

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, December 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/4061772286198372108>

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: 685-370-595

*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: 346-558-996

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 December 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 ITEM

1. Appointment of a Nominating Committee for Officers of the Board of Directors for calendar year 2021.

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 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

3. Consideration of and possible action approving the minutes of the November 18, 2020 Board meeting.

4. Consideration of and possible action approving the monthly financial report for November 2020.
5. Consideration of and possible action approving the monthly operations report for November 2020.
6. Consideration of and possible action approving Directors' expense vouchers.

GENERAL MANAGER/CEO ITEMS

7. 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

8. Consideration of and possible action approving a Resolution authorizing the Issuance of \$40,000,000 in Aggregate Principal Amount of Guadalupe-Blanco River Authority Contract Revenue Bonds, Series 2021 (Lake Dunlap Dam and Hydroelectric Facilities Project); authorizing the sale thereof to the Texas Water Development Board (TWDB) through its Clean Water State Revolving Fund Program; approving and authorizing the execution of a Paying Agent/Registrar Agreement and an Escrow Agreement; approving and authorizing all other instruments and procedures related thereto; and providing for an immediate effective date.
9. Consideration of and possible action authorizing Guadalupe-Blanco River Authority staff to open accounts as indicated.
10. Consideration of and possible action approving the January 1, 2020 Actuarial Valuation for the Retirement Plan for Employees of the Guadalupe-Blanco River Authority, the recommended contribution of \$897,338 included therein, and a supplemental contribution of \$102,662.
11. Consideration of and possible action approving the Fiscal Year 2020 annual financial audit and distribution of the Comprehensive Annual Financial Report.
12. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a letter of agreement and Easement Release and Electric Line Easement and Right-Of-Way with Pulte Homes of Texas.
13. Authorization for the General Manager/CEO to negotiate and execute a Wholesale Wastewater Treatment Service Agreement with the City of Buda.

14. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute an interruptible water supply contract for up to 1,000 acre-feet for one year with Select Energy Services, LLC, with the option to renew said contract for two additional one year terms.
15. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute a Contract with the lowest qualified bidder for construction of the SH123 Pipeline Crossing Replacement.
16. Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute the San Antonio Bay System Monitoring Agreement between Texas A&M University-Corpus Christi and GBRA for the period January 1, 2021 through December 31, 2021.

DISCUSSION ITEMS

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 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. 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 (Travis County District Court); application by San Antonio Water Systems to the TCEQ for a bed and banks permit (TCEQ); other applications to the TCEQ by GBRA for water rights, amendments to water rights, or water quality permit amendments; applications to the TCEQ for permits or permit amendments filed by others on which GBRA has filed a request for evidentiary hearing or public comment; applications to the TCEQ for permits or permit amendments filed by others on which GBRA is a co-permittee or which GBRA has supported; Section 551.071, Texas Government Code;
 - b. advice from legal counsel about pending litigation and/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 the boundaries of GBRA; and (ii) exchange, sale, or transfer of real property interests within the boundaries of GBRA; Section 551.071 and 551.072, Texas Government Code;
 - c. 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;

d. deliberation on the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee or 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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