

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, December 18, 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. Appointment of a Nominating Committee for Officers of the Board of Directors for calendar year 2020.

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 November 20, 2019 Board meeting.
4. Consideration of and possible action approving the monthly financial report for October and November 2019.
5. Consideration of and possible action approving the monthly operations report for November 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, public and private entities partnering with GBRA, water quality services, community affairs, environmental programs, and stewardship.

ACTION ITEMS

9. Consideration of and possible action approving the Fiscal Year 2019 annual financial audit and distribution of the Comprehensive Annual Financial Report.

10. Consideration of and possible action adopting a Resolution Expressing Official Intent to reimburse costs incurred to construct improvements and expansions to the Stein Falls Wastewater Treatment System.

11. Consideration of and possible action approving the Guadalupe-Blanco River Authority Board Policies.

12. Consideration of and possible action approving a Resolution by the Guadalupe-Blanco River Authority declaring a public necessity for the acquisition of certain buffer zone easement(s) engaging the use of eminent domain related to the construction, operation, and maintenance of a wastewater system for the public use of providing wastewater services to customers of Guadalupe-Blanco River Authority. The buffer zone shall be located in portions of Calhoun County, over, across, and upon private property and public property and beginning at a point west of Bayou Drive, and Park Lane, and north of Bayou Drive. Such easements are to be located over, across, upon and under certain parcels of real property located in parts of the Y. Benavides Survey, and the Crestview subdivision, all in Calhoun 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 buffer zone easement(s) 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.

13. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute the San Antonio Bay System Monitoring Agreement between Texas A&M University-Corpus Christi and GBRA for the period January 1, 2020 through December 31, 2020.

14. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a contract for the replacement of the Filter Control System at the San Marcos Water Treatment Plant.

15. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute an agreement with Windy Hill Utility Company, LLC (“Windy Hill”) to resolve issues arising from CCN applications and Wastewater permit applications in the Sunfield-Buda area of Hays County.

DISCUSSION ITEMS

16. Update and progress related to the 2021 Regional Water Planning Process, the Region L Planning Group, and GBRA’s Water Management Strategies for the 2022 Texas State Water Plan.

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, representation, 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* (25th District Court of Guadalupe County); *Skonnord v. GBRA* (25th District Court of Guadalupe County); *Williams v. GBRA* (25th District Court of Guadalupe County); 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 right of way acquisition 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