

**BEXAR METROPOLITAN WATER DISTRICT
2047 W. MALONE, SAN ANTONIO, TEXAS 78225
P.O. BOX 245994, SAN ANTONIO, TEXAS 78224
REGULAR BOARD MEETING
March 26, 2007**

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 **26th day of March 2007. The meeting will be called to order at 4:30 p.m., with an Executive Session to follow thereafter. Open Session will begin at 6:00 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. General litigation matters involving ongoing, pending or contemplated litigation and settlement offers (Olivares/Ruiz).
- b. To approve Purchase and Sale Agreement with Union Pacific Railroad for the sale of 10.979 acres of land in BexarMet's Medio Creek Property (Olivares/Ruiz).
- c. Water Purchase Agreement between Bexar-Medina-Atascosa Counties W.C.I.C. No. ("BMA") and Bexar Metropolitan Water District ("BexarMet") (Olivares/Ruiz).
- d. City of Castle Hills Lemonwood Street Drainage Project (Olivares/Ruiz).

- e. WECO water supply agreement concerning the Stein tract and related litigation (Olivares/Ruiz/Wilson).
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 accept Certification of Unopposed Candidate from the Secretary of the BexarMet Board certifying that David Sosa is an unopposed candidate for Single Member District #2 (Olivares/Clement).
6. To order the cancellation of election for Director, Single Member District #2 and declaring that unopposed candidate, David Sosa, be elected as Director, Single Member District #2 (Olivares/Clement).
7. To Amend Order of May 12, 2007 Election for Districts 2, 3 and 7 (Olivares/Ruiz).
8. To approve a Resolution to appoint a BexarMet representative to the Canyon Regional Water Authority ("CRWA") Board of Trustees to serve a two year term (Olivares).
9. To authorize the General Manager to execute a one year agreement to lease 227.96 acre-feet annually of Edwards water rights, from the Regional Water Resource Development Group; for an amount not to exceed \$ 23,960.76 (Olivares/Ramos).
10. To authorize the General Manager execute a one-year agreement with the United States Department of the Interior U.S. Geological Survey for support services needed to conduct an initial assessment on the Trinity Aquifer; for an amount not to exceed \$10,000.00 (Olivares/Ramos).
11. To ratify the actions of the General Manager to enter an agreement with Verstuyft Family Farms LLC for the use of their Edwards Aquifer well to supply water to Color Spot Nursery pursuant to a prior agreement between Color Spot and BexarMet for an amount not to exceed \$100.00 per acre-foot (Olivares/Ramos).
12. To approve a contract with the Bexar County Elections Administrator for election services for the May 12, 2007 Director Election and to approve a deposit pursuant to the contract in an amount not to exceed \$30,642.89 (Olivares/Ruiz).

13. To approve a modification to the Professional Service Agreement with Lockwood, Andrews & Newnam, Inc ("LAN") to complete engineering plans for Medina Dam Gate repair for an amount not to exceed \$58,470.00 (Olivares/Ruiz).
14. To authorize the purchase of M-502 water treatment system in the amount of \$128,622.00 from MIOX Corporation for Dym Tract (District 6) (BP# 060757) (Olivares/Kapoor).
15. To authorize the purchase of M-1002 water treatment system in the amount of \$218,711.00 from MIOX Corporation for Rogers Ranch (District 6) (BP # 060757) (Olivares/Kapoor).
16. To authorize payment of engineering design services for an amount not to exceed \$9,200.00 to URS Corporation for Oak Estates Pumping Station. (District 6) (BE# 5504) (Olivares/Kapoor).
17. To authorize General Manager to negotiate and execute construction contracts with the winning bidder based on Request for Proposal as advertised for pilot holes and wells at new facility #188 at Bitters (District 6) (Olivares/Kapoor). *[Bidding will be opened Monday, March 26, 2007. A dollar amount will be available at the Board Meeting.]*
18. To authorize General Manager to negotiate and execute a purchase order with the winning bidder based on Request for Proposal as advertised for pump and motor for Bitters Facility #065 WP #3 (District 6) (BP# 060739) (Olivares/Kapoor). *[Bidding will be opened Monday, March 26, 2007. A dollar amount will be available at the Board Meeting.]*
19. To authorize the General Manager to negotiate and approve a contract with Carter Burgess for Construction, Administration and Inspection Management Services for BexarMet (Olivares/Ruiz).
20. To authorize the General Manager to negotiate and approve a contract with Brown & Caldwell for Construction, Administration and Inspection Management Services for BexarMet (Olivares/Ruiz).
21. To ratify the provision of 360 ft. of 30" steel casing by the contractor J.A. Road Boring company for the IH-37 at Hardy rd. boring contract, for an amount not to exceed \$22,680.00 (District 5) (BP# 060702) and to provide additional funding of \$16,125.00 from Military Ditch #65 (Olivares/Kapoor).
22. To authorize a contribution of \$1,500.00 to the Cesar E. Chavez Legacy and Educational Foundation Scholarship Fund (Olivares).

23. To authorize the General Manager to direct rate consultants to incorporate a Lifeline rate into BexarMet's new rate design (Olivares).

24. **CONSENT ITEMS:**

THE BOARD WILL BE ASKED TO CONSIDER AND TAKE ACTION:

- a. Recommendation to change the Defined Benefit Pensions Plan's year end of February 28th to coincide with the District's year end of April 30th (Olivares/Wigfall Crute).
- b. To approve an Insurance deductible Reimbursement payment of \$13,149.37 to St. Paul Travelers for the settlement of two losses under the prior insurance policy periods (Olivares/Ruiz).
- c. On payment of legal fees for professional services provided to the District (Olivares/Ruiz).
- d. To authorize the General Manager to negotiate and execute a Utility Service Agreement with Dove River, Ltd. for the Dove River Development (District 2) (Olivares/Ruiz).
- e. To authorize the General Manager to negotiate and execute a Utility Service Agreement with Campbellton Road, Ltd. for the Copper Ridge Development (District 5) (Olivares/Ruiz).
- f. To authorize the General Manager to negotiate and execute a Utility Service Agreement with Fieldstone Homes Texas, L.L.C. for the Falcon Landing Development (District 2) (Olivares/Ruiz).
- g. To accept the Financial Report for month ending February 2007 (Olivares/J. Morin).
- h. To authorize the General Manager to negotiate and execute a contract for design, construction, administration, and inspection services with Carter Burgess based on Request for Qualifications that were advertised for an amount not to exceed \$136,525.00 (District 6) (BP# 060759) for ground storage tank and high service pump station for Canyon Golf Site (Olivares/Kapoor).
- i. To authorize General Manager to negotiate and execute a construction administration and inspection management engineering services contract with Brown & Caldwell based on Request for Qualifications for two (2) wells and one (1) tank for the Timberline Facility for an amount not to exceed \$180,683.00 (District 6) (BE# 5504) (Olivares/Kapoor).

- j. To approve a contract with Lockwood, Andrews & Newnam, Inc. ("LAN") for design and engineering consulting services related to the South Zarzamora (Hutchins to Loop 410) main relocation project (District 3) (BP# 060728) for an amount not to exceed \$157,200.00 (Olivares/Kapoor). *[Tabled from November 27, 2006 Board Meeting]*
 - k. To authorize the General Manager to negotiate and execute a contract with Turner Collie & Braden ("TCB"), selected by Bexar County, to complete the design of the replacement of water mains on Kriewald Road (District 2) (BP# 060727) for an amount not to exceed \$153,300.00 (Olivares/Kapoor).
25. **REPORT ITEMS:**
- a. The purchase of materials necessary for store's inventory or for ongoing projects for the month of February 2007 (Olivares/J. Morin).
 - b. The exceptional expenditures and professional fees for the month February 2007 (Olivares/J. Morin).
 - c. Top 25 Delinquent accounts (Olivares/J. Morin).
 - d. General Manager's monthly reports (Information only).
 - (i) Paystation Report
 - e. Professional Services Monthly Reports (Olivares/Ruiz).
26. The Board will be asked to set the date and time of the next monthly Board meeting.
27. The Board will adjourn.