

NOTICE: Governor Abbott has temporarily suspended certain requirements of the Open Meetings Act in response to the COVID-19 public health disaster. Specifically, governmental entities are permitted to meet by telephone or video conference provided the meetings are audible to members of the public and allow for two-way communication. The suspension of certain requirements of the Open Meetings Act is intended to reduce in-person meetings and the spread of COVID-19, while maintaining government transparency.

The NBU Board of Trustees' meeting scheduled for April 30, 2020, at 1:00 p.m. will be held by video conference. Members of the public may join the meeting from a computer, tablet, or smartphone at <https://global.gotomeeting.com/join/326908077>. Members of the public may also participate in the video conference by telephone at [+1 \(866\) 899-4679](tel:+18668994679). The Access Code for the video conference link and dial-in telephone number is 326-908-077. Both the link and telephone number are free of charge. Members of the public will be allowed to participate during the Public Comment period and discuss any item on the Agenda. Public comment will not be allowed during any other part of the meeting unless approved by the Board President.

A recording of the video conference will be made available to the public on NBU's website at <http://www.nbutexas.com/About-Us/Schedule-of-Meetings-and-Agendas> after the meeting.

AGENDA

A. Pledge of Allegiance and Invocation – Mayor Barron Casteel

B. Public Comment

C. Items from the Chair

1. Recognition of Mayor Barron Casteel
2. Report from Audit Committee

D. Items from Staff

1. CEO's Update
 - a. NBU COVID-19 Priorities
 - Safety
 - Continuity of operations
 - Employee mental health and wellness
 - NBU financial health
2. Financial Update and Report

E. Consent Items for Action

1. Approve Minutes of the NBU Regular Board Meeting of March 26, 2020
2. Approve the Change Order Log from February 15, 2020, through March 15, 2020
3. Approve the Reports for Water and Electric Engineering Contracts from August 1, 2019, through March 15, 2020

4. Authorize CEO to Negotiate and Execute an Engagement Letter with Moss Adams LLP for Audit Services
5. Authorize CEO to Negotiate and Execute a Contract with Virginia Transformer Corporation for the Purchase of Two Substation Power Transformers
6. Authorize CEO to Negotiate and Execute a Construction Contract Agreement with Qro-Mex Construction Company, Inc. for the Construction of the AC Pipe Replacement – Solms Project
7. Authorize CEO to Negotiate and Execute a Short-Term Water Supply Contract with Green Valley Special Utility District
8. Authorize CEO to Negotiate and Execute a Professional Services Agreement with Elk Ridge Construction, LLC for Grounds Maintenance
9. Authorize CEO to Negotiate and Execute a Cooperative Agreement with SHI Government Solutions for the Procurement of a Microsoft Enterprise-Licensing Agreement
10. Authorize CEO to Negotiate and Execute a Second Amendment to Professional Services Agreement with Freese and Nichols, Inc. for the North Kuehler 30-inch and 33-inch Interceptor Upgrade Project

F. Presentation Items

1. Presentation and Update on the State of the New Braunfels Utilities Water System
2. Presentation and Update on New Braunfels Utilities' Financial Status Regarding COVID-19

G. 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. Consultation with Attorney Regarding Matters Protected by Attorney Client Privilege; Real Property
(Section 551.071 and 551.072 – Texas Government Code)
 - a. Discussion Regarding the Lease, Value, Purchase, or Disposition of Real Property for Utility Purposes
3. Consultation with Attorney Regarding Pending or Contemplated Litigation and Other Matters Protected by Attorney Client Privilege
(Section 551.071 – Texas Government Code)
 - a. Discussion Regarding a Utility Construction Cost Sharing Agreement for the Copper Ridge Subdivision among NBU, Southerland Communities NB Land Properties, Ltd., and Southerland Copper Ridge, LLC

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

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

I. 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 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 Main Plaza, New Braunfels, Texas, on the 24th day of April, 2020, 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