

**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 10:00 a.m., on Wednesday, June 10, 2020.**

Due to health and safety concerns related to the COVID-19 coronavirus, and in keeping with the Governor's March 13, 2020 disaster declaration (extended by the Governor's orders of April 12, 2020 and May 12, 2020), this meeting will be conducted by teleconference in accordance with provisions in Sections 551.125 of the Texas Government Code that have not been suspended by order of the Governor under Chapter 418 of the Government Code.

The Public will have access to the proceedings through the following means:

1. By webinar link on computer or smart phone

Webinar Link: <https://attendee.gotowebinar.com/register/2811275717687517966>

After registering, you will receive a confirmation email containing information about joining the webinar.

2. By using the GoToWebinar App on computer or smartphone (access will be available for public comments during the designated portion of the meeting)

Please use the webinar ID: 344-399-747

*Persons wishing to make public comment generally or to comment on a specific item on the agenda are asked to join the webinar **between 9:15 and 10:00 am on the day of the meeting** and register to speak by typing and sending an instant message at the bottom of the "Questions" section on the web page when opened. Please identify yourself in the message and if you are speaking on a specific agenda item, please identify the specific item on which you wish to speak. General comments will be called for under Agenda Item No. 3 under Public Comments below. Comments on a specific agenda item will be called for when that item comes up.*

Please limit comments to **3 MINUTES** unless an interpreter is required.

3. By telephone (for listening purposes only)

Call In Number: 415-930-5321
Audio Access Code: 312-399-361

4. By appearing at GBRA Seguin Offices to make comments

Persons may come to William E. West, Jr. Annex Building at 905 Nolan, Seguin, Texas at 10:00 am on June 10, 2020 to make comments. Board members will be participating remotely from other locations. Comments will be taken at the point designated in the agenda.

Subjects to be considered for discussion at such meeting include:

CALL TO ORDER

- Chair's consideration of posted notices.

CHAIRMAN ITEMS

1. Consideration of and possible action on: (a) the procedures and conduct of the June 10, 2020 Board of Directors meeting; and (b) the procedures and conduct of the July 2020 Board of Directors meeting.
2. Consideration of and possible action approving an Order of the Board of Directors of the Guadalupe-Blanco River Authority ratifying action cancelling the May 20, 2020 and June 17, 2020 Board meetings.

PUBLIC COMMENTS

3. Comments from the public. **NOTE:** This portion of the meeting is intended for comments from the public on NON-AGENDA ITEM RELATED TOPICS. Please note that THE BOARD MAY NOT DELIBERATE ON THE SUBSTANCE OF NON-AGENDA ITEMS.

NOTE: Persons wishing to make comment on SPECIFIC AGENDA ITEMS BELOW will be recognized to speak at the time the item is called.

If you wish to make comments, please register with the GoToWebinar app as explained above.

CONSENT ITEMS

4. Consideration of and possible action approving the minutes of the April 29, 2020 Board meeting minutes.
5. Consideration of and possible action approving the monthly financial report for April 2020.
6. Consideration of and possible action approving the monthly operations report for April 2020.

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

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 negotiate and execute a Consulting Agreement for the development of a Habitat Conservation Plan.

10. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute an Agreement to construct the GBRA Gorge Outdoor Lab.

11. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute an Agreement between the Gorge Preservation Society, Inc. (GPS) and the Guadalupe Blanco River Authority related to a GPS contribution to secure safety fencing and other projects associated with the North Rim Trail.

12. Consideration of and possible action authorizing the General Manager/CEO to execute a Bill of Sale between the Gorge Preservation Society, Inc. (GPS) and the Guadalupe Blanco River Authority (GBRA) for a transfer of right, title and interest in and to the GPS's 2005 Ford 14 Passenger Shuttle Bus.

13. Consideration of and possible action authorizing the General Manager/CEO to engage the audit firm of Baker Tilly for the Fiscal Year 2020 financial audit.

14. 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 16/17 – James Hardy, being approximately 3.825 acres or 166,617 square feet more or less of permanent easement and 2.743 acres or 119,485 square feet more or less of temporary construction easement situated in the Ignatius S. Johnson Survey No. 47, Abstract No. 260, in Guadalupe County, Texas, and being a portion of that certain 168.784 acres conveyed by Deed recorded in Volume 2274, Page 382, Official Public Records of Guadalupe County, Texas.

15. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a contract with the lowest responsible bidder for the Northcliffe Wastewater Treatment Plant Demolition Project

DISCUSSION ITEMS

16. Discussion and presentation of the Fiscal Year 2021 proposed Guadalupe-Blanco River Authority Work Plan and Budget.

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 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, (v) legal issues related to Hydro Lake litigation contracts proposed for approval, ratification or authorization;

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) right-of-way acquisitions for GBRA-related projects within the boundaries of GBRA; and (ii) exchange, sale, or transfer of real property interests within the boundaries of GBRA; 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.

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