



Control Number: 42866



Item Number: 37

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SOAH DOCKET NO. 473-14-5144  
PUC DOCKET NO. 42866

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PETITION OF TRAVIS COUNTY  
MUNICIPAL UTILITY DISTRICT  
NO. 12 APPEALING CHANGE OF  
WHOLESALE WATER RATES  
IMPLEMENTED BY WEST  
TRAVIS COUNTY PUBLIC  
UTILITY AGENCY, AND THE  
CITY OF BEE CAVE, TEXAS,  
HAYS COUNTY, TEXAS AND  
WEST TRAVIS COUNTY  
MUNICIPAL UTILITY DISTRICT  
NO. 5

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BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

**WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY'S SECOND SUPPLEMENTAL  
RESPONSE TO TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 12'S  
REQUESTS FOR ADMISSION AND REQUESTS FOR PRODUCTION**

TO: Travis County Municipal Utility District No. 12, by and through its attorney of record, J. Kay Trostle, Smith Trostle & Huerta LLP, 4401 Westgate Blvd., Suite 330, Austin, Texas 78701;

Pursuant to 30 Texas Administrative Code, Chapter 80, Subchapter D and Rule 196 of the Texas Rules of Civil Procedure, and the presiding Administrative Law Judge's Order Nos. 1-4, the West Travis County Public Utility Agency ("**WTCPUA**") hereby serves its second supplemental response to Travis County Municipal Utility District No. 12's Requests for Admission and Requests for Production. Such response is attached hereto as Attachment No. 1 and is incorporated by reference as if fully set forth here.

37

Respectfully submitted,

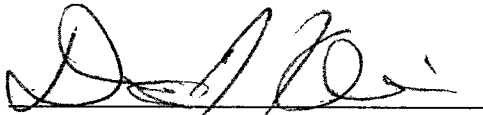
**LLOYD GOSSELINK ROCHELLE &  
TOWNSEND, P.C.**

**816 Congress Avenue, Suite 1900**

**Austin, Texas 78701**

Telephone: (512) 322-5800

Facsimile: (512) 472-0532

A handwritten signature in black ink, appearing to read 'David J. Klein', written over a horizontal line.

DAVID J. KLEIN

State Bar No. 24041257

GEORGIA N. CRUMP

State Bar No. 05185500

CHRISTIE DICKENSON

State Bar No. 24037667

**ATTORNEYS FOR WEST TRAVIS COUNTY  
PUBLIC UTILITY AGENCY**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was transmitted by fax, e-mail, hand-delivery and/or regular, first class mail on this 26th day of September, 2014, to the parties of record.

  
DAVID J. KLEIN

**ATTACHMENT NO. 1**

**WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY'S  
SECOND SUPPLEMENTAL RESPONSE TO  
MUD 12'S REQUESTS FOR PRODUCTION**

**Request for Production 1-3.** Provide the 2006 LCRA Cost of Service Study referenced in the attached Exhibit A at page 1 (PUA Cost of Service and Rate Design Study dated October 30, 2012).

**Supplemental Response:** Additional documents responsive to this request are attached hereto as Exhibit A.

**Request for Production 1-13.** Provide all documents related to presentations made to the PUA's wholesale water customers related to water rate increases.

**Objections, Withholding Statements, and Supplemental Response:** The WTCPUA reasserts its objections and withholding statements concerning the Attorney-Client Privilege and Work Product Privilege that the WTCPUA memorialized in its "Responses to Travis County Municipal Utility District No. 12's Requests for Admission and Requests for Production," served on the parties to this contested case hearing on August 13, 2014, for Request for Production No. 1-13.

Subject to these objections and withholding statements, additional Documents responsive to this request are attached hereto as Exhibit B.

**Request for Production 1-15.** Provide all documents related to the PUA's changes in water revenue requirements or water rates from one methodology to another.

**Supplemental Response:** After a diligent search and a conference with counsel for TCMUD 12 clarifying the scope of this discovery request, the WTCPUA replaces revises its prior response with the following: there are no documents responsive to this request.

TABLE 17W - Excluding Raw Water  
REQUIRED RATE CHANGES  
LOWER COLORADO RIVER AUTHORITY  
West Travis County System

CLASS	REVENUES WITH CURRENT RATES (FY2005-06)			REVENUES PER 1000 GALLONS (Exc. Raw Water)	FY2006-07		FY2007-08	
	GALLONS (1000s)	GALLONS (1000s)	PER 1000 GALLONS (Exc. Raw Water)		COST PER 1000 GALS	REQUIRED RATE CHANGE	COST PER 1000 GALS	REQUIRED RATE CHANGE
<b>RETAIL</b>								
<b>BEE CAVE DISTRICT</b>								
Residential	\$3,404,416	604,042	\$5.29		\$9.85	86.27%	\$9.67	-1.83%
Commercial	\$1,012,759	159,228	\$6.01		\$8.16	35.80%	\$8.02	-1.70%
Construction	\$215,175	35,048	\$5.79		\$9.03	56.04%	\$9.31	3.05%
Miscellaneous	\$47,559	7,911	\$5.71		\$6.06	5.98%	\$5.94	-1.88%
<b>WHOLESALE</b>								
Barton Creek West	\$374,405	139,178	\$2.34		\$2.85	21.82%	\$2.73	-4.39%
Santa Hills	\$214,521	83,309	\$2.58		\$2.89	12.26%	\$2.85	-1.52%
Crystal Mountain	\$48,860	18,630	\$2.27		\$2.59	31.68%	\$2.95	-1.40%
ESD	\$24,820	10,717	\$2.32		\$2.51	8.39%	\$2.30	-8.55%
Dripping Springs WSC	\$338,424	133,278	\$2.54		\$2.74	8.10%	\$2.66	-3.04%
Balleria	\$379,411	121,367	\$3.13		\$2.94	-5.98%	\$2.83	-3.93%
Cypress	\$99,000							
Krasovec	\$38,280							
Lazy Nine	\$18,000							
Deer Creek								

TABLE 17W - Excluding Raw Water  
REQUIRED RATE CHANGES  
LOWER COLORADO RIVER AUTHORITY  
West Travis County System

CLASS	FY2008-09		FY2009-10		AVERAGE ANNUAL RATE CHANGE
	COST PER 1000 GALS	REQUIRED RATE CHANGE	COST PER 1000 GALS	REQUIRED RATE CHANGE	
<b>RETAIL</b>					
<b>BEE CAVE DISTRICT</b>					
Residential	\$10.01	3.55%	\$9.82	-1.88%	21.52%
Commercial	\$8.27	3.12%	\$7.94	-4.05%	8.29%
Construction	\$10.04	7.84%	\$9.70	-3.37%	15.89%
Multi-family	\$6.20	4.37%	\$6.01	-3.08%	1.35%
<b>WHOLESALE</b>					
Barton Creek West	\$2.71	-0.71%	\$2.80	3.40%	5.03%
Santa Hills	\$2.94	3.35%	\$3.02	2.57%	4.16%
Crystal Mountain	\$3.06	3.74%	\$3.21	4.74%	9.69%
EISD	\$2.14	-6.64%	\$2.17	1.43%	-1.34%
Dripping Springs WSC	\$2.71	1.93%	\$2.77	2.16%	2.28%
Bellera	\$2.81	-0.74%	\$2.79	-0.61%	-2.79%
Cypress					
Krasovek					
Lazy Nine					
Deer Creek					

From: Lauren Kalisek [lkalisek@lglawfirm.com]  
Sent: Tuesday, January 29, 2013 10:31 AM  
To: Stefanie Albright; David Klein; Judy Bentley  
Subject: FW: draft email to wholesale customers

From: Nelisa Heddin  
Sent: Tuesday, January 29, 2013 10:31:16 AM (UTC-06:00) Central Time (US & Canada)  
To: Lauren Kalisek; 'Don Rauschuber'  
Subject: draft email to wholesale customers

Don/Lauren - please review the below draft email and let me know comments as necessary.

Committee Members,

First and foremost, thank you for taking the time to meet with the West Travis County Public Utility Agency to discuss moving forward with a wholesale customer committee and evaluating wholesale water/wastewater rates for FYE2014. Per our discussion, attached, please find:

1. January 28, 2013 Committee sign-in sheet
2. January 28, 2013 meeting agenda
3. Contact list for the wholesale customer committee
4. Water and wastewater system maps
5. Installment Purchase Agreement with LCRA and Amendment to that Agreement
6. Water and Wastewater Impact Fee Study

As discussed, our next meeting will be March 25, 2013 at 2:00 p.m. at the PUA offices, an invitation for this meeting will follow. This meeting will focus on the PUA's debt, capital costs, and the minimum bill. We will do our best to provide you with materials for that meeting the week before.

In order to facilitate accurate demand projections and to further understand historical usage data, we are asking each wholesale customer to provide us with the following information:

1. Customer count, by meter size, as of March 19, 2012 (the date the PUA took over the system)
2. Customer count, by meter size, as of December 31, 2012
3. Historical customer count, by meter size, as of December 31, 2010 and December 31, 2011
4. Any growth projections which may be available for your district
5. Name and contact information for the billing/contact person for your district whom we can direct any questions regarding data to

As this is an integral part of our analysis, we are asking each district to ***provide this data by or before February 15, 2012***. Data can be submitted to:

Nelisa Heddin  
Water Resources Management, LP  
[nheddin@wrmlp.com](mailto:nheddin@wrmlp.com)



Please do not hesitate to contact me with any questions you may have.

Thank you for your time and assistance.

Nelisa Heddin



*Vice President*

 Water Resources  
 Water Resources

ph: 512.420.9841

fx: 512.420.9237

cell: 512.589-1028

From: Lauren Kalisek [lkalisek@lglawfirm.com]  
Sent: Tuesday, January 29, 2013 1:41 PM  
To: Stefanie Albright; Judy Bentley  
Subject: FW: draft email to wholesale customers

FYI and Stef can you get the March meeting on your calendar?

From: Nelisa Heddin [mailto:nheddin@wrmlp.com]  
Sent: Tuesday, January 29, 2013 10:31 AM  
To: Lauren Kalisek; 'Don Rauschuber'  
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Nelisa Heddin

*Vice President*



*ph: 512.420.9641*

*fx: 512.420.9237*

*cell: 512.589-1028*

From: Lauren Kalisek [lkalisek@lglawfirm.com]  
Sent: Tuesday, January 29, 2013 2:39 PM  
To: Stefanie Albright; David Klein; Judy Bentley  
Subject: FW: draft email to wholesale customers

From: Don Rauschuber  
Sent: Tuesday, January 29, 2013 2:39:34 PM (UTC-06:00) Central Time (US & Canada)  
To: Lauren Kalisek; nheddin@wrmlp.com  
Subject: RE: draft email to wholesale customers

Nelisa

Submitted below is suggested additional data/information we need from each Wholesale District:

1. Number of meters, by size by month, from the date of Wholesale District inception or January 1990, whichever is later, to present.
2. Treated water sold, by month, to all Wholesale District customers from the date of Wholesale District inception or January 1990, whichever is later, to present.
3. Total wholesale treated water purchased by Wholesale District from the LCRA or the PUA from the date of Wholesale District inception or January 1990, whichever is later, to present.
4. Copy of current Wholesale District Water and/or Wastewater Tariff.
5. Name and contact information of Wholesale District's representative the PUA may contact to develop a monthly accounting system to track your District's number and meter size for new customer connections and the collection by the District of Water and/or WW Impact Fees

Tks  
don

From: Lauren Kalisek (mailto:lkalisek@lglawfirm.com)  
Sent: Tuesday, January 29, 2013 1:41 PM  
To: 'nheddin@wrmlp.com'; 'Don Rauschuber'  
Subject: RE: draft email to wholesale customers

Looks good to me--thanks

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Thank you for your time and assistance.

*Nelisa Heddin*  
*Vice President*

 Water Resources  
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cell: 512.589-1026

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