

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, November 18, 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/5922432932376826639>

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: 447-721-619

*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: (213) 929-4232
Audio Access Code: 215-171-153

4. By appearing at GBRA Seguin Offices to make comments

Persons may come to Annex Building at 905 Nolan, Seguin, Texas at 10:00 am on November 18, 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 November 18, 2020 Board of Directors meeting; and (b) the procedures, conduct, and date of the December 2020 Board of Directors meeting.
2. Consideration of and possible action approving a Resolution honoring Guadalupe- Blanco River Authority 2020 retiree Alvin Schuerg.

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 October 21, 2020 Board meeting.
5. Consideration of and possible action approving the monthly financial report for September 2020.
6. Consideration of and possible action approving the monthly operations report for October 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 adopting three Resolutions Expressing Official Intent to reimburse costs incurred to make improvements to the Lake Dunlap, Lake McQueeney and Lake Placid Dams and Hydroelectric facilities.
10. Consideration and possible action authorizing the General Manager/CEO to execute the amended Joint Funding Agreement for the Edwards Aquifer Habitat Conservation Plan.
11. Consideration of and possible action authorizing the General Manager to negotiate and execute a contract with the highest ranked contractor for the construction of the Lake Dunlap Spillgate Replacement and Dam Armoring Project.
12. Consideration of and possible action adopting a Resolution in support of a grant application to the Texas Water Development Board seeking funding for GBRA, as the region sponsor, to administer the development of the 2023 Regional Flood Plan for Region 11.
13. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a Water Code Section 54.2351 contract with Johnson Ranch Municipal Utility District and Lennar Homes of Texas Land and Construction, Ltd. relating to the transfer of water and sewer facilities.

14. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a contract with JES Holdings, LLC relating to the construction and operation of a proposed lift station and lines connecting the Highlander Senior Village at Johnson Ranch Subdivision with the Johnson Ranch Wastewater Treatment System in Comal County.

15. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute contracts for legislative services.

DISCUSSION ITEMS

16. Discussion and update on activities of the Guadalupe-Blanco River Trust (GBRT) and implementation of the 2019 GBRA/GBRT Memorandum of Understanding.

17. Discussion regarding the grant funding awarded by the U.S. Bureau of Reclamation for repairs to the Lower Guadalupe River Diversion System and a request for proposals to procure a contractor for completing the improvements.

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 the listed sections of Chapter 551, Texas Government Code, to discuss the following matters:

a. advice from legal counsel about litigation, 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. This includes without limitation, the following matter: *Williams v. GBRA* (Fourth Court of Appeals, San Antonio); application to the Texas Commission on Environmental Quality (TCEQ) by GBRA for GBRA's Mid-Basin surface water permit; application 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 or under review for comment or protest by GBRA that are pending before the TCEQ, including without limitation, water use permit applications filed by Select Energy Corporation in the Guadalupe and San Antonio River Basins and a water use permit application filed by River Mountain Ranch in the upper Guadalupe Basin; 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, litigation options, 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,; and (iii) issues relating to GBRA easement rights and other property rights 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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