

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, September 21, 2022.**

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 MAY BE MADE OR ACTION 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 August 17, 2022 Board meeting.
3. Consideration of and possible action approving the monthly financial report for August 2022.
4. Consideration of and possible action approving the monthly operations report for August 2022.
5. Consideration of and possible action approving Directors' expense vouchers for August 2022.
6. Consideration of and possible action to approve a change order with Zachry Construction in the amount of \$57,075.47 for work associated with the October 14, 2021 flood event on the Lake Dunlap Spillgate Replacement and Dam Armoring Project (Change Order #16).

7. Consideration of and possible action to approve a change order with FA Nunnely in the amount of \$107,453.88 for audio/visual system changes, office safety changes, structural changes, and civil changes on the New Braunfels Office Expansion project (Change Order #2).

GENERAL MANAGER/CEO ITEMS

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, stewardship, and update on GBRA Safety Work Plan.

ACTION ITEMS

9. Consideration of and possible action authorizing the Acting General Manager/CEO to negotiate and execute a Small Utility Enterprise Agreement (SUEA) contract with Esri, GBRA's existing GIS software vendor, to significantly increase available GIS licensing and advance the use and functionality of GBRA's enterprise GIS platform.

10. Consideration of and possible action adopting the GBRA Strategic Plan for 2023-2028.

11. Consideration of and possible action authorizing the Acting General Manager/CEO to negotiate a contract with the Texas Water Trade for water for environmental flows for up to 3 years.

12. Consideration of and possible action ratifying execution of a purchase order by the Acting General Manager/CEO related to repairs at the Saltwater Barrier in Calhoun County.

13. Consideration of and possible action authorizing the Acting General Manager/CEO to negotiate and execute multiple contracts with a collective amount not to exceed \$5,000,000 related to the design and construction of repairs to the Saltwater Barrier Dam.

14. Consideration of and possible action adopting a Resolution Expressing Official Intent to reimburse costs incurred to design, construct, and equip infrastructure repairs and replacement to the Diversion Dam & Saltwater Barrier.

15. Consideration of and possible action authorizing the Acting General Manager/CEO to negotiate and execute purchase orders for the purchase of furniture, fixtures, and equipment for the GBRA office building in New Braunfels.
16. Consideration of and possible action adopting the Management Audit Report performed during 2022 and authorizing submission to the Texas Commission on Environmental Quality.
17. Consideration of and possible action authorizing the Acting General Manager/CEO to negotiate and execute a Joint Funding Agreement between the United States Geological Survey and GBRA for the period October 2022 through September 2023 for stream gauge monitoring.
18. Consideration of and possible action authorizing the Acting General Manager/CEO to make payment to the Sunfield Municipal Utility District for pipeline work and approving an amendment to the GBRA Fiscal Year 2023 Work Plan and Budget for the project.
19. Consideration of and possible action authorizing the Acting General Manager/CEO to negotiate and execute a Memorandum of Understanding (MOU) with Gulf Coast Authority (GCA) to collaborate on the provision of industrial wastewater treatment operations in GBRA's service area.
20. Consideration of and possible action authorizing the Acting General Manager/CEO to negotiate and execute a Letter of Agreement with Alliance Regional Water Authority (ARWA) to collaborate and support respective efforts regarding wellfield siting and groundwater production permitting.
21. Consideration of and possible action authorizing the Acting General Manager/CEO to negotiate and execute a Raw Water Supply Agreement between Guadalupe-Blanco River Authority and the Port O'Connor Improvement District.

DISCUSSION ITEMS

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

ITEMS FOR EXECUTIVE SESSION

23. 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 (25th Judicial District Court); (ii) GBRA's Mid-Basin Water User Permit Application in Gonzales County (98th District Court of Travis County); (iii) San Antonio Water System's application to TCEQ for a bed and banks permit on the San Antonio River (TCEQ); (iv) Cibolo Creek Municipal

Authority's application to TCEQ for a bed and banks permit on the San Antonio River (TCEQ); (v) GBRA v. Henke (24th District Court of Calhoun County); (vi) other pending applications for TCEQ water use or water quality permits on which GBRA is the permittee or co-permittee; (vii) pending applications for TCEQ water use or water quality permits in the Guadalupe or adjacent river basins; and (viii) 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 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, enforcement of same, and other property rights; and (v) issues relating to agricultural water sales;

f. Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of public officers or employees; and to receive and obtain legal advice regarding same from legal counsel.

- General Manager/CEO, public officers, or employees

No action will be taken in executive session. 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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