices, and files of water quality data. The committee has not had time to go through this information. The next step is to review the data and see what other information may or may not be needed to come to some conclusion.

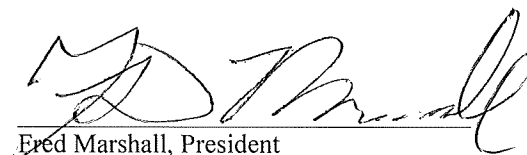
Director Probst said that the District has been asking AWR for about a year to explain how invoices are being developed. Director Probst said that very little progress has been made on this issue. Director Probst gave examples of the invoicing problems. Second, he said there are questions from customers about the hours invoiced to them on work performed by AWR at their homes. Finally, he said after multiple attempts to get the information from AWR it ultimately took a letter from the District's attorney to receive the information. Director Probst gave examples of invoicing received that have been questioned with no clear understanding of how AWR develops its invoices.

Hal Lanham asked that the committee members please review the information and send any questions they may have to him or through Mr. McPhail and AWR Services would respond as quickly as possible.

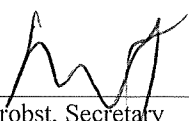
President Marshall asked that the committee review the information they have and have information to report to the Board to resolve the issue as soon as possible. Director Lippe said no action was needed today and the committee will give an update on the information they receive as soon as the committee can go through it.

19. ADJOURN THE MEETING.

Motion was made by Director Pasarew to adjourn the meeting. The motion was seconded by Director Kikta. The motion carried unanimously. Meeting adjourned at 3:35 p.m.


Fred Marshall, President
Travis County WCID – Point Venture

ATTEST:



Brian Probst, Secretary
Travis County WCID – Point Venture

(SEAL)