

**City of Woodcreek Special Council Meeting**  
**February 19, 2009**

**Minutes**

1. **Call to Order** at 2:03 p.m.
2. **Invocation**
3. **Pledge**
4. **Present:** Mayor Gloria Whitehead, Mayor Pro Tem Sally Caldwell, Councilmember Kay Henderson, Councilmember Eric Eskelund, Councilmember Jeff Rasco, Councilmember Melinda Gumbert, Assistant City Attorney Roger Gordon, and Interim City Administrator Sybesma.
5. **Executive Session As Authorized by Sections 551.071, Related to Consultation with Attorney**
  - a. Discuss Cause No. 07-1588, City of Woodcreek v. Aqua Texas, Inc, et al, in the 207<sup>th</sup> Judicial District Court of Hays County, Texas;
  - b. Discuss SOAH Docket No. 582-05-4181; TCEQ Docket No. 2005-0113-UCR, Application by Aqua Utilities, Inc. to Change its Water and Sewer Tariffs, et al.; before the State Office of Administrative Hearings.
  - c. Discuss Cause No. 08-1800, Westridge Joint Venture v. City of Woodcreek, in the 428<sup>th</sup> Judicial District Court of Hays County, Texas (removed to Federal Court, Cause No. A-08-CA-851-JRN, in the United States District Court, Western District of Texas).
  - d. Interlocal Cooperation Agreement between Hays County and the City of Woodcreek for Subdivision Regulation Within the ETJ of the City of Woodcreek.
6. **Reconvene in Open Session** at 4:14 p.m.
7. **Discussion and Action:**
  - a. Cause No. 07-1588, City of Woodcreek v. Aqua Texas, Inc., et al, in the 207<sup>th</sup> Judicial District Court of Hays County, Texas.
  - b. Discuss SOAH Docket No. 582-05-4181; TCEQ Docket No. 2005-0113-UCR, Application by Aqua Utilities, Inc. to Change its Water and Sewer Tariffs, et al.; before the State Office of Administrative Hearings.

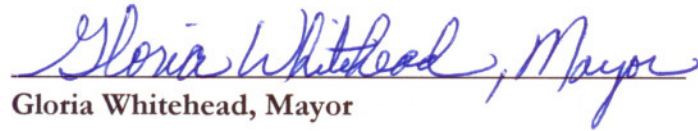
Councilmember Gumbert made a motion, seconded by Councilmember Rasco, authorizing the City Attorney to enter into settlement negotiations on items 7.a. and b. and return to the Council.

Motion passed unanimously (5-0).

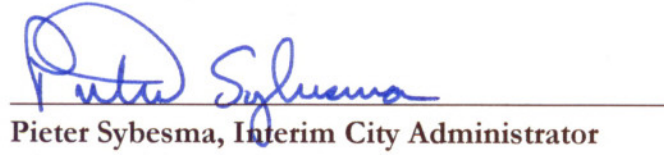
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Mayor Pro Tem Caldwell made a motion, seconded by Councilmember Eskelund, to table items 7.c. and d. Motion passed unanimously (5-0).

8. **Adjourned** at 4:15 p.m.

A handwritten signature in blue ink that reads "Gloria Whitehead, Mayor". The signature is written in a cursive style and is positioned above a horizontal line.

Gloria Whitehead, Mayor

A handwritten signature in blue ink that reads "Pieter Sybesma". The signature is written in a cursive style and is positioned above a horizontal line.

Pieter Sybesma, Interim City Administrator