



# City of Killeen

## Legislation Details (With Text)

|                       |                                                                                                                              |                      |              |              |                                  |
|-----------------------|------------------------------------------------------------------------------------------------------------------------------|----------------------|--------------|--------------|----------------------------------|
| <b>File #:</b>        | RS-23-195                                                                                                                    | <b>Version:</b>      | 1            | <b>Name:</b> | Authorize CCN Transfer Agreement |
| <b>Type:</b>          | Resolution                                                                                                                   | <b>Status:</b>       | Passed       |              |                                  |
| <b>File created:</b>  | 11/13/2023                                                                                                                   | <b>In control:</b>   | City Council |              |                                  |
| <b>On agenda:</b>     | 12/12/2023                                                                                                                   | <b>Final action:</b> | 12/12/2023   |              |                                  |
| <b>Title:</b>         | Consider a memorandum/resolution to authorize a Water CCN Transfer Agreement with West Bell County Water Supply Corporation. |                      |              |              |                                  |
| <b>Sponsors:</b>      | Water & Sewer                                                                                                                |                      |              |              |                                  |
| <b>Indexes:</b>       |                                                                                                                              |                      |              |              |                                  |
| <b>Code sections:</b> |                                                                                                                              |                      |              |              |                                  |
| <b>Attachments:</b>   | 1. Agreement, 2. Presentation                                                                                                |                      |              |              |                                  |

| Date       | Ver. | Action By             | Action   | Result |
|------------|------|-----------------------|----------|--------|
| 12/12/2023 | 1    | City Council          | Approved | Pass   |
| 12/5/2023  | 1    | City Council Workshop |          |        |

Consider a memorandum/resolution to authorize a Water CCN Transfer Agreement with West Bell County Water Supply Corporation.

**DATE:** December 5, 2023

**TO:** Kent Cagle, City Manager

**FROM:** Jeffery Reynolds, Executive Director of Public Works

**SUBJECT:** Authorize the execution of a Water CCN Transfer Agreement with West Bell County Water Supply Corporation

### **BACKGROUND AND FINDINGS:**

Killeen Independent School District (KISD) is building Middle School No. 15 on Chaparral Road; south of Chaparral High School. The 32.8-acre site for the middle school is currently in the Water Certificate of Convenience and Necessity (CCN) of West Bell County Water Supply Corporation (West Bell County WSC). West Bell County WSC does not have the necessary water infrastructure to meet the water demands of the new middle school. The City of Killeen has a 16-inch water main adjacent to the middle school which can easily meet the school's water demands. KISD has requested that the City of Killeen acquire the CCN for the property from West Bell County WSC in order to provide water to the school. KISD is providing all the necessary funding for this CCN transfer, but the City of Killeen is required to submit a CCN transfer application to the Public Utility Commission of Texas.

### **THE ALTERNATIVES CONSIDERED:**

(1) Do not approve a water CCN transfer agreement with West Bell County WSC; this could delay the August

- 2024 opening of Middle School No. 15.  
(2) Approve a water CCN transfer agreement with West Bell County WSC.

**Which alternative is recommended? Why?**

Staff recommends Alternative 2, approval of a water CCN transfer agreement with West Bell County WSC, due to the City of Killeen's ability to meet the water demands of KISD's Middle School No. 15 Project and West Bell County WSC's inability to meet these same water demands.

**CONFORMITY TO CITY POLICY:**

This item conforms to state and local policies.

**FINANCIAL IMPACT:**

**What is the amount of the expenditure in the current fiscal year? For future years?**

In accordance with the agreement, Killeen Independent School District agrees to pay all expenses of City of Killeen and West Bell County WSC in connection with this transfer. West Bell County WSC and City of Killeen agree that no compensation shall be due and owing between West Bell County WSC and City of Killeen in conjunction with such transfer. Once the transfer is approved by the PUC and the middle school is built, the City of Killeen will recognize revenue and expense associated with providing water to this facility.

**Is this a one-time or recurring expenditure?**

N/A

**Is this expenditure budgeted?**

N/A

**If not, where will the money come from?**

N/A

**Is there a sufficient amount in the budgeted line-item for this expenditure?**

N/A

**RECOMMENDATION:**

City Council authorize the City Manager or designee to execute a Water CCN Transfer Agreement with West Bell County Water Supply Corporation for the 32.8-acre site which will house KISD's Middle School No. 15.

**DEPARTMENTAL CLEARANCES:**

Public Works  
Legal

**ATTACHED SUPPORTING DOCUMENTS:**

Agreement  
Presentation