

# 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 20, 2023.**

## CALL TO ORDER

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

## CHAIRMAN ITEM

1. Consideration of and possible action to add a Board Member to the ad-hoc committee and to continue review of GBRA's conservation grants process in support of nonprofit organizations.

## 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 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

3. Consideration of and possible action approving the minutes of the August 10, 2023 Board workshop.
4. Consideration of and possible action approving the minutes of the August 16, 2023 Board Meeting.
5. Consideration of and possible action approving the monthly financial report for August 2023.
6. Consideration of and possible action approving the monthly operations report for August 2023.

7. Consideration of and possible action approving Directors' expense vouchers for August 2023.

## **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 General Manager/CEO to execute a grant contract with the Texas State Soil and Water Conservation Board (TSSWCB) for Clean Water Act Section 319(h) Grant: Surface Water Quality Monitoring to Support the Implementation of the Geronimo and Alligator Creeks Watershed Protection Plan.

10. Consideration of and possible action authorizing the General Manager/CEO to execute a grant contract with the Texas State Soil and Water Conservation Board (TSSWCB) for Clean Water Act Section 319(h) Grant: Surface Water Quality Monitoring to Support the Implementation of the Plum Creek Watershed Protection Plan.

11. Consideration of and possible action authorizing the General Manager /CEO to negotiate and execute a contract with the lowest responsible bidder for Biosolids Disposal Services for operations in Hays, Caldwell and Comal County.

12. Consideration of and possible action authorizing the General Manager/CEO to execute a Memorandum of Understanding with Maxwell Special Utility District (SUD) acknowledging a mutual interest to collaborate on development of new water supplies.

13. Consideration of and possible action approving a Resolution by the Guadalupe-Blanco River Authority, declaring a public necessity for the acquisition of court orders to obtain entry onto certain properties for the purpose of making boundary, topographic, environmental, archeological, and geotechnical surveys, and appraisals in connection with the construction of the treated water pipeline system for Hays, Caldwell, and Guadalupe counties onto said properties to be identified to wit:

Guadalupe County Appraisal District ID No. 70778 Randolph R. Lehmann, Diane J. Haliburton a/k/a Diane J. Halliburton, Gary S. Lehmann, and Gregory C. Lehmann, and identified on map attached as Exhibit "A"; and  
Caldwell County Appraisal District ID No. 15005 Doris H. Steubing, and identified on map attached as Exhibit "B".

14. Consideration of and possible action to amend the By-Laws of the Guadalupe-Blanco River Authority.

15. Consideration of and possible action to amend GBRA Board Policy 102.204, Delegations to the General Manager/CEO, to grant authority to the General Manager/CEO to approve change orders to construction and repair, equipment, materials and machinery contracts that involve the increase or decrease of \$150,000.00 or less.

16. Consideration of and possible action to authorize the General Manager/CEO to negotiate and execute a Memorandum of Understanding with the Meadow Lake Water Control and Improvement District No. 1 (WCID) to set forth the mutual intentions of GBRA and WCID regarding the evaluation of possible rehabilitation and/or replacement solutions for Nolte Dam to be completed by the WCID, and ownership of Nolte Dam and some or all of the associated Nolte Dam hydroelectric assets.

## **DISCUSSION ITEMS**

17. Discussion and update on GBRA's Strategic Plan FY 2023-2028.

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

## **ITEMS FOR EXECUTIVE SESSION**

19. The Board may meet in Executive Session as authorized by Chapter 551, Texas Government Code, to discuss one or more of 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) GBRA's Mid-Basin Water User Permit Application in Gonzales County (98th District Court of Travis County); (ii) San Antonio Water System's application to TCEQ for a bed and banks permit on the San Antonio River (TCEQ); (iii) Cibolo Creek Municipal Authority'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; and (vi) 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's district; (ii) exchange, sale, or transfer of real property interests within or adjacent to the boundaries of GBRA's district; 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.

**ADJOURN**