

LAKE POINTE MUNICIPAL UTILITY DISTRICT

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS

February 11, 2021

The Board of Directors of Lake Pointe Municipal Utility District (the "District") met in a regular session, open to the public, on February 11, 2021 at 7:00 p.m., via videoconference meeting to advance the public health goal of limiting face-to-face meetings (also called "social distancing") to slow the spread of the Coronavirus (COVID-19). The regular meeting, open to the public, was held virtually on zoom.com in accordance with the order of the Office of the Governor of Texas issued March 16, 2020. The District posted a copy of the notice of meeting along with associated certificates, attached as "Exhibit A."

Item No. 1

Item No. 1 was to Call to Order and Establish Quorum. President Knuff called the roll of the members of the Board of Directors:

Director Steven Knuff
Director Robert Salgo
Director Fred Goff
Director Jason Rew-Hunter
Director Chris Lupton

All of the members of the Board were present, except Director Lupton. Also, in attendance were William Swanks with TUMCO; Josiah Longbons and Blake Foree of Landscape Resources; Randall Wilburn with Gilbert Wilburn PLLC; Jason Baze with Jones|Carter; Jason Bethke and Jennifer Reichers from the West Travis Co PUA; and Pat Sinnott and Jim Norris.

Item No. 2

Item No. 2 was to receive public comment on items not on the Agenda. No residents addressed the Board. The Board took **NO ACTION** on this item.

Item No. 3

Item No. 3 was to receive an update from the Lake Pointe Homeowners' Association. The Board took **NO ACTION** on this item.

Item No. 4

Item No. 4 was to review and approve minutes of the January 14, 2021. Vice-President Salgo made a motion to approve the minutes as presented. Director Rew-Hunter seconded the motion, and it **PASSED** unanimously.

Item No. 5

Item No. 5 was to discuss, consider, and take action as necessary regarding the District's financial reports and payment of bills and invoices. Vice-President Salgo made a motion to pay the invoices as presented. Director Rew-Hunter seconded the motion, and it **PASSED** unanimously.

Counsel Wilburn presented a Resolution on Signatory Authority for the District's financial accounts. He noted that the Board had previously authorized Valerie Wheeler with TUMCO as a signatory for the District. The resolution would replace the retired Ms. Wheeler with William Swanks. President Knuff made a motion to approve the resolution as presented. Director Rew-Hunter seconded the motion, and it **PASSED** unanimously.

Item No. 6

Item No. 6 was to discuss, consider, and take action as necessary regarding maintenance of the District's facilities, including the District's pond maintenance program. Operations Manager Swanks presented an update on behalf of the District's Engineer regarding the status of the proposals for the next round of pond maintenance. He noted that the District's pond maintenance was on schedule and that the District had completed 25% of the work so far. The Board discussed the possibility of using alternative bidding provisions authorized by statute for future pond projects.

President Knuff and Mr. Swanks will work together to find appropriate places to install benches within the Preserve. The Board also discussed the installation of signs warning residents of the issues with Oak Wilt. President Knuff made a motion authorizing Mr. Swanks to obtain Oak Wilt warning signs for placement within the Lake Pointe Community. Vice-President Salgo seconded the motion, and it **PASSED** unanimously.

Item No. 7

Item No. 7 was to discuss, consider, and take action as necessary regarding landscape services within the Lake Pointe Subdivision. Josiah Longbons with Landscape Resources provided the Board with an update on the status of the landscaping. He presented a conceptual plan for the entrances into Lake Pointe. Vice-President Salgo suggested rolling the entrance re-design into the wall project and gathering all of the engaged parties should work together to come up with a new landscaping plan for the community. Mr. Longbons stated that Landscape Resources was completing its winter maintenance of the landscaping and would return to regular, weekly service starting March 1st. The Board took **NO ACTION** on this item.

Item No. 8

Item No. 8 was to discuss, consider, and take action as necessary regarding ongoing activities of the West Travis Co Public Utility Agency ("PUA"). Jason Bethke provided an update to the Board regarding completion of the Raw Water Line Project. He noted the following:

- Repair of the District's irrigation line is complete except for testing of the line;
- Installation of the Fiber Optic Line is complete except for the end terminals;
- Contouring is finished within the limits of construction. Vice-President Salgo is

- working on sediments issues outside the limits of construction;
- Hydroseeding is on hold due to weather;
- Silt fencing will stay in place until vegetation is re-established;
- Repair of the trail at the Community Center is ongoing and expect reseeding next week;
- Overseeding and mulch of the trail will be covered by a two-year maintenance bond with Travis County;
- The PUA is investigating electrical issues along the Bee Cave wall; and
- The Bee Cave Wall's aesthetic features will be repaired.
- Finally, Dennis Lozano had left Murfee Engineering.

The Board took **NO ACTION** on this item.

Item No. 9

Item No. 9 was to discuss, consider, and take action as necessary regarding the Preserve. Jim Norris updated the Board regarding possible permit consultants who could assist the District in obtaining a permit for a new dock. He noted that Mr. Raspberry had COVID-19 and is currently unavailable. Mr. Norris then showed the Board a Power Point presentation on the project. The main issue facing the District is how to fund any future dock for the community.

President Knuff asked the Board about the timing of opening the road to the lake, and the Board suggested opening the road as soon as safely possible. The Board took **NO ACTION** on this item.

Item No. 10

Item No. 10 was to discuss, consider, and take action as necessary regarding the District's website. President Knuff noted that he had added Director Rew-Hunter's biography and photograph to the website. The Board took **NO ACTION** on this item.

Item No. 11

Item No. 11 was to discuss, consider, and take action as necessary regarding the Boundary Fence Project within the Lake Pointe Subdivisions. Jason Baze with Jones|Carter updated the Board on the progress of the project. He had received comments from Travis County Engineering, and he was preparing responses. Mr. Baze and Vice-President Salgo are working on the sight-distance easements along Resaca Boulevard. Bartlett Tree Service has provided a preliminary plan for preservation and protection of the trees along the construction route. Mr. Baze noted that the structural engineer has not started design as of yet and is waiting on the community's final decision on the design. He also stated that he had submitted plans to the City of Bee Cave for a non-point source permit. Finally, Jones|Carter is developing cost estimates for the project. The Board took **NO ACTION** on this item.

EXECUTIVE SESSION

The Texas Open Meetings Act, Chapter 551 of the Texas Government Code, authorizes the Board of Directors to convene in close or executive session for certain purposes, including receiving legal advice from the District's attorney (Sec. 551.071); discussing real property matters (Sec. 551.072); discussing gifts and donations (Sec. 551.073); discussing security personnel or devices (Sec. 551.076); and discussing information technology security practices (Sec. 551.089). If the Board of Directors goes into executive session to discuss any item on this agenda, the President Officer will announce that the Board will meet in Executive Session will be held, will note the time, and will identify the item to be discussed and the provision of the Open Meetings Act which authorizes the Executive Session. The District may meet in executive session on any agenda item or any item listed below:

- A. the District's Preserve;
- B. West Travis County PUA;
- C. Safety issues related to COVID-19; and
- D. ongoing or pending litigation involving the District.

The Board did not meet in Executive Session.

Item No. 12

Item No. 12 was to discuss Future Agenda items. The Board did not have any additional items to propose for future agendas.

Item No. 13

Item No. 13 was Adjournment. President Knuff made a motion to adjourn the meeting. Director Rew-Hunter seconded the motion, and it **PASSED** unanimously.

PASSED, APPROVED, AND ADOPTED this 11th day of March 2021.



(DISTRICT SEAL)


Frederick W. Goff, Secretary