

**MINUTES
BEXAR METROPOLITAN WATER DISTRICT
SPECIAL BOARD MEETING**

**2047 W. MALONE, SAN ANTONIO, TEXAS 78225
P.O. BOX 245994, SAN ANTONIO, TEXAS 78224
August 11, 2008**

In accordance with Chapter 551 of the Texas Government Code, Vernon's Annotated Civil Statutes, Section 31, the Board of Directors for the BEXAR METROPOLITAN WATER DISTRICT held a **Special Board of Directors Meeting at 5:00 p.m. on the 11th day of August 2008**, in the Board Room of Bexar Metropolitan Water District, 2047 W. Malone, San Antonio, Texas 78225.

BOARD MEMBERS PRESENT: Victor Villarreal, Jim Clement, Debra Eaton, Blanche Atkinson, Jose Gallegos, Andy Carr and Lesley Wenger.

STAFF MEMBERS PRESENT: F. Gilbert Olivares; Adolfo Ruiz; Edna Wigfall Crute; Phil Hopkins; Helen Saldivar; Jesse Morin; Mike Thuss; Roger Placencia; Mike Lopez; Deena Borden; David Lopez; Humberto Ramos; David Wallace; Florentino Mata; Robert Molina; Susan Mathews; Angelita Vasquez.

GUESTS PRESENT: Adam Conner (SAWS); Felix Bernal (Klotz); Mark Sanchez (Gale, Wilson and Sanchez); Vanessa Ibarra (Resident); Tim McCallum (HP HOA); Lee Niles (Pape Dawson).

PRESS PRESENT: Jerry Needham (Express News).

MINUTES

The open session of this meeting was tape recorded. These minutes are a summary record of the Board's actions at the meeting. For a detailed record of discussions and statements made by persons speaking at the meeting, please consult the audio files at the District's office.

Item 1.

Mr. Villarreal called the meeting to order at 5:02 p.m.

Item 2. Executive Session.

Mr. Clement moved to adjourn into executive session at 5:03 p.m. Ms. Wenger seconded the motion.

Item 3. Open Session.

The Board reconvened in Open Session at 6:30 p.m. and took the following actions per discussion in Executive Session.

Executive Item 2a. Consultation with the Board's Attorney, general litigation matters involving contemplated litigation and settlement offers.

Ms. Eaton moved to authorize a settlement in the Laura Jean Stryjewski versus Bexar Metropolitan Water District and Gil Olivares in the amount discussed in Executive Session pursuant to the recommendation of the Texas Municipal League. Mr. Villarreal seconded the motion.

Ayes: Villarreal, Clement, Atkinson, Eaton

Nays: Wenger, Gallegos

Abstained: Carr

Motion carried.

Executive Item 2b. 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 as per the terms discussed in Executive Session and to bring a negotiated agreement back to the Board for approval.

Ms. Wenger moved to authorize the General Manager to finalize and execute a purchase and sale agreement with SJWTX Water, Inc. for BexarMet's Comal County Water System as per the terms discussed in Executive Session. Mr. Clement seconded the motion.

Motion carried unanimously.

7. Request by interested citizens to address the Board.

No interested citizens to address the Board.

ACTION ITEMS:

THE BOARD WILL BE ASKED TO CONSIDER AND TAKE ACTION:

- 8. To authorize the General Manager to negotiate and execute a contract with Lambda Construction I, Ltd., selected through Request for Proposal #08174, for the construction of a liquid ammonium sulfate chemical feed system at New World Facility #038 (District 4) for an amount not to exceed \$522,000.00 and to reallocate that amount from BP-080922 (District 6) [Item tabled at the August 4, 2008 Regular Board Meeting] revised to read as To authorize the General Manager to negotiate and execute a contract with Lambda Construction I, Ltd., selected through Invitation for Bid #08174, for the construction of a liquid ammonium sulfate chemical feed system at New World Facility #038 (District 4) for an amount not to exceed \$522,000.00 and to amend the FY 08-09 capital budget to include BP-0809AMD1: Facility #38 New World Liquid Ammonium Sulfate Systems with a budget of \$522,000.00.**

Mr. Villarreal moved to authorize the General Manager to negotiate and execute a contract with Lambda Construction I, Ltd., selected through Request for Proposal

#08174, for the construction of a liquid ammonium sulfate chemical feed system at New World Facility #038 (District 4) for an amount not to exceed \$522,000.00 and to reallocate that amount from BP-080922 (District 6) [Item tabled at the August 4, 2008 Regular Board Meeting] *revised to read as* To authorize the General Manager to negotiate and execute a contract with Lambda Construction I, Ltd., selected through Invitation for Bid #08174, for the construction of a liquid ammonium sulfate chemical feed system at New World Facility #038 (District 4) for an amount not to exceed \$522,000.00 and to amend the FY 08-09 capital budget to include BP-0809AMD1: Facility #38 New World Liquid Ammonium Sulfate Systems with a budget of \$522,000.00. Ms. Eaton seconded the motion.

Motion carried unanimously.

9. To authorize the General Manager to negotiate and execute a contract amendment with Brown and Caldwell for modification of the design of the Staggs Ranch Water Production Facility for an amount not to exceed \$265,540.00 and to reallocate \$265,540.00 from BP-080953 for this purpose (District 5) [Item tabled at the August 4, 2008 Regular Board Meeting] revised to read as To authorize the General Manager to negotiate and execute a contract amendment with Brown and Caldwell for modification of the design of the Staggs Ranch Water Production Facility for an amount not to exceed \$265,540.00 (BP-080953A) and to reallocate \$265,540.00 from BP-080953, South to Deep South Interconnect, for this purpose (District 5).

Mr. Clement moved to authorize the General Manager to negotiate and execute a contract amendment with Brown and Caldwell for modification of the design of the Staggs Ranch Water Production Facility for an amount not to exceed \$265,540.00 and to reallocate \$265,540.00 from BP-080953 for this purpose (District 5) [Item tabled at the August 4, 2008 Regular Board Meeting] *revised to read as* To authorize the General Manager to negotiate and execute a contract amendment with Brown and Caldwell for modification of the design of the Staggs Ranch Water Production Facility for an amount not to exceed \$265,540.00 (BP-080953A) and to reallocate \$265,540.00 from BP-080953, South to Deep South Interconnect, for this purpose (District 5). Ms. Eaton seconded the motion.

Motion carried unanimously.

10. To authorize the General Manager to prepare a business plan for the proposed conversion of the Marbach pay station to a functional Customer Service Center and substation to include issuance of an RFQ to secure the appropriate professional services to effectuate the conversion.

Ms. Atkinson moved to authorize the General Manager to prepare a business plan for the proposed conversion of the Marbach pay station to a functional Customer Service Center and substation to include issuance of an RFQ to secure the appropriate professional services to effectuate the conversion. Ms. Eaton seconded the motion.

Ayes: Atkinson, Villarreal, Eaton, Clement, Carr

Nays: Wenger, Gallegos

Motion carried.

REPORT ITEMS:

11. General Manager's monthly reports (Information only).

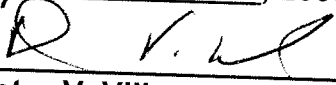
I. Response to Lobbyist Services RFQ.

Mr. Adolfo Ruiz gave a report to the Board on the response to Lobbyist Services RFQ.

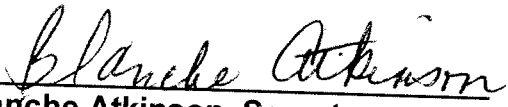
Item 12. Adjournment.

With no opposition from the Board, the meeting was adjourned at 7:14 p.m.

Minutes approved this 29th day of September, 2008



Victor V. Villarreal, President
BexarMet Water District



Blanche Atkinson, Secretary
BexarMet Water District