

NOTICE OF OPEN MEETING
Board of Trustees

August 30, 2018

12:00 Noon

A. Pledge of Allegiance and Invocation – Board Trustee Judith Dykes-Hoffmann

B. Public Comment

C. Employee Recognitions

D. Items from the Chair

E. Consent Items for Action

1. Approve Minutes of the NBU Regular Board Meeting of June 28, 2018
2. Authorize CFO to Execute Extension of the Depository Agreement with Frost Bank to be Effective August 1, 2018 to July 31, 2019
3. Approve Changes to the List of Authorized Representatives at Financial Institutions and Authorize President and CEO/Secretary to Execute Documentation in Connection Therewith, including Resolutions, Certificates of Authority and Additional Pertinent Forms
4. Authorize CEO to Renew the Utility Location Services Agreement with USIC Locating Services, LLC for up to Three Years and Establish not to Exceed Amounts
5. Consider and Approve Purchase of 138kV Breakers and Circuit Switchers for the Comal, Henne, Loop 337, Marion, Sheriff's Posse, and TXI Substations in the amount of \$913,481
6. Authorize CEO to Negotiate and Execute a Professional Services Agreement with Freese and Nichols, Inc. for the Design of the San Antonio Street, Phase II Project
7. Authorize CEO to Negotiate and Execute a Professional Services Agreement with Freese and Nichols, Inc. for the Design of North Kuehler 30 inch and 33 inch Interceptor Upgrade Project
8. Authorize CEO to Negotiate and Execute a Construction Contract with R.P. Constructors, Inc. for the Construction of the Rio Lift Station Bar Screen Addition Project
9. Authorize CEO to Negotiate and Execute a Construction Contract with Austin Engineering Co. for the Construction of the Gruene Water Reclamation Facility Relocation & Expansion – Interceptor Project
10. Authorize CEO to Approve the Reimbursement Cost for the Copper Ridge Ground Storage Tank Oversize Project Cost Sharing Agreement
11. Authorize Procurement of a .73 Acre Wastewater and 20-foot Temporary Construction Easement (TCE), upon Comal County Property ID 48762, in the amount of \$260,251 and CEO Execution of Related Documents

F. Items from Staff

1. CEO's Update
2. Financial Update and Report

G. Action Items

1. Discuss and Consider Approval of the City Transfer Payable in FY2019
2. Discuss and Consider Approval of the Fiscal Year 2018 Performance Measure Results and Awards
3. Discuss and Consider Authorizing the Fiscal Year 2019 Performance Measure Program
4. Discuss and Consider Approval of the Impact Fee Collection Rate and Proposed Changes to the NBU Impact Fee (Capital Recovery Fee) Policy
5. Discuss and Consider Adopting a Resolution #2018-120 Recommending Revisions to the City of New Braunfels Code of Ordinances, Chapter 130, Article IV, Division 3, Section 130-167, Rates for Water Service
6. Discuss and Consider Approval of Resolution #2018-121 for the Use of Governmental Accounting Standards Board (GASB) Statement 62 to Defer a One-Time Pension Expense that was Incurred Due to the Texas Municipal Retirement Plan (TMRS) Benefit Plan Change and Authorize CEO to Seek Approval from City Council
7. Discuss and Consider Approval of Resolution #2018-122 for the Use of Governmental Accounting Standards Board (GASB) Statement 62 to Defer Lease Payments Associated with the GBRA Mid-Basin Water Project and Authorize CEO to Seek approval from City Council
8. Discuss and Consider Approval for the Use of Commercial Paper in Short Term Financings, Approve Corresponding Proposed Changes to the Financial Policy, and Authorize CEO to Seek Approval from New Braunfels City Council
9. Discuss and Consider Approval of Proposed Changes to the NBU Electrical Connection Policy
10. Discuss and Consider Approval of Resolution #2018-123 Supporting Preservation of Night Skies in the New Braunfels Utilities Service Territory

H. Items for Future Action

1. Review and Discuss the Future Concept Modifications for NBU Strategic Planning for Fiscal Year 2020

I. Presentation Items

1. New Braunfels Utilities (NBU) Customer Satisfaction Survey Results Presentation for Fiscal Year 2018

J. Executive Session

The Board of Trustees may recess into Executive Session for any purpose permitted by the Texas Open Meetings Act, including but not limited to:

1. Power Supply Resources – Competitive Matters
(Section 551.086 – Texas Government Code)
2. Attorney Client Privilege Consultation
(Section 551.071 – Texas Government Code)
 - a. Regarding Water Infrastructure Maintenance

3. Consultation with Attorney Regarding Contemplated Litigation and Other Matters Protected by Attorney Client Privilege – Pending Litigation
(Section 551.071 – Texas Government Code)
 - a. 12-CV-620-OLG, *League of United Latin American Citizens (LULAC), Maria Martinez, Jesse Alaniz, Jr., and Ramiro Nava and San Antonio Water System v. Edwards Aquifer Authority and John Steen, in his official capacity as Secretary of State of Texas*, in the United States District Court, Western District of Texas, San Antonio Division
4. Real Property – Deliberate and Consider the Purchase of, Exchange, Lease, or Value of Real Property
(Section 551.072 – Texas Government Code)
5. Personnel Matters – CEO Evaluation
(Section 551.074 – Texas Government Code)

The Board of Trustees upon reconvening in Open Session will discuss and consider any action if necessary regarding closed session item.

K. Reconvene into Open Session and Take Any Necessary Action Relating to the Executive Session as Described Above

L. Adjourn

If you require assistance in participating at a public meeting due to a disability as defined under the Americans with Disabilities Act, reasonable assistance, adaptations or accommodations will be provided upon request. Please contact the Board's Executive Assistant at least three (3) days prior to the scheduled meeting date, at (830) 629-8400, or NBU Main Office at 263 East Main Plaza, New Braunfels, Texas, for additional information.

CERTIFICATE OF POSTING

I, Ian Taylor, Secretary to the Board of Trustees, do hereby certify that this Notice of Meeting was posted at the City of New Braunfels City Hall, 550 Landa Street, New Braunfels, Texas, and New Braunfels Utilities Main Office, 263 E. Main Plaza, New Braunfels, Texas, on the 22nd day of June, 2018, and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.



Ian Taylor, Chief Executive Officer
Secretary to the Board of Trustees