

**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 William E. West, Jr., Annex Building, 905 Nolan, Seguin, Guadalupe County, Texas, at 10:00 a.m., on Wednesday, February 19, 2020.**

Subjects to be considered for discussion at such meeting include:

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 RESPONSES 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 January 15, 2020 Board meeting.
3. Consideration of and possible action approving the monthly financial report for January 2020.
4. Consideration of and possible action approving the monthly operations report for January 2020.
5. Consideration of and possible action approving Directors' expense vouchers.

GENERAL MANAGER/CEO ITEMS

6. 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, and stewardship.

ACTION ITEMS

7. Consideration of and possible action approving a Resolution by the Guadalupe-Blanco River Authority declaring a public necessity for the acquisition of certain wastewater pipeline easements and temporary construction easements and certain fee estates for the Stein Falls Collection Capital Improvement Project or System in connection therewith, over, across, upon and under certain privately owned real properties; authorizing all appropriate action by the General Manager/CEO, staff, retained attorneys and engineering and technical consultants in the institution and prosecution

of condemnation proceedings to acquire any such needed fee estates and easements and temporary construction easements and related rights of ingress and egress that cannot be acquired through negotiation; declaring further negotiations futile; ratifying and affirming all acts and proceedings heretofore done or initiated by employees, agents, and attorneys of GBRA to acquire such property interests; authorizing all other lawful action necessary and incidental to such acquisitions or eminent domain proceedings to survey, specify, define, and secure the necessary interests in real property; declaring the sections of the Resolution to be severable one from the other in the event any section of the Resolution is determined to be invalid; said properties to be identified to wit: Parcel 41 - Gary A. Dittmar, being approximately 0.6424 acre or 27,983 square feet more or less of permanent easement and 0.1284 acre or 5,593 square feet more or less of temporary construction easement and being a portion of that called 43.861 acre tract conveyed as "Tract "A", by Deed recorded in Volume 1215, Page 596, Official Public Records of Guadalupe County, Texas; Parcel 56 – Anthony Clark Davis, being approximately 0.3772 acre or 16,431 square feet more or less of permanent easement and 0.0752 acre or 3,276 square feet more or less of temporary construction easement and being in the J.S. Johnson Survey No. 47, Abstract No. 190, Guadalupe County, Texas, being out of Lot 9, Block 1, Oasis at Lake Dunlap subdivision, according to plat thereof recorded in Volume 7, Page 216, and by Correction Plat recorded in Volume 7, Page 387, Deed and Plat Records, Guadalupe County, Texas; Parcel 65 – Edwin Donhauser and wife, Shannah Donhauser, being approximately 1.572 acre or 68,476 square feet more or less of permanent easement and 0.3143 acre or 13,691 square feet more or less of temporary construction easement and being in the J.S. Johnson Survey, Abstract No. 190, in Guadalupe County, Texas, being a portion of that called 31.949 acre tract conveyed by Deed recorded in Document No. 201899024348, Official Public Records of Guadalupe County, Texas; and Parcel 66 – Dennis G. Ladd, being approximately 0.7328 acre or 31,921 square feet more or less of permanent easement and 0.1958 acre or 8,529 square feet more or less of temporary construction easement and being in the J.S. Johnson Survey No. 47, Abstract No. 190, in Guadalupe County, Texas, being a portion of that certain 8.298 acre tract, recorded in Document No. 201899013461 of the Official Public Records of Guadalupe County, Texas.

8. Consideration of and possible action approving of an Order adopting an Ordinance of the Guadalupe-Blanco River Authority regarding boating and other water-related activities on Lake Dunlap.

9. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a Wastewater Service Agreement between Guadalupe-Blanco River Authority and the City of New Braunfels.

10. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a contract for the Lockhart Water Treatment Plant SCADA upgrade and approving an amendment to the GBRA Fiscal Year 2020 Work Plan and Budget for this project.

DISCUSSION ITEMS

11. Update on the GBRA Gorge at Canyon Lake.

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

ITEMS FOR EXECUTIVE SESSION

13. 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 litigation, representation, proposed settlements, and, if applicable, the impact of pending or contemplated litigation on GBRA projects and proposed projects. This includes without limitation, the following matters: *LULAC v. Edwards Aquifer Authority*

(United States Supreme Court); *NBL-300 Group v GBRA* (25th District Court of Guadalupe County); *Skonnord v. GBRA* (25th District Court of Guadalupe County); *Williams v. GBRA* (25th District Court of Guadalupe County); Application to the Texas Commission on Environmental Quality by GBRA for GBRA's Mid-Basin surface water permit (State Office of Administrative Hearings); Applications to the Texas Commission on Environmental Quality for a bed and banks permit filed by San Antonio Water Systems; Other contested applications to the Texas Commission on Environmental Quality by GBRA for water rights or amendments to water rights; pending litigation and/or threatened litigation relating to right of way acquisition and any other litigation; Section 551.071, Texas Government Code;

b. briefing and advice from legal counsel relating to ongoing negotiations, legal rights, potential liabilities and other matters covered by legal counsel's duty of confidentiality, including without limitation, (i) legal issues relating to agreements under negotiation, issues relating to or arising out of pending or threatened litigation, (ii) legal and regulatory issues relating to GBRA's groundwater and/or surface water rights and permits throughout the Guadalupe River Basin, (iii) actions taken by the General Manager/CEO relating to the management and operation of the GBRA Hydroelectric Lakes, including actions taken to mitigate risks posed by hydro spillgates, and (iv) issues relating to agreements to repair and/or maintain Hydroelectric Lake Dams; Section 551.071, Texas Government Code;

c. 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) the lease or ownership of groundwater and surface water rights in the Guadalupe River Basin and/or within the boundaries of GBRA; (ii) right-of-way acquisitions for GBRA-related projects within the boundaries of GBRA; and (iii) exchange, sale, or transfer of real property interests within the boundaries of GBRA, including without limitation, property connected to the GBRA Hydroelectric Lakes; Sections 551.071 and 551.072, Texas Government Code;

d. appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer (including a senior executive manager) or employee or hear 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