

GUADALUPE-BLANCO RIVER AUTHORITY
Minutes of the Board of Directors
November 16, 2022

The Board of Directors of the Guadalupe-Blanco River Authority met in a regular meeting on November 16, 2022, at the GBRA Annex Building Board Room, 905 Nolan, Seguin, Guadalupe County, Texas. Directors present were Dennis Patillo, Don B. Meador, Sheila Old, Steve Ehrig, Andra Wisian, Emanuel Valdez, Kenneth Motl and Oscar Fogle. Director Carbonara was not present. Present in the Annex Building in Seguin, Texas were Darrell Nichols, Acting General Manager/CEO; Jonathan Stinson, Deputy General Manager; Vanessa Guerrero, Executive Manager of Administration; Randy Staats, Executive Manager of Finance/CFO; Nathan Pence, Executive Manager of Environmental Science; Charlie Hickman, Executive Manager of Engineering; David Harris, Executive Manager of Operations; Brian Perkins, Deputy Executive Manager of Engineering; Tommy Hill, Senior Advisor to the General Manager; Joe Cole, General Counsel; Courtney Kerr-Moore, Assistant General Counsel; Justin Adkins, Assistant General Counsel; Peter Newell, Senior Engineering Director and Travis Sales, Outside Counsel.

Chairman Patillo called the meeting to order at 10:00 a.m., and took note of the certifications presented that notice of the meeting had been properly posted in the office of the Secretary of State, in the Guadalupe County Courthouse, at the GBRA main office, and at the GBRA Annex Building in Seguin, Texas, pursuant to Title 5, Chapter 551 of the Texas Government Code. A quorum being present, the following proceedings were had:

Director Valdez led the Pledges of Allegiance to the United States flag and the Texas flag.

The Chairman called for **Chairman Item 1 - Consideration of and possible action creating an ad-hoc committee to make recommendations related to the hiring of a General Manager/CEO of the Guadalupe-Blanco River Authority.** Director Ehrig will chair the ad-hoc committee comprised of Directors Old, Motl and Meador. Upon Motion by Director Meador, seconded by Director Wisian, the Board unanimously approved the action of creating an ad-hoc committee to make recommendations related to the hiring of a General Manager/CEO of the Guadalupe-Blanco River Authority.

The Chairman then called for **Public Comments from the public.** There were no public comments.

The Chairman called for **Consent Item 3 - Consideration of and possible action approving the minutes of the October 19, 2022 Board meeting; Consent Item 4 - Consideration of and possible action approving the monthly financial report for October 2022; Consent Item 5 - Consideration of and possible action approving the monthly operations report for October 2022 and Consent Item 6 - Consideration of and possible action approving Directors' expense vouchers for October 2022.** Upon Motion by Director Fogle, seconded by Director Meador, the Board unanimously approved Consent Items 2, 3, 4, 5, and 6.

The Chairman then called for **General Manager/CEO Item 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. David Harris, Executive Manager of Operations, introduced Hunter Duncan, new Deputy Executive Manager of Operations, to the Board. Mr. Harris also briefed the Board on the following updates: new operator licenses and training, Regional Raw Water Improvements including PICA (Pipeline Integrity Condition Assessment) ball deployment and recent pigging activities. The upgrades for RV wastewater service hookups at Coletto Creek Park and the progress for Sunfield WWTP Expansion were also discussed. Emergency Activation Plan flood training was conducted at Coletto Creek Park. The Board was also briefed on the enhanced aeration implemented at Sunfield Wastewater Treatment Plant for increased permitted activity. Next, Amanda Buchanan, Safety and Risk Manager, gave a safety update stating in the past month there were no lost time incidents of injuries or illnesses, there was one near miss and one incident and no reported COVID-19 cases. Training this month will be focused on hand and power tool use for operations and back safety (lifting) in the lab.

Next, the Chairman called for **Action Item 8 - Consideration of and possible action authorizing the Acting General Manager/CEO to execute grant contract 22-09: Clean Water Act Section 319(h) Grant: Coordinating Implementation of the Plum Creek Watershed Protection Plan with the Texas State Soil and Water Conservation Board (TSSWCB)**. Chad Norris, Deputy Executive Manager of Environmental Science, is seeking authorization to execute

a grant renewal contract for the Coordinator position of the Plum Creek Watershed Protection Plan with the Texas State Soil and Water Conservation Board. The coordinator provides technical assistance to the Plum Creek Partnership, evaluates progress towards reducing bacterial contamination and increases the knowledge of citizens, landowners and agricultural producers in the watershed. Upon Motion by Director Fogle, seconded by Director Meador, the Board unanimously approved Action Item 8 authorizing the Acting General Manager/CEO to execute grant contract 22-09: Clean Water Act Section 319(h) Grant: Coordinating Implementation of the Plum Creek Watershed Protection Plan with the Texas State Soil and Water Conservation Board (TSSWCB).

The Chairman then called for **Action Item 9 - Consideration of and possible action authorizing the Acting General Manager/CEO to negotiate and execute the renewal of our existing Enterprise Agreement (EA) with Microsoft for business productivity software.** Victor Hutchison, System Administrator, is seeking authorization for the negotiation and execution of a three-year renewal contract to the existing Enterprise Agreement with Microsoft. Upon Motion by Director Meador, seconded by Director Ehrig, the Board unanimously approved Action Item 9 authorizing the Acting General Manager/CEO to negotiate and execute the renewal of GBRA's existing Enterprise Agreement (EA) with Microsoft for business productivity software.

The Chairman called for **Action Item 10 - Consideration of and possible action authorizing the Acting General Manager/CEO to execute a Grant Agreement with a private entity for funding related to the Goff Bayou Radial Gates Replacement Project.** Charlie Hickman, Executive Manager of Engineering, is seeking authorization to execute a Grant Agreement with a PepsiCo/Frito-Lay to supplement grant funds received for construction of the

project. The project bids came in much higher than projected so the GBRA team is looking at possible alternatives. Upon Motion by Director Molt, seconded by Director Fogle, the Board unanimously approved Action Item 10 authorizing the Acting General Manager/CEO to execute a Grant Agreement with a private entity for funding related to the Goff Bayou Radial Gates Replacement Project.

The Chairman called for **Action Item 11 - Consideration of and possible action to approve a change order with SJ Louis Construction in the amount of \$138,188.90 for work with the Carrizo Groundwater Supply Program (CGSP) Surface Facilities Project (Change Order #4).** Peter Newell, Senior Engineering Director, is seeking authorization for approval of Change Order No. 4 for the Carrizo Ground Water Supply Project Surface Facilities for changing the schedule due to delays related to lowering the pipeline at the gas crossing, replace existing culvert and to provide equipment to test and deliver construction water. Upon Motion by Director Wisian, seconded by Director Meador, the Board unanimously approved Action Item 11 approving a change order with SJ Louis Construction in the amount of \$138,188.90 for work with the Carrizo Groundwater Supply Program (CGSP) Surface Facilities Project (Change Order #4).

The Chairman called for **Action Item 12 - Consideration of and possible action finding that the real property consisting of 80 acres of land located in Calhoun County owned by Authority is surplus and is not needed and authorizing the Acting General Manager/CEO to execute any and all necessary sale/transfer documents related thereto.** Courtney Kerr-Moore, Assistant General Counsel, is seeking a Resolution to make a finding that 80 acres of land in Calhoun County, which is owned by Guadalupe-Blanco River Authority (“GBRA”), including the Port Lavaca Water Treatment plant, is surplus and no longer needed by GBRA. Ms. Kerr-Moore

is also seeking approval for the Acting General Manager/CEO to execute any and all necessary sale/transfer documents related thereto. Upon Motion by Director Meador, seconded by Director Wisian, the Board unanimously approved Action Item 12 finding that the real property consisting of 80 acres of land located in Calhoun County owned by Authority is surplus and is not needed and authorizing the Acting General Manager/CEO to execute any and all necessary sale/transfer documents related thereto. A copy of the Resolution is attached and made a part of these minutes.

The Chairman then called for **Discussion Item 13 - Discussion and presentation from GBRA & New Braunfels Utilities on One Water.** Nathan Pence, Executive Manager of Environmental Science, briefed the Board on the One Water presentation and provided additional background on the efforts of One Water and planned next steps. Mr. Pence introduced David Hubbard and Sarah Richards, with New Braunfels Utilities, for a presentation to the Board on GBRA's support of New Braunfels Utilities' One Water Road Map.

The Chairman then called for **Discussion Item 14 - Discussion regarding Base Flow Report, Water Quality Index, long term weather pattern, and condition of the Guadalupe Basin.** Charlie Hickman, Executive Manager of Engineering, briefed the Board on the Guadalupe River Basin hydrologic conditions. The Edwards Aquifer and the majority of the basin are showing below-average precipitation conditions with declining flows. Canyon Lake is showing about 899.99 feet. Comal Springs is flowing around 119 cfs.

There being no further business to be brought before the Board, the open meeting was recessed at 11:32 a.m. subject to call by the Chairman and convened the meeting in executive session at 11:45 a.m. pursuant to Chapter 551, Texas Government Code.

The open meeting reconvened at 12:23 p.m.

There being no further business to be brought before the Board, the meeting was adjourned at 12:24 p.m. subject to call by the Chairman.

Chairman

Secretary