



Windermere Oaks Water Supply Corporation

424 Coventry Rd
Spicewood, Texas 78669

2019 - 2020 Board of Directors:
Joe Gimenez, President
Bill Earnest, Vice President
Mike Nelson, Secretary/Treasurer
Patricia Gerino, Director
Dorothy Taylor, Director

Windermere Oaks Water Supply Corporation (WOWSC) meeting held: Monday, May 11, 2020 via videoconference using Zoom

2019 - 2020 Board Members Present: Patricia Gerino, Joe Gimenez, Mike Nelson, Rich Schaefer, Dorothy Taylor

Minutes

The meeting was called to order at 6:09PM by Joe Gimenez. A quorum was established with five Board Members present.

- 1) Comments from citizens and members who have signed sign-up sheet to speak (3-minute limit per person)
 - a) None
- 2) Update on Attorney General ruling regarding public comment policy compliance with HB 2840.
 - a) WOWSC policy is within compliance per Troupe Brewer
- 3) Approval of Board Meeting Minutes
 - a) February 11, 2020 –
 - i) Motion made and carried to table meeting minutes review until next meeting to include feedback.
- 4) PUBLIC UTILITY RATE CASE FILING – Update regarding Ratepayers Appeal of Water and Sewer Increases by the WOWSC filed with the Public Utility Commission of Texas.
 - a) April 29, 2020 PUC received Ratepayers appeal from Josephine Fuller as Ratepayers representative stating rate increases are excessive. It also states the many legal challenges WOWSC is facing.
 - b) Troupe Brewer: Appeal at the PUC is going to involve a hard look. Some deadlines have been established by the PUC for staff review and initial response. It's going to be a long process, PUC internal review, SOAH involvement, briefing, discovery. All said and done including the cost of a rate consultant and legal can get as high as six figures for the entirety of the process. Additional matters will be discussed in executive session, we've not submitted any briefing or replies to the PUC since the appeal has been filed, so nothing has been spent as of yet. But this is a significant hurdle for the WSC in terms of time and expense now that this has been filed. There's a designated representative, Ms. Fuller, identified on the appeal but the appeal was accompanied by a petition totaling about 50 signatures.
- 5) Executive Session under Texas Government Code § 551.071(1) and (2) and § 551.072 regarding:
 - a) Attorney consultation related to TCEQ permitting requirements and compliance;
 - b) Attorney consultation and update on status of Ffrench, et al., Intervenor-plaintiffs and Double F Hangar Operations, LLC, et al. v. Friendship Homes & Hangars, LLC, Windermere Oaks WSC, et al., Cause No. 48292, 33rd Jud. Dist., Burnet County Dist. Ct.;
 - c) Attorney consultation regarding Ratepayers Appeal of Water and Sewer Increases by the WOWSC filed with the Public Utility Commission of Texas;
 - d) Discussion regarding the potential purchase, exchange, lease, or value of real property;

- e) Discussion of appeal of Attorney General ruling filed in Travis County District Court in the case of WOWSC v The Honorable Ken Paxton, Attorney General of Texas, for protection of corporate rights and privileges during ongoing litigation including potential settlement of same;
 - f) Attorney consultation regarding pending Public Information Act requests.
- 6) Consideration and possible action on items discussed in Executive Session.
- a) Open Board meeting reconvened at 8:00PM
 - b) Motion made and carried by all to authorize WOWSC's legal sub-committee of Joe and Mike to negotiate and enter into a representation agreement with Lloyd Gosselink for the PUC rate appeal.
- 7) New business and discussion and possible action on agenda for next meeting.
- a) Operational Board meeting targeting next week
 - b) Executive session
 - c) Meeting minutes review and approval
 - d) Manager's report
 - e) Financial review
 - f) Budget status
 - i) Include Ratepayers appeal legal fees projection
 - g) TRWA defense fund and sales tax representation
 - h) Loan application
 - i) Grass runway project and permitting
 - j) WWTP ponds water flow update
 - k) Consultant discussion
- 8) Set date, time, and place for next meeting targeting next week on Tuesday or Thursday
- a) May 19th or 21st possibly via Videoconference using Zoom
- 9) Motion made and carried to adjourn at 8:08PM



Submitted by: Mike Nelson

APPROVED BY WOWSC Board on May 19, 2020

Billing Questions: (830) 598-7511 Ext 1
Water or Sewer Emergency: Phone (830) 598-7511 Ext 2