

# **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, January 20, 2021.**

Due to health and safety concerns related to the COVID-19 coronavirus, and in keeping with the Governor's March 13, 2020 disaster declaration and extensions, this meeting will be conducted by teleconference in accordance with provisions in Sections 551.125 of the Texas Government Code that have not been suspended by order of the Governor under Chapter 418 of the Government Code.

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

**1. By webinar link on computer or smart phone**

Webinar Link: <https://attendee.gotowebinar.com/register/9165191791178911244>

*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: 449-015-819

*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 for when that item comes up.*

Please limit comments to **3 MINUTES** unless an interpreter is required.

**3. By telephone (for listening purposes only)**

Call In Number: 562-247-8422

Audio Access Code: 599-211-467

#### **4. By appearing at GBRA Seguin Offices to make comments**

Persons may come to Annex Building at 905 Nolan, Seguin, Texas at 10:00 am on January 20, 2021 to make comments. Board members will be participating remotely from other locations. Comments will be taken at the point designated in the agenda.

Subjects to be considered for discussion at such meeting include:

#### **CALL TO ORDER**

- Chair's consideration of posted notices.

#### **CHAIRMAN ITEM**

1. Report from the Nominating Committee and Election of Officers of the Board of Directors for calendar year 2021.
2. Consideration of and possible action approving a Resolution honoring Guadalupe-Blanco River Authority 2021 Darel Ball.

#### **PUBLIC COMMENTS**

3. 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**

4. Consideration of and possible action approving the minutes of the December 16, 2020 Board meeting.

**Attachment**

5. Consideration of and possible action approving the monthly financial report for December 2020.

**Attachment**

6. Consideration of and possible action approving the monthly operations report for December 2020.

**Attachment**

7. Consideration of and possible action approving Directors' expense vouchers.

**Attachment**

8. Consideration of and possible action approving the disposal of equipment in accordance with GBRA Board Policy 411-Capital Assets.

## **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 accepting the General Manager/CEO's recommendation to appoint a current GBRA employee to serve on the Guadalupe-Blanco River Authority Retirement and Benefit Committee

11. Consideration of and possible action approving and accepting the biennial Investment Policy and Portfolio Review

12. Consideration of and possible action adopting a Resolution authorizing participation in the U.S. Fixed Income Trust Investment Pools and Designating Authorized Representatives

13. 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

14. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute one or more contracts with the highest ranked contractor for the construction of the Stein Falls Collection Capital Improvement Project (CIP) Force Main, the Stein Falls Collection CIP Gravity Main Wastewater Pipeline, and the Stein Falls Collection CIP Grove Lane Lift Station in Guadalupe County

15. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute any such agreements necessary to effectuate this real property exchange with Lennar Homes of Texas including without limitation a letter of conditional release and Easement Release and acceptance of a new access easement.

## **DISCUSSION ITEMS**

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 (Travis County District Court); (iii) San Antonio Water System's application to TCEQ for a bed and banks permit on the San Antonio River (TCEQ); (iv) other pending applications for TCEQ water use or water quality permits on which GBRA is the permittee or co-permittee; (v) pending applications for TCEQ water use or water quality permits in the Guadalupe or adjacent river basins for which GBRA has requested an evidentiary hearing (Select Energy, River Mountain Ranch); (vi) pending or threatened litigation to which GBRA is a party or potential party, including without limitation, personnel lawsuits, breach of contract lawsuits. 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 the boundaries of GBRA; and (ii) exchange, sale, or transfer of real property interests within the boundaries of GBRA; 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) legal issues relating to agreements under negotiation; (ii) issues relating to potential litigation and representation in that litigation, including without limitation contract disputes 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; and (iv) issues relating to GBRA easement rights and other property rights; Section 551.071, and 551.072, Texas Government Code;

d. deliberation on the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee or 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**