



# STAFF REPORT

**MEETING DATE:** July 9, 2024

**TITLE:**

Consider action to approve Resolution No. R-2024-84 of the City Council of the City of Bastrop, Texas, approving amendments to the Pearl River Master CCN Transfer Agreement; providing for a repealing clause; and establishing an effective date.

**AGENDA ITEM SUBMITTED BY:**

Submitted by: Andres Rosales, Assistant City Manager

**BACKGROUND/HISTORY:**

On May 29, 2024, the City of Bastrop received notice from Aqua Water Supply Corporation of unauthorized retail water service by the City within Aqua WSC's retail water Certificate of Convenience and Necessity (CCN). The City's Certificate of Convenience and Necessity (CCN) boundary is issued by the Public Utility Commission of Texas (PUCT), and authorizes a utility to provide water and/or sewer service to a specific service area. The City's water CCN is much smaller than the City's wastewater CCN. Much of our wastewater service area is served by Aqua Water and is part of their water service area.

On January 23, 2024, City council approved Resolution No. R-2024-15 executing a Master Agreement with Aqua WSC regarding consent to transfer portions of its certified retail water service area to the City. Included in that agreement was Exhibit D, which is used to formalize the transfer.

**FISCAL IMPACT:**

Legal fees to complete the agreements. The remainder is a pass through to the developer, who also bears the cost of infrastructure to serve their development.

**RECOMMENDATION:**

Recommend approval of Resolution No. R-2024-84 of the City Council of the City of Bastrop, Texas, approving amendments to the Pearl River Master CCN Transfer Agreement with Aqua WSC.

**ATTACHMENTS:**

1. Resolution No. R-2024-84
2. Exhibit D – Pearl River Amendment to Master CCN Agreement with Aqua WSC
3. Letter from Aqua WSC to City of Bastrop