

**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 William E. West, Jr., Annex Building, 905 Nolan, Seguin, Guadalupe County, Texas, at 10:00 a.m., on Wednesday, August 21, 2019.**

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 ITEMS

1. Consideration of and possible action approving a Resolution honoring Guadalupe-Blanco River Authority 2019 retiree Joel Heideke.

PUBLIC COMMENTS

2. Comments from the public. **NOTE:** This portion of the meeting is intended for comments from the public on non-agenda item related topics. Please limit comments to **3 MINUTES**. To address the Board please sign and completely fill out the Attendance Sheet maintained at the entrance to the building where meeting is being held. **NO RESPONSES OR ACTION MAY BE TAKEN BY THE BOARD DURING PUBLIC COMMENTS.** To address the Board related to an item posted on the agenda for action or discussion, please indicate the Item number you wish to comment on using the Attendance Sheet. The Board will call individuals to make comments at the appropriate time.

CONSENT ITEMS

3. Consideration of and possible action approving the minutes of the July 17, 2019, Board meeting.
4. Consideration of and possible action approving the monthly financial report for July 2019.
5. Consideration of and possible action approving the monthly operations report for July 2019.
6. Consideration of and possible action approving Directors' expense vouchers.

GENERAL MANAGER/CEO ITEMS

7. Report and update on the Guadalupe Valley Hydroelectric System; report and update on actions taken by the General Manager/CEO relating to the management and operation of the GBRA Hydroelectric Lakes, including actions taken to mitigate risks posed by hydro spillgates.
8. 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, non-profit entities partnering with GBRA, water quality services, community affairs, environmental programs, and stewardship.

ACTION ITEMS

9. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a contract with the lowest responsible bidder for Biosolids Disposal Services for the Hays and Caldwell County operations.
10. Consideration of and possible action approving and accepting the GBRA Biennial Investment Policy and Portfolio Review.

11. Consideration of and possible action approving a Resolution of the Board of Directors of Guadalupe-Blanco River Authority adopting Board Policy – 403 Investment Policy and the investment strategy contained therein.

12. Consideration of and possible action approving a Resolution to execute financing agreements with the Texas Water Development Board to close on a portion of the \$165,855,000 commitment for the Carrizo Groundwater Supply Project.

13. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute an Amendment to the Memorandum of Understanding to Evaluate Regional Wastewater Treatment Options between the City of Boerne, the City of Fair Oaks Ranch, and the Guadalupe-Blanco River Authority dated October 25, 2018, relating to certain engineering studies.

14. Consideration of and possible action approving a Resolution by the Guadalupe-Blanco River Authority declaring a public necessity for the acquisition of certain fee estates, permanent easements, and temporary construction easements engaging the use of eminent domain related to the construction, operation, and maintenance of a wastewater collection system for the public use of providing wastewater services to customers of Guadalupe-Blanco River Authority. The pipeline shall be located in portions of Guadalupe County, over, across, and upon private property and public property and beginning at a point south of Zipp Rd., between FM 1044 and the Guadalupe River, and north of The Bandit subdivision. Such easements are to be located over, across, upon and under certain parcels of real property located in parts of the J.S. Johnson Survey No. 47, Ignatius S. Johnson Original Survey, Greenbury Pate Survey, William Bracken Survey, Sarah DeWitt Survey, Lakeside Pass Subdivision, Butterfly Acres Subdivision, Oasis at Lake Dunlap, a subdivision, all in Guadalupe County, Texas. The Guadalupe-Blanco River Authority shall designate the General Manager/CEO as the chief administrative official with authorization to initiate condemnation proceedings. This Resolution shall authorize any and all lawful, necessary, incidental and appropriate action by the General Manager/CEO, staff, agents, attorneys (retained and in-house), and engineering and technical consultants, in the institution, prosecution and conclusion of condemnation proceedings to acquire any such needed fee estates, permanent easements, temporary construction easements and related rights of ingress and egress that cannot be acquired through negotiation with the landowner which shall include surveying for archaeological, environmental and linear purposes to define, specify and secure such property interests and ratifying and affirming all acts and proceedings heretofore done or initiated by the chief administrative official, employees, agents and attorneys of GBRA to acquire such property interests.

15. Consideration of and possible action approving a Resolution by the Guadalupe-Blanco River Authority, declaring a public necessity for the acquisition of court orders requiring the current owners of the properties identified herein to grant GBRA, its representatives, agents and contractors entry onto the properties for the purpose of making boundary, topographic, environmental, archeological, and geotechnical surveys, and appraisals in connection with the expansion of the wastewater collection system for the Dunlap Wastewater Treatment Plant onto said properties to be identified to wit: **Parcel 1**, Guadalupe County Appraisal District ID No. 66260, listed under KB Home Lone Star, Inc., Klein Rd., Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 10**, Guadalupe County Appraisal District ID No. 65392, listed under Jeanette Fay Altenhof Barber, Union Wine Road, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 11**, Guadalupe County Appraisal District ID No. 65385, listed under Jeanette Fay Altenhof Barber, Union Wine Road, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 13**, Guadalupe County Appraisal District ID No. 68605, listed under Jeanette Fay Altenhof Barber, Altwein Lane, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 14**, Guadalupe County Appraisal District ID No. 65389, listed under Lulu Mae Altenhof Schwab, Union Wine Road, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 15**, Guadalupe County Appraisal District ID No. 169487, listed under Jamie Altenhof, Altwein Lane, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 16**, Guadalupe County Appraisal District ID No. 65501, listed under Sheryl Hardy Fisher, Leroy Hardy, and James H. Hardy, Individually and as Joint Independent Executors of the Estate of Benjamin F. Hardy, Deceased, Cause No. 83410 in Probate Court No. One of Travis County, Texas, Altwein Lane, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 17**, Guadalupe County Appraisal District ID No. 68634, listed under Sheryl Hardy Fisher, Leroy Hardy, and James H. Hardy, Individually and as Joint Independent Executors of the Estate of Benjamin F. Hardy, Deceased, Cause No. 83410 in Probate Court No. One of Travis County, Texas, Altwein Lane, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 29**, Guadalupe County Appraisal District ID No. 68645, listed under Southern Central Holdings LLC, FM 725, Guadalupe County,

Texas, and identified on map attached as Exhibit "A"; **Parcel 34**, Guadalupe County Appraisal District ID No. 68611, listed under Marilyn Altwein, FM 725, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 37**, Guadalupe County Appraisal District ID No. 68625, listed under Roderick A. Goynes, FM 725, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 41**, Guadalupe County Appraisal District ID No. 65439, listed under Gary Dittmar, Lakeside Pass, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 50**, Guadalupe County Appraisal District ID No. 65605, listed under Gordon L. Brandenburg, Brandenburg Lane, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 54**, Guadalupe County Appraisal District ID No. 65418, listed under Barry Brandenburg; Lakeside Pass, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 55**, Guadalupe County Appraisal District ID No. 127614, listed under Eriverto & Megan Velazquez, River Park Drive, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 56**, Guadalupe County Appraisal District ID No. 127581, listed under Anthony Clark Davis, River Park Drive, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 57**, Guadalupe County Appraisal District ID No. 128380, listed under Benito Marungo, Jr., Lakeside Pass, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; **Parcel 65**, Guadalupe County Appraisal District ID No. 65618, listed under Edwin & Shannah Donhauser, Schumanns Beach Road, Guadalupe County, Texas, and identified on map attached as Exhibit "A"; and **Parcel 69**, Guadalupe County Appraisal District ID No. 111912, listed under Mark T. Longoria & Deloris L Kraft Longoria, Lakeside Pass, Guadalupe County, Texas, and identified on map attached as Exhibit "A".

16. Consideration of and possible action approving the Fiscal Year 2020 Work Plan and Budget including rates and compensation tables for the following divisions and giving authority to the General Manager/CEO to expend funds pursuant to the budget as well as execute contracts consistent with those expenditures within limitations allowed under policy:

- a. Guadalupe Valley Hydroelectric Division
- b. Shadow Creek Wastewater Reclamation System
- c. Canyon Park Estates Wastewater Reclamation System
- d. Dunlap Wastewater Reclamation System
- e. Northcliffe Wastewater Reclamation System
- f. Sunfield Wastewater Treatment Plant
- g. Water Sales System
- h. Calhoun Canal System
- i. San Marcos Water Treatment Plant System
- j. Buda Wastewater Treatment Plant System
- k. Carrizo Groundwater System
- l. Western Canyon Treated Water System
- m. 4S Ranch Wastewater Reclamation System
- n. Cordillera Water Distribution System
- o. Cordillera Wastewater Treatment Plant
- p. Comal Trace Water Delivery System
- q. Johnson Ranch Water Distribution System
- r. Johnson Ranch Wastewater Treatment System
- s. Bulverde Singing Hills Wastewater Treatment System
- t. Park Village Wastewater Reclamation System
- u. Boerne Independent School District Wastewater System
- v. Port Lavaca Water Treatment Plant Division
- w. Calhoun County Rural Water Supply Division
- x. Coletto Creek Reservoir System
- y. Coletto Creek Recreation System
- z. Luling Water Treatment Plant Division
- aa. Canyon Hydroelectric Division
- bb. Lockhart Wastewater Reclamation System
- cc. Lockhart Water Treatment Plant System
- dd. Dietz Wastewater System
- ee. General Division

DISCUSSION ITEMS

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

ITEMS FOR EXECUTIVE SESSION

18. 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 litigation, proposed settlements, and, if applicable, the impact of pending or contemplated litigation on GBRA projects and proposed projects. This includes without limitation, the following matters: *LULAC v. Edwards Aquifer Authority* (United States Court of Appeals for the Fifth Circuit); *NBL-300 Group v GBRA* on remand to District Court from the 4th Court of Appeals, San Antonio; Application to the Texas Commission on Environmental Quality by GBRA for GBRA's Mid-Basin surface water permit (State Office of Administrative Hearings); Applications to the Texas Commission on Environmental Quality for a bed and banks permit filed by San Antonio Water Systems; Other contested applications to the Texas Commission on Environmental Quality by GBRA for water rights or amendments to water rights; pending litigation and/or threatened litigation relating to GBRA's Hydro Lakes and any other litigation; Section 551.071, Texas Government Code;
- b. briefing and advice from legal counsel relating to ongoing negotiations, legal rights, potential liabilities and other matters covered by legal counsel's duty of confidentiality, including without limitation, legal issues relating to agreements under negotiation, issues relating to or arising out of pending or threatened litigation, legal and regulatory issues relating to GBRA's groundwater and/or surface water rights and permits throughout the Guadalupe River Basin and actions taken by the General Manager/CEO relating to the management and operation of the GBRA Hydroelectric Lakes, including actions taken to mitigate risks posed by hydro spillgates; Section 551.071, Texas Government Code;
- c. 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) the lease or ownership of groundwater and surface water rights in the Guadalupe River Basin and/or within the boundaries of GBRA; (ii) right-of-way acquisitions for GBRA-related projects within the boundaries of GBRA; and (iii) exchange, sale, or transfer of real property interests within the boundaries of GBRA, including without limitation, property connected to the GBRA Hydroelectric Lakes; Sections 551.071 and 551.072, Texas Government Code;
- d. appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer (including a senior executive manager) or employee or hear a complaint or charge against an officer or employee; Section 551.074, 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.

ADJOURN