

GUADALUPE-BLANCO RIVER AUTHORITY

Minutes of the Board of Directors

The Board of Directors of the Guadalupe-Blanco River Authority met in a special called meeting on September 25, 2019, at the GBRA William E. West, Jr., Annex Building Board Room, 905 Nolan, Seguin, Guadalupe County, Texas. Directors present were Dennis L. Patillo, Don B. Meador, Kenneth Motl, Robert “Rusty” Brockman, William R. Carbonara, Steven B. Ehrig, Oscar H. Fogle, and Ronald J. Hermes. Director Tommy Mathews was absent. Also present were Kevin Patteson, General Manager/Chief Executive Officer; Darrell Nichols, Senior Deputy General Manager; Jonathan Stinson, Deputy General Manager; Tommy Hill, Senior Advisor to the General Manager and Engineering Division; Alvin Schuerg, Senior Advisor to the General Manager; Tom Bohl, General Counsel; Vanessa Guerrero, Executive Manager of Administration; Nathan Pence, Executive Manager of Environmental Science and Community Affairs; Randy Staats, Executive Manager of Finance/Chief Financial Officer; Courtney Kerr-Moore, Associate General Counsel; Earnie Granville, Associate General Counsel; Jeff McKee, Division Manager-Hydroelectric and Rural Utilities; Amy Warr with Alexander Dubose Jefferson.

Chairman Patillo called the meeting to order at 10:00 a.m., and took note of the certifications presented that notice of the meeting had been properly posted in the office of the Secretary of State, in the Guadalupe County Courthouse, the GBRA main office and the William E. West, Jr., Annex Building in Seguin, Texas, pursuant to Title 5, Chapter

551 of the Texas Government Code. A quorum being present, the following proceedings were had:

Director Brockman led the Pledge of Allegiance to the United States flag and the Texas flag.

Chairman Patillo welcomed all in attendance.

The Chairman called for **Public Comment Item 2 - Comments from the public.** Chairman Patillo deferred Public Comments to General Manager/CEO Item 6.

Next, the Chairman called for **Chairman Item 1 - Consideration of and possible action changing the date of the October 16, 2019 Board meeting.** Chairman Patillo discussed with other Board members regarding a possible change to the October Board meeting date. Upon motion by Director Patillo, seconded by Director Hermes, the Board unanimously approved changing the date of the October 16, 2019 Board meeting to October 23, 2019.

The Chairman then called for **Consent 3 - Consideration of and possible action approving the minutes of the August 21, 2019 Board meeting; Consent Item 4 Consideration of and possible action approving the monthly operations report for August 2019; and Consent Item 5 - Consideration of and possible action approving Directors' expense vouchers.** Upon motion by Director Meador, seconded by Director Motl, the Board unanimously approved Consent Items 3, 4, and 5.

The Chairman called for **General Manager/CEO Item 6 - Report and update on the Guadalupe Valley Hydroelectric System; report and update on 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. General Manager/CEO Patteson invited guests to speak. Approximately 20 individuals were in attendance and two (2) individuals addressed the Board with questions and concerns relating to the repairs and replacement of spillgates on all of GBRA's Guadalupe Valley Hydroelectric System dams. General Manager/CEO Patteson informed the Board the New Braunfels office expansion is on hold and there is an Action Item on the agenda for a modular building for additional office space. General Manager/CEO Patteson thanked the lake associations for their continued work with GBRA to find a solution. The Board was informed on a temporary Court order regarding the lowering of the remaining Guadalupe Valley Hydroelectric lakes. Chairman Patillo commended both sides for working toward a solution and a report will be presented in thirty days from the three experts per the Court Order with the possibility of an additional 30 days.

Next, the Chairman called for **General Manager/CEO Item 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, non-profit entities partnering with GBRA, water quality services, community affairs, environmental programs, and stewardship. David Harris briefed the Board on operations and safety including the Buda Wastewater Treatment Plant, Luling Water Treatment Plant, Calhoun Canal Division raw water pipeline, Coletto Creek Recreation rental cabins, new technology ROV to inspect ground storage tanks and raw water intakes, the San Marcos Water Treatment Plant, the Coletto Creek Recreation 26th Annual Kid Fish, the Coletto Creek Dam spillgate inspections, employee training, new hires, and safety. Randy Staats briefed the Board on finance including the Fiscal Year 2020 Work Plan and Budget, the Calhoun County Rural Water retail rate proposed increase, treasury and investments, winter averaging in current billing system for Johnson Ranch, capital funding needs, records management, and grants. Mr. Staats discussed GBRA' purchasing and contracting process included in the Sunset Advisory Commission Report of April 2018. GBRA has established a centralized purchasing function and implementation of electronic procurement system (BidNet). The Board was informed that preparation is underway for the Fiscal Year 2019 annual audit.

The Chairman then called for **Action Item 8 - 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 2019 through September 2020 for stream gauge monitoring.** Tommy Hill briefed the Board on the Joint Funding Agreement. GBRA has contracted with the United States Geological Survey (USGS)

since the early 1960's to provide stage and stream flow gauging and water quality testing at various sites. The GBRA contract includes funding for fourteen gauges and testing for pesticides in the Calhoun Canal System. Joint funding for Fiscal Year 2019 amounted to \$207,390. The Guadalupe River Basin contains a total of 54 river gauges with funding from various sources including the U. S. Army Corps of Engineers, the Edwards Aquifer Authority, the Upper Guadalupe River Authority, the Texas Water Development Board, and GBRA. It should be noted the Texas Water Development Board continues to add new gauges. The proposed 2019-2020 USGS contract includes 14 gauges and includes continued participation in the Jacob's Well water quality site and sample collection and processing at the Calhoun Canal Pump Station. GBRA's share of the contract is \$207,390. Upon motion by Director Brockman, seconded by Director Fogle, the Board unanimously authorized the General Manager/CEO to negotiate and execute a Joint Funding Agreement between the United States Geological Survey and GBRA for the period October 2019 through September 2020 for stream gauge monitoring.

The Chairman called for **Action Item 9 - Consideration of and possible action authorizing the General Manager/CEO to negotiate and execute an agreement with Williams Scotsman, Inc. (Willscot) for delivery, set up and leasing of a replacement modular building at the Seguin office complex.** Jeff McKee briefed the Board on the replacement modular building at the Seguin office complex. Due to the addition of personnel and the lack of office space, it has become necessary to add temporary office space. The proposed building will be placed on the open space across from the River Annex and will replace the small portable office building that is currently located on Nolan

Street which will then be removed. Upon motion by Director Meador, seconded by Director Motl, the Board authorized the General Manager/CEO to negotiate and execute an agreement with Williams Scotsman, Inc. (Willscot) for delivery, set up and leasing of a replacement modular building at the Seguin office complex.

Next, the Chairman called for **Action Item 10 - Consideration of and possible action approving one or more ordinances of the Guadalupe-Blanco River Authority relating to boating, swimming, fishing, and other water-related activities on the GBRA Hydroelectric Lakes to-wit: Lake Dunlap, Lake McQueeney, Lake Placid, Lake Nolte (Meadow), Lake Gonzales (H-4), and Lake Wood (H-5) located in Comal, Guadalupe, and Gonzales Counties, Texas.** Tom Bohl briefed the Board on proposed ordinances providing for enforcement pursuant to the Court Order relating to GBRA Hydroelectric Lakes to-wit: Lake Dunlap, Lake McQueeney, Lake Placid, Lake Nolte (Meadow), Lake Gonzales (H-4), and Lake Wood (H-5) located in Comal, Guadalupe, and Gonzales Counties, Texas. The Ordinances provide conditions of the Court Order, has been reviewed by Guadalupe County Attorney, and the County will be able to enforce. Upon motion by Director Brockman, seconded by Director Hermes, the Board unanimously approved one or more ordinances of the Guadalupe-Blanco River Authority relating to boating, swimming, fishing, and other water-related activities on the GBRA Hydroelectric Lakes to-wit: Lake Dunlap, Lake McQueeney, Lake Placid, Lake Nolte (Meadow), Lake Gonzales (H-4), and Lake Wood (H-5) located in Comal, Guadalupe, and Gonzales Counties, Texas. A copy of the Ordinances is attached and made a part of these minutes.

The Chairman then called for **Discussion Item 11 - Discussion regarding Base Flow Report, Water Quality Index, long term weather pattern, and condition of the Guadalupe Basin.** Tommy Hill briefed the Board on Basin hydrologic condition, the Base Flow Report, Water Quality Index, condition of the Guadalupe Basin including rainfall percentages, events and totals, the U. S. Drought Monitor Seasonal Outlook, Comal Springs level, San Marcos Springs level, Guadalupe River stream flows, El Nino and La Nina modeled forecast, and elevation of Canyon Reservoir.

The Chairman recessed the open meeting at 11:12 a.m. The Chairman then closed the open meeting and convened the meeting in executive session at 11:24 a.m. pursuant to Chapter 551, Texas Government Code. The Chairman reconvened the meeting in open session at 12:22 p.m.

Director Brockman presented General Manager/CEO Patteson a gold sledge hammer that was used at the dedication of the re-opening of the Canyon Lake walkway.

There being no further business to be brought before the Board, the meeting was adjourned at 12:23 p.m. subject to call by the Chairman.

Chairman

Secretary