

# **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, October 20, 2021.**

## **CALL TO ORDER**

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

## **PUBLIC COMMENTS**

1. 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 RESPONSE 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**

2. Consideration of and possible action approving the minutes of the September 15, 2021 Board meeting.
3. Consideration of and possible action approving the monthly financial report for August 2021.
4. Consideration of and possible action approving the monthly operations report for September 2021.
5. Consideration of and possible action approving Directors' expense vouchers.
6. Consideration of and possible action approving the disposal of equipment in accordance with GBRA Board Policy 411-Capital Assets.

## **GENERAL MANAGER/CEO ITEMS**

7. 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**

8. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a Wastewater Infrastructure Reimbursement Agreement with one or more property owners upstream of the Hilltop Meadows residential development.

9. Consideration of and possible action approving a Resolution by the Guadalupe-Blanco River Authority to determine that it is in the public interest for the Guadalupe-Blanco River Authority to assign a weighted value of 36.9 percent to price in a request for competitive sealed proposal for a civil works project and delegating to the General Manager/CEO the authority to determine, for a civil works project, when to assign price a weighted value of more than 36.9 percent of the total weighted value of all selection criteria.

10. Consideration of and possible action approving a Resolution of the Board of Directors of the Guadalupe-Blanco River Authority authorizing the General Manager or his designee to be the representative(s) of GBRA for the purpose of furnishing information and executing documents as may be required in connection with the preparation and submission of a grant application to the U.S. Department of the Interior, Bureau of Reclamation in regards to the WaterSMART Drought Response Program: Drought Resiliency Projects for Fiscal Year 2022. The proposed project includes construction of a new surface water intake structure for the Luling Water Treatment Plant.

11. Consideration of and possible action approving a Resolution of the Board of Directors of the Guadalupe-Blanco River Authority authorizing the General Manager or his designee to be the representative(s) of GBRA for the purpose of furnishing information and executing documents as may be required in connection with the preparation and submission of a grant application to the U.S. Department of the Interior, Bureau of Reclamation in regards to the WaterSMART Grants: Water and Energy Efficiency Grants for Fiscal Year 2022. The proposed project includes relocation of the Hog Bayou Control Structure in Calhoun County.

12. Consideration of and possible action authorizing the General Manager/CEO to execute a Grant Agreement with a private entity for design and construction related to the Goff Bayou Radial Gates Replacement Project.

13. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute an Interruptible Raw and Reclaimed Water Supply Agreement with Green Valley Special Utility District for non-potable use.

14. Consideration of and possible action adopting GBRA's Financial Practices & Strategies including establishing a minimum financial reserves level.

15. Consideration of and possible action approving a Resolution authorizing the Issuance of \$59,135,000 in Aggregate Principal Amount of Guadalupe-Blanco River Authority Contract Revenue Bonds, Series 2021 (Low-Interest Financing) (Carrizo Groundwater Supply Project); authorizing the sale thereof to the Texas Water Development Board (TWDB) through its State Water Implementation Fund for Texas (SWIFT) Program; approving and authorizing the execution of a Paying Agent/Registrar Agreement and an Escrow Agreement related to such bonds; Authorizing the Authority to obtain \$13,115,000 of additional funds for the project pursuant to a previously approved Master Agreement between the Authority and the TWDB relating to the TWDB (a) providing up to \$85,255,000 of financial assistance through the TWDB's Board Participation Loan Program under the SWIFT Program, and (b) receiving an Ownership Interest in GBRA's interest in the Carrizo Groundwater Supply Project for a period of time; approving an amendment to the Master Agreement; approving and authorizing all other instruments and procedures related thereto; and providing for an immediate effective date.

16. Consideration of and possible action approving the January 1, 2021 Actuarial Valuation for the Retirement Plan for Employees of the Guadalupe-Blanco River Authority and the recommended contribution of \$942,428 included therein

## **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 Chapter 551, Texas Government Code, to discuss the following matters: a. Any items listed on this agenda; b. 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; c. 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 (98<sup>th</sup> District Court of Travis County); (iii) *Thome v. GBRA* (25<sup>th</sup> District Court of Guadalupe County); (iv) San Antonio Water System's application to TCEQ for a bed and banks permit on the San Antonio River (TCEQ); (v) *GBRA v. Henke* (24<sup>th</sup> District Court of Calhoun County); (vi) *GBRA v. Roberts* (County Court at Law, Caldwell County), (vii) *GBRA v. Barber* (County Court at Law, Guadalupe County), (viii) other pending applications for TCEQ water use or water quality permits on which GBRA is the permittee or co-permittee; (ix) pending applications for TCEQ water use or water quality permits in the Guadalupe or adjacent river basins; (x) pending or threatened litigation to which GBRA is a party or potential party; d. 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; and (iii) sale, acquisition, and/or transfer of GBRA water treatment and distribution assets in Calhoun County; e. Briefing and advise 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, enforcement of same and other property rights; and (v) issues relating to agricultural water sales; f. Deliberate security assessments or deployments relating to information resources technology; network security information as described by Texas Government Code Section 2059.055(b); or the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices.

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**