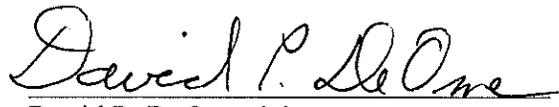


**NOTICE IS HEREBY GIVEN THAT  
THE CITY COUNCIL OF THE CITY OF LAKEWAY, TRAVIS COUNTY, TEXAS  
WILL MEET IN SPECIAL SESSION ON  
MONDAY, NOVEMBER 5, 2012, 9:00 A.M.  
LAKEWAY CITY HALL, 1102 LOHMANS CROSSING, LAKEWAY, TEXAS 78734**

**AGENDA**

1. Establish Quorum and Call to Order.
2. **Resolution No. 2012-11-05-01.** Consider approval of a resolution requesting an Emergency Drought Order for 2013.
  - Presentation by Steve Jones, City Manager.
  - Citizen participation.
  - Council discussion/action.
3. Adjourn.

Signed this the 1<sup>st</sup> day of November, 2012.

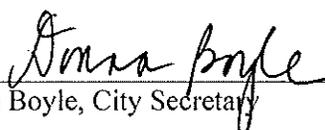
  
David P. DeOme, Mayor

All items are subject to action by the City Council, Pursuant to Ordinance No. 2001-10-29-1, Article VI.

The City Council may adjourn into Executive Session at any time during the course of this meeting to discuss any matters listed on the agenda, as authorized by the Texas Government Code including, but not limited to, Sections: 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development), 418.183 (Deliberations about Homeland Security Issues) and as authorized by the Texas Tax Code including, but not limited to, Section 321.3022 (Sales Tax Information).

Certification: I certify that the above notice of meeting was posted on the City of Lakeway Official Bulletin Board on the 1<sup>st</sup> day of November 2012 at 9:00 o'clock a.m. Council approved agendas and action minutes are available on line at <http://www.lakeway-tx.gov/>. The City of Lakeway Council meetings are available to all persons regardless of disability. If you require special assistance, please contact Donna Boyle, City Secretary, at 314-7516 at least 48 hours in advance of the meeting.



  
Donna Boyle, City Secretary

## Item 2



Steve Jones  
City Manager

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### Staff Report

**Meeting date:** November 5, 2012

**Agenda item:** Resolution No. 2012-11-05-01. Consider approval of a resolution requesting an Emergency Drought Order for 2013.

**Background:** Last year, the LCRA sought and received an “emergency drought order” from the Texas Commission on Environmental Quality that allowed the LCRA to suspend the release of water from the Highland Lakes for agricultural use by downstream (“interruptible”) customers. This historic action became necessary because of record low water levels in Lakes Travis and Buchanan and the prospect of extended drought conditions in the Colorado River basin. The emergency drought order is set to expire on December 31, 2012.

Water customers such as Lakeway MUD and WCID #17 (“firm” customers) are concerned that the possibility of extended drought conditions, combined with a release of water in 2013 for agricultural use, could reduce the lakes to dangerously low levels and place us under conditions that would mandate severe water use restrictions and threaten our long-term supply of drinking water.

The “firm” water customers are encouraging LCRA to seek an extension of the emergency order from TCEQ to preserve the option of suspending the release of stored water for agricultural use if necessary, and they are seeking the city’s support.

LCRA staff has advised their board that extending the emergency order is probably not necessary because weather conditions have somewhat improved over last year. The LCRA board is scheduled to consider this matter at their November 14 meeting.

The attached resolution would petition LCRA’s board to seek renewal of the emergency drought order.

**Fiscal Impact:**

**Recommendation:** Approve the resolution

**Enclosure(s):** Copy of resolution

## **Resolution No. 2012-11-05-01**

### **RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LAKEWAY, TEXAS REQUESTING AN EMERGENCY DROUGHT ORDER FOR 2013.**

**WHEREAS**, last year the LCRA requested and TCEQ passed an Emergency Drought Order that resulted in water not being released for interruptible customers downstream of the Highland Lakes; and

**WHEREAS**, this emergency order is set to expire at the later date of the following: the end of December, 2012, the termination of the Governor's Disaster Proclamation of the Exceptional Drought Conditions, or the initial 120 day period allowed by Texas Water Code ; and

**WHEREAS**, without an extension or new order, Interruptible customers could receive stored water released from Lakes Travis and Buchanan; and

**WHEREAS** Lake Travis is 58 percent below volume capacity, or 42 percent of full capacity (481,000 acre-feet); and

**WHEREAS**, Lake Buchanan is 54 percent below volume capacity, or 46 percent of full capacity (401,000 acre-feet); and

**WHEREAS**, according to LCRA staff, with a release in 2013 of interruptible stored water and the combined lakes storage currently at 882,000 acre-feet, the lakes could be reduced to a combined storage capacity of below 400,000 acre-feet (less than 20 percent full) as provided in the current Water Management Plan; and

**WHEREAS**, LCRA staff specified with a release of interruptible water, there is a 25 percent chance in 2013 of reaching 600,000 acre-feet of combined storage in Lakes Travis and Buchanan, and, depending on Highland Lakes inflow conditions, could meet the criteria for an LCRA Board declaration of a drought worse than the drought of record, which moves Firm customers into a mandatory pro rata curtailment of at least 20 percent; and

**WHEREAS**, the 1989 Adjudication Order states, "The supply of stored water pursuant to non-firm, interruptible commitments should be interrupted or curtailed to the extent necessary to allow LCRA to satisfy all existing and projected demands for stored water pursuant to all firm uninterruptible commitments;" and

**WHEREAS**, similar language is found in the firm water permits from Lake Travis and Lake Buchanan stating, “LCRA shall interrupt or curtail the supply of water under this certificate....pursuant to commitments that are specifically subject to interruption or curtailment, to the extent necessary to allow LCRA to satisfy all demands for water under such certificates pursuant to all firm, uninterruptible commitments;” and

**WHEREAS**, an El Nino is not forming as predicted for the short term, the outlook is for drier conditions than previously forecast, and John Neilsen-Gammon, State Climatologist, predicts we are in a drier than normal long term trend; and

**WHEREAS**, the Lake Travis Economic Impact Report and the Upper Highland Lakes Economic Report indicate that Lake Travis and Buchanan tourism, businesses, and property values generate hundreds of millions of dollars for the local and state economy.

**THEREFORE, be it resolved by the City Council of Lakeway, Texas:**

That the City of Lakeway respectfully asks that the LCRA Board of Directors request, and submit to TCEQ for approval, the re-authorization or renewal of the Emergency Drought Order to avoid jeopardizing the drinking water supply and livelihoods of Central Texas businesses, industries, residences, tourism, and local and state revenues on the Highland Lakes.

**PASSED AND APPROVED** this the 5th day of November, 2012.

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David P. DeOme, Mayor

ATTEST:

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Donna Boyle, City Secretary