

**BEXAR METROPOLITAN WATER DISTRICT
2047 W. MALONE, SAN ANTONIO, TEXAS 78225
P.O. BOX 245994, SAN ANTONIO, TEXAS 78224**

**REGULAR BOARD MEETING
June 30, 2008**

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 **30th day of June 2008. The meeting will be called to order at 4:00 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. Consultation with the Board's Attorney, general litigation matters involving ongoing, pending or contemplated litigation and settlement offers-Discussion Items for Executive Session (Olivares/Ruiz).
 - b. To approve authorization to proceed with condemnation action of site for the Hardy Oak Elevated Storage Tank (Olivares/Ruiz).
 - c. To authorize the General Manager to negotiate a purchase and Sale Agreement with SJWTX Water Inc., for the sale of the Comal County Water System and/or the Medina County Water System as per the terms discussed in Executive Session and to bring a negotiated agreement back to the Board for approval (Olivares/Ruiz).
3. The Board will reconvene in Open Session.
 4. Pledge of Allegiance.
 5. Invocation.

6. Announcements.
7. The Board may take ACTION on any item discussed in Executive Session.
8. Requests by interested citizens to address the Board.

ACTION ITEMS:

THE BOARD WILL BE ASKED TO CONSIDER AND TAKE ACTION:

ITEMS FOR INDIVIDUAL CONSIDERATION:

9. To approve a Resolution regarding BexarMet employees' participation in campaigns of candidates for BexarMet Board of Directors (Wenger).
10. To authorize the General Manager to negotiate a Lease Agreement with Steves & Sons, Inc., regarding an approximate three (3) acre tract of the Malone property and to bring back a negotiated agreement for Board approval (Olivares/Ruiz).
11. To approve the retention of a condemnation attorney for the District (Olivares/Ruiz).
12. To adopt a Resolution documenting BexarMet Board of Director's election cycle (Olivares/Ruiz).
13. To authorize the General Manager to issue a Request for Qualifications ("RFQ") for Lobbyist Services (Olivares/Clement).
14. To approve an Invoice from Garza/Gonzalez & Associates, for various meetings with the State Auditor's Office and the Oversight Committee in an amount not to exceed \$7,810.00 (Olivares/Vasquez) (Item tabled at the May 28, 2008 Board Meeting).
15. To approve the freezing of the District's retirement income plan, contract # 502804 (Olivares/Wigfall Crute').
16. To approve terminating the retirement income plan medical account, contract # 502960 (Olivares/Wigfall Crute').
17. To approve amending the 457 deferred compensation plan, contract # 502920 (Olivares/Wigfall Crute').
18. To enter into an agreement with Search Associates & Consultants for recruitment of a Chief Engineer (Olivares/Wigfall Crute'/Thuss).
19. To approve additional temporary staff to respond to HB 1565 mandated audits and to amend the Operating Budget by an additional amount of \$50,000.00 to cover said additional costs (Olivares/Vasquez).
20. To approve an amendment to the State Auditor's Office engagement letter for the increased estimated hours and estimated cost for the HB 1565 mandated audit and to amend the Operating Budget by an additional \$150,000.00 to cover said additional costs (Olivares/Vasquez).

ENGINEERING/IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY:

21. To authorize the General Manager to negotiate and execute a contract with Holloman Corporation, the lowest bidder for RFP #008149, for construction of electrical equipment for Stein Tract wells (#s190, 191, 193, 194, & 195) for an amount not to exceed \$884,280.00, and to allocate that amount from the Capital Budget (BP-080961) (District 6) (Olivares/Thuss).

PURCHASE OF EQUIPMENT, MATERIALS AND SUPPLIES:

22. To award a contract to Pencoco, Inc. the winning bidder for delivery of bulk hydrofluorosilicic acid (fluoride) for an amount not to exceed \$7.03 per gallon (All Districts) (Olivares/Thuss).
23. To authorize the General Manager to negotiate and execute a contract with Groff Oil, the lowest bidder for IFB #08100, for fuel delivery to the District's Malone facility for the District's fleet, generators, and engines (All Districts) (Olivares/Thuss).

24. CONSENT ITEMS:

THE BOARD WILL BE ASKED TO CONSIDER AND TAKE ACTION:

- a. To accept the Financial Report for month ending May 31, 2008 and year-to-date (Olivares/Vasquez).
- b. On the approval of payment for legal fees for professional services provided to the District (Olivares/Ruiz).
- c. To approve payment to Texas Municipal League Risk Pool ("TML") for the June 2008 Invoice in an amount not to exceed \$5,274.04 (Olivares/Ruiz).
- d. To ratify a Task Order Agreement with Raba Kistner Consultants, Inc., to conduct a Phase I Environmental Site Assessment and preparation of a voluntary cleanup program application for BexarMet's Vestal Tank Rehabilitation in an amount not to exceed \$6,210.00 (Olivares/Ruiz).
- e. To approve and execute a Utility Service Agreement with Diamond T. Ranch Development, Inc., for the Diamond T. Ranch Development (District 6) (Olivares/Ruiz).
- f. To approve and execute a Utility Service Agreement with Oak Island Investment, LLC for the Oak Island Development (District 5) (Olivares/Ruiz).
- g. To approve and execute a Utility Service Agreement with Benchmark Farms and Ranches, Inc., for the Sandy Oaks Ranch Development (District 5) (Olivares/Ruiz).
- h. To approve and execute a Utility Service Agreement with Concord West Corporation for the Wolf Creek Retail Development (District 2) (Olivares/Ruiz).
- i. To authorize surplus of five (5) non-operable vehicles (Olivares/Thuss).
- j. To ratify a purchase order with Gilbert's Utility and Concrete, Inc., for concrete work not to exceed \$9,200.00 for Somerset Facility #20 and to allocate that amount from the Capital Budget (BP#080917) (District 5) (Olivares/Thuss).

- k. To ratify a purchase requisition with Americrane as part of emergency upgrades to water storage capacity at Hickory Hollow, Southeast Facility #074 for an amount not to exceed \$6,125.82 and to reallocate that amount from BP# 080960 (District 5) (Olivares/Thuss).
- l. To ratify a purchase requisition with Gilbert's Concrete as part of emergency upgrades to water storage capacity at Hickory Hollow, Southeast Facility #074 for an amount not to exceed \$9,200.00 and to reallocate that amount from BP# 080960 (District 5) (Olivares/Thuss).
- m. To ratify a change order with Natgun Corporation for expediting the early completion of a new 2 MG GST at Wild Turkey Facility #095, for an amount not to exceed \$25,000.00 (BP# 080966) (District 6) (Olivares/Thuss).

25. ACTION ITEMS ADMINISTRATION:

THE BOARD WILL BE ASKED TO REVIEW AND APPROVE:

- a. May 28, 2008, Regular Board Minutes
- b. April 24, 2008, 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 May 2008 (Olivares/Vasquez).
 - b. The exceptional expenditures and professional fees for the month May 2008 (Olivares/Vasquez).
 - c. Top 25 Delinquent accounts (Olivares/Vasquez).
 - d. General Manager's monthly reports (Information only).
 - I. Report on Director Elections for November 2008.
 - II. Capital Improvement Advisory Committee Report.
 - III. Operations and Engineering monthly report items.
 - IV. Report on Water Enforcement Activities.
 - V. Theft of water from un-metered fire hydrants.
 - VI. Rounding BexarMet Bills.
 - 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 and/or Special meeting.
- 28.** The Board will adjourn.