

**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, September 16, 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 and extensions, 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/1915222121602648846>

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: 448-308-027

*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: (562) 247-8422

Audio Access Code: 668-480-548

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 September 16, 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 September 16, 2020 Board of Directors meeting; and (b) the procedures, conduct, and date of the October 2020 Board of Directors meeting.

2. Consideration of and possible action nominating and appointing one member from the Guadalupe-Blanco River Authority Board of Directors, to serve as the Guadalupe Blanco River Authority representative

on the Golden Crescent Regional Planning Commission General Assembly for a one-year term beginning September 1, 2020.

3. Consideration of and possible action approving a Resolution honoring Guadalupe- Blanco River Authority 2020 retiree Juan Juarez.

PUBLIC COMMENTS

4. 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

5. Consideration of and possible action approving the minutes of the August 19, 2020 Board meeting.

6. Consideration of and possible action approving the monthly operations report for August 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 Joint Funding Agreement between the United States Geological Survey and the Guadalupe-Blanco River Authority for the period October 2020 through September 2021 for stream gauge monitoring.

10. Consideration of and possible action approving a Resolution authorizing the issuance of up to \$57,000,000 in principal amount of Guadalupe-Blanco River Authority Contract Revenue Refunding Bonds, Taxable Series 2020 (Western Canyon Regional Water Supply Project); authorizing the sale thereof; authorizing the General Manager/CEO and the Executive Manager of Finance/CFO to select underwriters, approve certain outstanding obligations to be refunded, and approve all final terms of the Bonds; approving the preparation and distribution of an official statement, authorizing the approval and execution of a purchase contract, a paying agent/registrars agreement, and an escrow agreement; calling certain bonds for redemption; and authorizing all other instruments and procedures related thereto.

11. 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 including necessary acts for any applicable lienholders for such properties; 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 property to be identified to wit: Parcel 29 – Southern Central Holdings, LLC, being approximately 0.4290 acre or 18,687 square feet more or less for lift station being out of called 50.536 acre tract, recorded in Volume 2678, Page 165 of the Official Public Records of Guadalupe County, Texas; 0.0693 acre or 3,019 square feet more or less of temporary easement; 0.0124 acre or 540 square feet more or less of permanent easement; 0.0268 acre or 1,167 square feet more or less for access easement; and 0.2792 acre or 12,162 square feet more or less of permanent easement, and 0.0566 acre or 2,465 square feet more or less of temporary construction easement, situated in the City of New Braunfels, Greenberry Pate Survey No. 46, Abstract No. 260, in Guadalupe County, Texas, being a portion of that certain 50.536 acres conveyed by Deed recorded in Volume 2678, Page 165, Official Public Records of Guadalupe County, Texas, attached as Exhibit “A”.

12. Consideration of and possible action adopting a Resolution to commit to a one percent (1%) GBRA contribution for Port Lavaca Water Treatment Plant Improvements and Port Lavaca Water Treatment Plant Storage and Berm Improvements.

DISCUSSION ITEMS

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

ITEMS FOR EXECUTIVE SESSION

14. 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, settlements, settlement-related agreements and memoranda of understanding and, if applicable, the impact of pending or contemplated litigation on GBRA projects and proposed projects. This includes without limitation, the following matters: *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 (TCEQ) by GBRA for GBRA’s Mid-Basin surface water permit (pending before TCEQ Commissioners); applications to the TCEQ for a bed and banks permit filed by San Antonio Water Systems; other contested applications to the TCEQ by GBRA for water rights or amendments to water rights; other applications filed by or protested by GBRA pending before the Public Utility of Texas; 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) 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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