

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

**REGULAR BOARD MEETING  
September 28, 2009**

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 **28<sup>th</sup> day of September 2009. The meeting will be called to order at 4:00 PM.** The meeting will be held in the Bexar Metropolitan Water District Board Room, 2055 W. Malone, San Antonio, Texas 78225.

The District provides unrestricted access for the disabled.

**AGENDA**

1. Meeting Called to Order.
2. Pledge of Allegiance.
3. Invocation.

**EXECUTIVE SESSION:**

4. The Bexar Metropolitan Water District's 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, Subchapter D, as it pertains to consultation with the Board attorney (§551.071); deliberation about Real Property (§551.072); deliberations about Gifts and Donations (§551.073); Personnel Matters (§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) §551.074 Personnel: Deliberation regarding the appointment, employment and candidates for Board Counsel. (Board)
  - b) §551.072 Real Property: Purchase and Sale Agreement with SJWTX, Inc. for the sale of the Comal County Water System. (Management Team)
  - c) §551.071(2) Consultation with Attorney regarding Chapter 16 of the Penal Code and other matters related thereto.
5. **The Board will reconvene in Open Session.**
6. The Board may take **ACTION** on any item discussed in Executive Session.

7. Announcements:

- Certificate of Appreciation to BexarMet from San Antonio City Council District 6. (N. Riggs)

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:**

**Items(s) Brought by Administration:**

**(Edna Wigfall Cruté)**

9. To authorize the Director of Finance to execute an Agreement with Concentra to provide medical services on an as needed basis in support of new hire assessments and additional requirements. (RFP-2009-018) (E. Wigfall Cruté)
10. To authorize the Director of Finance to execute an Agreement with Safesite, Inc. and CASO Document Management to provide document storage, shredding and scanning services on an as needed basis. (RFP-2009-014) (E. Wigfall Cruté)

**Items(s) Brought by Customer Service:**

**(Miguel Lopez)**

11. To authorize the Director of Finance to execute an Interlocal Agreement with the City of Castle Hills for the billing services which BexarMet provides to Castle Hills. (K. Kirk)
12. To authorize the Director of Finance to approve an Agreement with Penn Credit Corporation to provide Debt Collection Services on an as needed basis in support of the Customer Services Department, oversees the collections process. (RFP # - 2009 - 008) (M.Lopez)

**Item(s) Brought by Engineering:**

**(Robert R. Villarreal II)**

13. To authorize the Director of Finance to approve the installation of Fire Hydrants by BexarMet crews on Oak Island Drive in the Southeast Service Area (District 5) for fire protection improvements in the amount of \$36,210.00 (including 10% contingency) and to reallocate that amount from BP-091028 (Hwy 281: Black Willow to Mogford) to BP-091028D (Fire Hydrants on Oak Island Drive). (R. Villarreal II)

**Item(s) Brought by Finance:**

**(Jesse Morin)**

14. To approve the order authorizing the issuance of "Bexar Metropolitan Water District Waterworks System Revenue Refunding Bonds, Series

2009"; approving and authorizing agreements, instruments, and procedures relating thereto; delegating authority to authorized representatives to finalize certain sale terms relating to the bonds; and authorizing other matters relating to the foregoing. (J. Morin)

**Items(s) Brought by Operations:**

**(Roger Placencia)**

15. To authorize the Director of Finance to execute an Agreement with Allied Waste Services to provide waste collection services on a monthly basis in support of multiple BexarMet facilities beginning December 1, 2009 and ending November 31, 2010 with options to renew. (BID Number: IFB-2009-016) (C. Daylong)
16. To authorize the Director of Finance to execute an Agreement with Gilbert's Concrete and Myers Construction to provide asphalt materials on an as needed basis in support of BexarMet road repair work. (IFB Number: IFB-2009-020) (G. George)
17. To authorize the Director of Finance to execute an Agreement with Gilbert's Concrete, Industrial Construction, and TCL Construction to provide concrete flatwork services on an as needed basis in support of BexarMet repair work. (IFB Number: IFB-2009-021) (G. George)

**Items(s) Brought by Purchasing:**

**(Daniel Garza)**

18. To authorize the Director of Finance to execute an Interlocal Agreement with the South Central Texas Regional Certification Agency (SCTRCA) to provide certified Small, Minority and Women Owned Business Enterprise (SMWBE) vendors to the procurement process in order to maximize competition and increasing SMWBE goals for an amount not to exceed \$6,250.00 annually. (D. Garza)
19. To authorize the Director of Finance to approve an award of a term delivery order to Office Depot under a Cooperative Agreement with US Communities state contract to purchase office supplies on an as needed basis in support of BexarMet departments beginning May 1, 2009 and ending April 30, 2010. (COOP) (D. Garza)

**Item(s) Brought by Water Resources:**

**(Humberto Ramos)**

20. To authorize the Director of Finance to approve an agreement with the U.S. Geological Survey for stream gauging and water quality monitoring in the Medina River Basin for an amount not to exceed \$67,150.00 for one year. (H. Ramos)

**21. CONSENT ITEMS:**

**THE BOARD WILL BE ASKED TO CONSIDER AND TAKE ACTION:**

- a) To accept the Financial Report for the month ending August 31, 2009 and year-to-date. (J. Morin)
- b) To authorize the Director of Finance to execute a ground lease between Bexar Metropolitan Water District and Johnny Byers in substantially the form attached hereto for certain parts of the Strauss/Medina property. (R. Placencia)
- c) To authorize the Director of Finance to negotiate and execute a Utility Service Agreement (USA) for the Crossbridge Community Church of San Antonio. (J. Tucker)
- d) To declare all items on the Surplus Vehicle List as surplus and authorize the Director of Finance to dispose of District-owned property in accordance with Chapter 49 of the Texas Water Code. (D. Rush)

**22. ACTION ITEMS FROM ADMINISTRATION:**

**(Edna Wigfall Cruté)**

**THE BOARD WILL BE ASKED TO REVIEW AND APPROVE:**

- a) May 14, 2009 Special Board Meeting Minutes
- b) May 18, 2009 Regular Board Meeting Minutes
- c) June 15, 2009 Special Board Meeting Minutes
- d) June 16, 2009 Special Board Meeting Minutes
- e) June 22, 2009 Regular Board Meeting Minutes
- f) June 24, 2009 Special Board Meeting Minutes
- g) June 26, 2009 Special Board Meeting Minutes
- h) June 29, 2009 Special Board Meeting Minutes
- i) June 30, 2009 Special Board Meeting Minutes

**23. REPORT ITEMS:**

**(Jesse Morin)**

The Management Team Monthly Reports (Information only)

- a) First Quarter Capital Improvement Program Report (B. Regnier)
- b) The purchase of materials necessary for store's inventory or for on-going projects for the month of August 2009. (L. Oranday)
- c) The exceptional expenditures and professional fees for the month of August 2009. (L. Oranday)
- d) The Top 25 Delinquent Accounts. (M. Lopez)

- e) Commercial/Residential Accounts turned off for the month of August, 2009. (M. Lopez)
- f) Check History Report for the month of August, 2009. (J. Morin)
- g) Current Status of Employees for the Month of August, 2009. (E. Wigfall Cruté)

**Item(s) Brought by Individual Board Members:**

- 24. To approve a Resolution amending Chapter I on Board Authority and Operations of the Bexar Metropolitan Water District's Board Administrative Policies, adding provisions for public comment. (G. Lopez)
- 25. Review/revise Board Administrative policy regarding board members' public comments to the media. (G. Lopez)
- 26. Update on Level 3 Drought Advisory for Trinity Aquifer Systems. (L. Wenger)

**Item(s) Brought by BexarMet Bylaws Ad Hoc Committee:**

- 27. To approve a Resolution amending Chapter I.1.50, Agenda Requests to Place Items on the Board Meeting Agenda of the Bexar Metropolitan Water District's Board Administrative Policies, adding provisions for consensus between the Board President and the General Manager in placing an item on the Agenda. (L. Wenger)
- 28. To approve a Resolution amending Chapter I on Board Authority and Operations, of the Bexar Metropolitan Water District's Board Administrative Policies, adding provisions for formal orientation and training. (L. Wenger)
- 29. 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 for Monday, October 26, 2009 at 4:00 PM and/or Special Board Meeting.
- 30. The Board will adjourn.