

BEXAR METROPOLITAN WATER DISTRICT
2047 W. MALONE, SAN ANTONIO, TEXAS 78225
P.O. BOX 245994, SAN ANTONIO, TEXAS 78224
REGULAR BOARD MEETING
December 21, 2005

In accordance with Chapter 551 of the Texas Government Code, Vernon's Annotated Civil Statutes, Section 31, notice is hereby given to the public that the Board of Directors for the BEXAR METROPOLITAN WATER DISTRICT shall have a Regular Board of Directors Meeting on the **21st day of December 2005. The meeting will be called to order at 5:00 p.m., with an Executive Session to follow thereafter. Open Session will begin at 6:30 p.m.** The meeting will be held in the Bexar Metropolitan Water District Board Room, 2047 W. Malone, San Antonio, Texas.

The District provides unrestricted access for the disabled.

1. Meeting Called to Order.

EXECUTIVE SESSION:

2. Executive Session

The Bexar Metropolitan Board of Directors reserves the right to adjourn into Executive Session at any time to discuss any of the matters listed below, as authorized by Chapter 551 of the Texas Government Code, Vernon's Civil Statutes, Subchapter D, as it pertains to private consultation with the Board's attorneys (§551.071); deliberation about Real Property (§551.072); deliberations about Gifts and Donations (§551.073); as it pertains to Personnel (§551.074); deliberations about Security Devices (§551.076); and Economic Development (§551.087). EXECUTIVE SESSION ITEMS MAY BE DISCUSSED AND ACTED UPON, IF APPROPRIATE IN OPEN SESSION.

- a. Personnel Issues

- b. GBRA Litigation proposed settlement in the following matters:

- (1) *City of Bulverde, Texas, Guadalupe-Blanco River Authority, City of Boerne, and the City of Fair Oaks Ranch v. Bexar Metropolitan Water District in the District Court of Comal County, 22nd Judicial District, No.C2003-1201A.*
- (2) *Bexar Metropolitan Water District v. Texas Commission on Environmental Quality, Cause No. 02-04-00574-CV in the 3rd Court of Appeals; District Court in Cause No. GV-302775 in the 250th Judicial District Court of Travis County, Texas;*
- (3) *Petition of Bexar Metropolitan Water to Compel Raw Water Commitment from Guadalupe-Blanco River Authority, SOAH Docket No. 582-05-1005, TCEQ Docket No. 2004-1384-UCR*
- (4) *Petition of Canyon Regional Water Authority and Bexar Metropolitan Water District to Appeal the Wholesale Water Rate Increase of Guadalupe-Blanco River Authority, SOAH Docket No. 582-03-1991, TCEQ Docket No. 2002-1400-UCR;*

- (5) *Petition of Canyon Regional Water Authority and Bexar Metropolitan Water District to Appeal the Wholesale Water Rate Increase of Guadalupe-Blanco River Authority, SOAH Docket No. 582-04-1925, TCEQ Docket No. 2003-1571-UCR; and*
 - (6) *Petition of Canyon Regional Water Authority and Bexar Metropolitan Water District to Appeal the Wholesale Water Rate Increase of Guadalupe-Blanco River Authority, TCEQ Docket No. 2005-0056-UCR (Olivares/Ruiz).*
 - c. Education and Economic Development JOI vs. Bexar Metropolitan Water District, In the 408th Judicial District, Bexar County, Texas, Cause No. 2005-CI-18641 (Olivares/Ruiz).
 - d. Charles C. Bailey, Ron Lewis and Mario Gonzalez vs. Bexar Metropolitan Water District, in the 98th Judicial District, Travis County, Texas Cause No. GN503186 (Olivares/Ruiz).
 - e. Canyon Lake Water Supply Corporation water purchase contract (Olivares/Ruiz).
3. The Board will reconvene in Open Session and may take ACTION regarding discussion in Executive Session.
 4. Requests by interested citizens to address the Board.

ACTION ITEMS:

THE BOARD WILL BE ASKED TO CONSIDER AND TAKE ACTION:

5. To approve execution of a Utility Service Agreement with Plata Brothers Construction, Inc. (Olivares/Ruiz).
6. On the approval of a multiple meter installation agreement with Bakke & Company (Olivares/Pfeil).
7. On the ratification of the purchase of BMWD Uniform Jackets for field employees in the amount of \$6,000.00 (Olivares/Pfeil).
8. On the ratification of the purchase of Water Purification Filter's provided to ratepayers of Bulverde Hills in response to increased levels of Trihalomethanes in the water provided by Canyon Lake Water Supply Corporation and direct the General Manager to secure reimbursement from Canyon Lake Water Supply Corporation for this expense (Olivares).
9. To approve the purchase and construction of the new BexarMet Pay Station secured via The Cooperative Purchasing Network [Tabled November 28, 2005 Board Meeting] (Olivares).
10. To approve the firm Garza/Gonzalez & Associates (as approved in the previous Request for Qualifications in fiscal year 2003-2004) to conduct the audit for Fiscal Year 2005-2006 (Olivares/Morin).

11. CONSENT ITEMS:

THE BOARD WILL BE ASKED TO CONSIDER AND TAKE ACTION:

- a. To authorize the submittal of capital project information to the Texas Water Development Board to seek funding through the Drinking Water State Revolving Fund FY 2007 Intended Use Plan (Olivares/Albach).
- b. On the approval for the engagement of services of the lowest qualified bidder, Quality Fence and Welding for an amount not to exceed \$18,191.00; and a reallocation of the Capital Budget, of \$18,191.00 from Page 1, line 2, item BE-1102 “Phase III Surveillance Camera Network” to Page 6, line 147, item BP-0052 “Malone Office Campus” (Olivares/Albach).
- c. On a reallocation of the Capital Budget of \$69,000.00 from Page 5, line 135, item BP-0045 “Ray Lieck at Talley Road to Turtle Cross” to Page 7, line 168, item BP-0067 “Chaparral (0.062 MG Ground Storage Tank)” to fund the contract with Keystone Construction as approved at the Board’s regularly scheduled meeting on November 28, 2005 (Olivares/Terrazas/Albach).
- d. On the authorization of a contract with River City Engineering, selected via request for qualifications per District policy, for engineering services related to the WECO contract in an amount not to exceed \$150,000.00; and a reallocation of the Capital Budget of \$150,000.00 from Page 7, line 173, item BP-0072, “Texas A&M (EST at Red Oak Hill and large trans. Mains)” to Page 7, line 174, item BP-0073 “WECO Wells” (Olivares/Albach).
- e. To authorize the General Manager to contract with the lowest qualified bidder, Bussell and Sons, LLC, selected via invitation for bid per District policy, for the purpose of encapsulating ten (10) ground storage tanks for an amount not to exceed \$466,000.00 pursuant to Capital Budget page 3, line 85, item BP-0001 (Olivares/Terrazas).
- f. To approve revisions to the Capital Asset Policy (Olivares/Morin).
- g. On the approval of the Financial Reports for months ending November 30, 2005 (Olivares/Morin).
- h. On the approval of payment for legal fees for professional services provided to the District (Olivares/Ruiz).

12. ACTION ITEMS ADMINISTRATION:

THE BOARD WILL BE ASKED TO REVIEW AND APPROVE:

- a. November 28, 2005 Meeting Minutes

13. REPORT ITEMS:

- a. The purchase of materials necessary for store’s inventory or for on-going projects for the month of November 2005 (Olivares/Morin).

- b. The exceptional expenditures and professional fees for the month November 2005 (Olivares/Morin).
 - c. Top 25 Delinquent accounts (Olivares/Morin).
 - d. Department Manager's monthly reports (Information only).
 - e. Professional services monthly reports.
14. The Board will be asked to set the date, time and order of the Open Session/Executive Session for the Board's regular monthly meeting and/or Special meeting.
15. The Board will adjourn.