

**BEXAR METROPOLITAN WATER DISTRICT
2047 W. MALONE, SAN ANTONIO, TEXAS 78225
P.O. BOX 245994, SAN ANTONIO, TEXAS 78224
REGULAR BOARD MEETING
September 24, 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 **24th day of September 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. Real Estate Matters (Olivares/Ruiz).
 - c. Personnel Matters (Olivares/Ruiz).
 - d. To approve a Letter of intent with SJWTX Water, Inc. regarding the sale of the Comal County and Medina County Water Systems (Olivares/Ruiz).
 - e. Review and Extension of General Manager's Contract.
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 authorize the General Manager to negotiate and execute an Interlocal Agreement with San Antonio Water System (“SAWS”) regarding SAWS’ request to utilize BexarMet’s water infrastructure to provide temporary water to the Monte Cristo Development (Olivares/Ruiz).
6. To adopt a board policy to begin every Board of Director’s Meeting with the Pledge of Allegiance to begin on a date approved by the Board (Olivares/Ruiz).
7. To approve a contract with the Bexar County Elections Administrator for election services for the November 6, 2007, Director Election for District 2 and to approve a deposit, pursuant to the contract, in an amount not to exceed \$14,827.40 (Olivares/Ruiz).
8. To approve a Special Rule of Order as an attachment to Bexar Metropolitan Water District By-Laws relating to the Board Member's attendance at Board Meetings and procedure Board Members are to follow to request to be excused from attendance (Olivares/Ruiz).
9. To remove and/or accept the resignation of David Sosa as a Director for the Bexar Metropolitan Corporation and appoint one Director to fill the unexpired term of the vacant position (*Item tabled on August 27, 2007*) (Olivares/Ruiz).
10. To adopt a Resolution authorizing the “Amended Lease With An Option To Purchase Between The Bexar Metropolitan Development Corporation As Lessor And The Bexar Metropolitan Water District As Lessee” (Olivares/Ruiz).
11. To adopt a board policy for the negotiation, approval and execution of Utility Service Agreement (“USA”) (Olivares/Ruiz).
12. To approve amended Water Service Regulations (Olivares/Stryjewski).
13. To authorize the General Manager to approve the purchase of a Mueller C1-36-99002 Tapping Machine for the amount of \$17,255.78 from HD Waterworks Supply from Budget Item No. BE-4002 (Olivares/George).
14. To approve the use of contractor Alsay, Inc. the winning bidder as solicited for the maintenance to pull 038WP2 deep turbine well and the re-install after repairs are made at New World Facility #038 for an amount not to exceed \$5,600.00 (District 4) (Olivares/Bittle).
15. To approve use of indefinite delivery contractor Gilbert’s Concrete and Utility Work for concrete and other excavation work associated with electrical upgrades at Lemonwood Facility #023 for an amount not to exceed \$34,475.00 and to reallocate funds from Capital Budget BP-070829 (District 6) (Olivares/Bittle).
16. To approve use of Sunbelt Electric Service, Inc. for electrical services at BexarMet Malone Facility #062 for an amount not to exceed \$8,227.00 (Olivares/Bittle).

17. To approve expenditure as per task order with Brown and Caldwell, to conduct a Standby Generation and Arc Flash Hazard Analysis at BexarMet's 25 most critical sites for an amount not to exceed \$370,656.00 and to reallocate funds from Capital Budget BP-070824 (Olivares/Bittle).
18. To approve an amendment to the contract with Brown and Caldwell for additional engineering design services at the Staggs Ranch Facility #094 for an amount not to exceed \$100,245.00 (BP #060760) (District 5) (Olivares/Bittle).
19. To declare the portable building used at Southcross Facility #015 as surplus (Olivares/Bittle).
20. To approve the renewal of the Joint Funding Agreement with the U.S. Geological Survey for stream gauging and water quality monitoring in the Medina River Basin for the federal fiscal year beginning October 1, 2007 in an amount not to exceed \$77,440.00 (Olivares).
21. To approve a Resolution to appoint a BexarMet representative to the Steering Committee of the Recovery Implementation Program established in Senate Bill No. 3 Article 12, Section 12.06, Sec. 1.26A (Olivares/Ruiz).
22. To adopt a Resolution rescinding the October 24, 2006 Emergency Resolution of the Board of Directors of Bexar Metropolitan Water District To Expedite Construction Of Facilities And Infrastructure. (Wenger)
23. Engagement with Public Relations firm to assist in the grand opening of Bexar Metropolitan Water District Service Center (Gallegos).
24. **CONSENT ITEMS:**
THE BOARD WILL BE ASKED TO CONSIDER AND TAKE ACTION:
 - a. To accept the Financial Report for month ending August 31, 2007 and year-to-date (Olivares).
 - b. On the approval of payment for legal fees for professional services provided to the District (Olivares/Ruiz).
 - c. To approve a \$7,014.89 payment to CPS Energy for settlement of a general liability claim for damage to a 12" gas transmission line (Olivares/Ruiz).
 - d. To ratify payment to Loyd Armature Works, Inc. for repair of 350 HP electric motor at New World Facility #038, WP1 for an amount not to exceed \$6,880.65 (District 4) (Olivares/Bittle).
 - e. To authorize the General Manager to negotiate and approve a contract with Chiang, Patel & Yerby, Inc., (CP&Y), the engineer selection by Bexar County for the review and design of replacement to existing water facilities on Blanco Road from Glade Crossing to West Oaks Estates (District 6) for an amount not to exceed \$100,292.50 and to reallocate funds from BP-070824. (Olivares/Bittle).

25. **ACTION ITEMS ADMINISTRATION:**
THE BOARD WILL BE ASKED TO REVIEW AND APPROVE:

- a. August 31, 2007 Special Board Minutes.
- b. August 27, 2007 Regular Board Minutes.
- c. August 22, 2007 Special Board Minutes.

26. **REPORT ITEMS:**

- a. The purchase of materials necessary for store's inventory or for on-going projects for the month of August 2007 (Olivares).
 - b. The exceptional expenditures and professional fees for the month August 2007 (Olivares).
 - c. Top 25 Delinquent accounts (Olivares).
 - d. General Manager's monthly reports (Information only).
 - i. Website Workshop
 - ii. Workshop on identifying and prioritizing projects.
 - e. Professional Services Monthly Reports (Olivares/Ruiz).
27. 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.
28. The Board will adjourn.