

AGENDA



Recommendation for Council Action

AUSTIN CITY COUNCIL

Regular Meeting: September 20, 2018

Item Number: 019

Planning and Zoning

Approve an ordinance adopting the Amended and Restated Strategic Partnership Agreement between the City and the Cascades Municipal Utility District (MUD), and annexing the MUD for full-purposes (approximately 136 acres in southern Travis County east of IH-35 South, approximately four-tenths of a mile south of the intersection of IH-35 South and Onion Creek Parkway).

District(s) Affected: District 5

Lead Department	Planning and Zoning
Fiscal Note	Funding necessary to provide ongoing general governmental services, upon full-purpose annexation, to this tract is available in the budget of the department which will provide the services.
Prior Council Action	08-28-2014 - Approved by Council at a public hearing authorizing execution of a Strategic Partnership Agreement (SPA) between the City and the Cascades MUD No. 1.
For More Information	Virginia Collier, Planning and Zoning Department, (512) 974-2022
Council Committee, Boards and Commission Action	09-12-2018 - To be reviewed by the Water and Wastewater Commission

Additional Backup Information:

The purpose of this Amended and Restated Strategic Partnership Agreement (Amended SPA) is to amend the terms and conditions of full-purpose annexation and approve dissolution of the Cascades Municipal Utility District (MUD) in accordance with Section 43.0751 of the Texas Local Government Code. If approved by both the MUD Board and City Council, full-purpose annexation and dissolution of the MUD would occur on October 1, 2018. No capital improvement expenditures are required by the City to provide services in compliance with state law.

Background

In 2013, the Texas Legislature created the Cascades MUD No. 1 conditioned on the City entering into a consent agreement with the MUD. In 2014, the City consented to the creation of the Cascades MUD and approved a SPA that deferred full-purpose annexation to no sooner than December 31, 2024. The MUD is currently undeveloped and has not issued any debt. The new property owner now wishes to dissolve the MUD. The Amended SPA will bring the property located within the MUD into the City's full-purpose jurisdiction and dissolve the MUD. Retail water and wastewater services will be provided in accordance with Austin Water's process, procedures, rules, and regulations as was agreed upon in the original Strategic Partnership Agreement. Cascades MUD has not issued any debt and therefore, upon dissolution of the MUD the City will not assume any debt.

The Cascades MUD Board approved the Amended SPA on August 23, 2018.

Recommendation

City staff recommends Council approve the Amended SPA.

The Water and Wastewater Commission is scheduled to consider the Amended SPA at its September 12, 2018 regular meeting.