

NOTICE OF MEETING GUADALUPE-BLANCO RIVER AUTHORITY BOARD OF DIRECTORS

In accordance with the provisions of the Texas Open Meetings Act, Chapter 551, Texas Government Code, the Guadalupe-Blanco River Authority (GBRA), whose principal office is in the City of Seguin, Guadalupe County, Texas, hereby gives notice of a meeting of its **BOARD OF DIRECTORS** to be held at the **Guadalupe-Blanco River Authority, Annex Building, 905 Nolan, Seguin, Guadalupe County, Texas, at 10:00 a.m., on Wednesday, April 21, 2021.**

The Public may access the meeting online as indicated below or in person at the Annex Building, with opportunity for public comment at the meeting venue or online. Please limit comments to **3 MINUTES** unless an interpreter is required.

Due to health and safety concerns related to the COVID-19 coronavirus, GBRA will be adhering to the CDC recommended guidance of six (6) feet of social distancing between persons, and recommend all persons to utilize face masks/coverings if that distance cannot be maintained at the Annex.

The Public will also have access to the proceedings through the following means:

1. By webinar link on a computer or smart phone

Webinar Link: <https://attendee.gotowebinar.com/register/2245054724051211276>

After registering, you will receive a confirmation email containing information about joining the webinar.

2. By using the GoToWebinar App on computer or smartphone (access will be available for public comments during the designated portion of the meeting)

Please use the webinar ID: 356-564-531

Persons wishing to make public comment generally or to comment on a specific item on the agenda are asked to join the webinar between 9:15 and 10:00 am on the day of the meeting and register to speak by typing and sending an instant message at the bottom of the "Questions" section on the web page when opened. Please identify yourself in the message and if you are speaking on a specific agenda item, please identify the specific item on which you wish to speak. General comments will be called for under Agenda Item No. 3 under Public Comments below. Comments on a specific agenda item will be called when that item comes up.

3. By telephone (for listening purposes only)

Call in Number: (631) 992-3221

Audio Access Code: 174-059-770

Subjects to be considered for discussion at such meeting include:

CALL TO ORDER

- Chair's consideration of posted notices. Pledge of Allegiance. Welcome guests.

CHAIRMAN ITEM

1. Consideration of and possible action approving a Resolution honoring Guadalupe-Blanco River Authority 2021 retiree James King.
2. Welcome new and re-appointed Directors and administer Oath of Office to Shelia L. Old, Andra M. Wisian, Dennis L. Patillo, William R. Carbonara, Don B. Meador and Stephen B. Ehrig.
3. Consideration of and possible action approving a Resolution honoring Ron Hermes for his outstanding leadership during his service as a Director of the Guadalupe-Blanco River Authority Board of Directors.

PUBLIC COMMENTS

4. Comments from the public. **NOTE:** This portion of the meeting is intended for comments from the public on NON-AGENDA ITEM RELATED TOPICS. Please note that THE BOARD MAY NOT DELIBERATE ON THE SUBSTANCE OF NON-AGENDA ITEMS.

NOTE: Persons wishing to make comment on SPECIFIC AGENDA ITEMS BELOW will be recognized to speak at the time the item is called.

If you wish to make comments, please register with the GoToWebinar app as explained above.

CONSENT ITEMS

5. Consideration of and possible action approving the minutes of the March 17, 2021 Board meeting.
6. Consideration of and possible action approving the monthly financial report for March 2021.
7. Consideration of and possible action approving the monthly operations report for March 2021.
8. Consideration of and possible action approving Directors' expense vouchers.

GENERAL MANAGER/CEO ITEMS

9. The General Manager/CEO and staff may report on, and the Board may discuss, executive reports and/or issues relating to GBRA activities including without limitation, the following: GBRA water and sewer utility operations, hydroelectric operations, GBRA facilities management including plants and dams, safety, water resources planning and operation, construction management, economic and community development, project development, accounting and finance, records management, grants and financial assistance, human resources, information technology, communications, social media, education programs, resource protection, weather and climate, river flows and other scientific issues, public and private entities partnering with GBRA, water quality services, community affairs, environmental programs, stewardship, and update on GBRA Safety Work Plan.

ACTION ITEMS

10. Consideration of and possible action authorizing the General manager/CEO to solicit bids, negotiate and execute a contract to purchase materials necessary to upgrade water distribution mains in the Calhoun County Rural Water System

11. Consideration of and possible action authorizing the General manager/CEO to solicit bids, negotiate and execute a contract to rehabilitate components of the electric transmission system.

12. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute an agreement with Springs Hill Water Supply Corporation for billing services for GBRA Dietz retail wastewater customers.

13. Consideration of and possible action authorizing the General Manager/CEO to execute a Memorandum of Understanding in support of the Edwards Aquifer Authority's "The Next Generation" concept for collaborative research and restoration in the Guadalupe River Basin throughout the Texas Hill Country.

14. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a contract with the lowest responsible bidder for the installation of replacement intake screens for the Regional Raw Water Delivery System Pump Station No. 2.

DISCUSSION ITEMS

15. Mid-Year presentation and up-date on GBRA's Fiscal Year 2021 Work Plan and Budget.

16. Discussion regarding Base Flow Report, Water Quality Index, long term weather pattern, and condition of the Guadalupe Basin.

ITEMS FOR EXECUTIVE SESSION

17. The Board may meet in Executive Session as authorized by the listed sections of Chapter 551, Texas Government Code, to discuss the following matters:

- a. advice from legal counsel about pending or threatened litigation, including litigation options, representation, settlements, settlement-related agreements and memoranda of understanding and, if applicable, the impact of pending or contemplated litigation on GBRA projects and proposed projects. This includes without limitation, the following matters: (i) *Williams v. GBRA* (Fourth Court of Appeals, San Antonio); (ii) GBRA's Mid-Basin Water User Permit Application in Gonzales County (98th District Court of Travis County); (iv) *Thalle Constr. Co., Inc. v. GBRA and Zachry Construction Corp.* (456th District Court of Guadalupe County); (v) *Thome v. GBRA* (25th District Court of Guadalupe County); (vi) San Antonio Water System's application to TCEQ for a bed and banks permit on the San Antonio River (TCEQ); (vii) other pending applications for TCEQ water use or water quality permits on which GBRA is the permittee or co-permittee; (viii) pending applications for TCEQ water use or water quality permits in the Guadalupe or adjacent river basins; (ix) pending or threatened litigation to which GBRA is a party or potential party. Section 551.071, Texas Government Code;
- b. advice from legal counsel about pending litigation or threatened litigation relating to right of way acquisition; deliberation on matters relating to the purchase, exchange, lease, or value of real property interests and advice from legal counsel on those matters, including without limitation issues relating to (i) right-of-way acquisitions for GBRA-related projects within or adjacent to the boundaries of GBRA; (ii) exchange, sale, or transfer of real property interests within or adjacent to the boundaries of GBRA; (iii) acquisition of land necessary for construction of spillway armoring for dams on Lake McQueeney and Lake Placid, as well for emergency spillway areas for Lake McQueeney, and (iv) sale, acquisition, and/or transfer of GBRA water treatment and distribution assets in Calhoun County. Section 551.071 and 551.072, Texas Government Code;
- c. briefing and advice from legal counsel relating to matters covered by legal counsel's duty of confidentiality, including without limitation, (i) issues relating to agreements under negotiation; (ii) issues relating to potential litigation and representation in that litigation, including without limitation issues or disputes arising from existing contracts to which GBRA is a party and bid protests, (iii) legal and regulatory issues relating to GBRA's groundwater and/or surface water rights and permits throughout the Guadalupe River Basin; (iv) issues relating to GBRA easement rights and other property rights; (v) legal issues related to actions necessary to protect delivery of raw water supply to the Port Lavaca Water Treatment Plant, (vi) legal issues related to the enforcement of easements due to encroachment near the Stein Falls capital improvement project, and (vii) issues relating to agricultural water sales. Section 551.071, and 551.072, Texas Government Code.

The Board may take final action on any of the above mentioned matters while convened in open session pursuant to Chapter 551 of the Texas Government Code.

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