

BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. TEN

8601 MIDCROWN
SAN ANTONIO, TEXAS 78239-2445

**REGULAR BOARD MEETING MINUTES
JULY 16, 2015**

I. CALL REGULAR BOARD MEETING TO ORDER AND TAKE ATTENDANCE AND PLEDGE OF ALLEGIANCE: The Regular Board Meeting of July 16, 2015, was called to order at 6:29 p.m. by the Vice President of the Board, Mr. John Fagin, at the City of Windcrest Council Chambers, 8601 Midcrown Drive, Windcrest, Texas, for the purpose of considering the following agenda. The Board Vice President determined that a quorum was present. Board members present were Msrs. Fagin and Chevalier, Ms. Snead and Ms. Alexander. Also in attendance were Ruben Barrera, Attorney, Don Frazor, Engineer, David Wallace, General Manager and Lyn Cruz, Office Manager. Mr. Reese was absent.

II. CLOSED / EXECUTIVE SESSION. THE BOARD WILL HOLD A "CLOSED MEETING" AS AUTHORIZED BY SUBCHAPTER E, CHAPTER 551, TEXAS GOVERNMENT CODE, FOR THE FOLLOWING PURPOSES:

A. THE BOARD WILL CONDUCT A CLOSED MEETING, AS AUTHORIZED BY TEXAS GOVERNMENT CODE § 551.072, TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE, OR VALUE OF REAL PROPERTY.

B. THE BOARD WILL CONSULT WITH THE DISTRICT'S LEGAL COUNSEL IN A CLOSED SESSION, AS AUTHORIZED BY TEXAS GOVERNMENT CODE § 551.071(2), TO DISCUSS AND SEEK ADVICE UPON ONE OR MORE MATTER(S) IN WHICH THE DUTY OF THE ATTORNEY TO THE DISTRICT UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH CHAPTER 551, TEXAS GOVERNMENT CODE.

The Board of Director's convened in Closed Meeting at 6:31 p.m.

AS USED HEREIN, "CLOSED MEETING" SHALL HAVE THE DEFINITION ASCRIBED TO THAT TERM BY TEXAS GOVERNMENT CODE § 551.001. AS REQUIRED BY TEXAS GOVERNMENT CODE § 551.102, THE FINAL ACTION, DECISION, OR VOTE ON A MATER DELIBERATED IN A CLOSED MEETING WILL BE MADE IN AN OPEN MEETING.

III. THE BOARD WILL RECONVENE IN AN OPEN MEETING. The Board reconvened in open session at 6:51 p.m.

IV. ACCEPT VISITOR COMMENTS (STRICT 5 MINUTE TIME LIMIT PER VISITOR). VISITORS THAT WISH TO SPEAK MUST SIGN IN ON THE SIGN-UP SHEET LOCATED AT THE DOORWAY. VISITORS MUST SIGN IN BEFORE THE MEETING BEGINS. VISITOR COMMENT WILL NOT BE ALLOWED / ACCEPTED AFTER THIS TIME.

**ANNOUNCEMENT REGARDING
PUBLIC COMMENT SESSION OF MEETING**

The Board will now open the floor to members of the public for the "Open Form - Citizens to be Heard" portion of our meeting. Individuals will be called in the order they registered on the sign-in sheet prior to the beginning of the meeting. While the Board welcomes comments and participation from the public, please be advised of the following guidelines:

1. Remarks shall be limited to five (5) minutes per individual.
2. Remarks or comments should be directed to the entire Board and not to one individual member of the Board.

3. The Board strives to maintain open, courteous and respectful communications with the public. Please extend the same courtesy to the Board when addressing your remarks.

The Board further expects that all members of the public shall exercise decorum during the conduct of the meeting. Any individual engaging in disruptive behavior, including shouting, the use of vulgar language or gestures, or derogatory comments and statements intended to incite a breach of the peace, may be asked to leave the meeting.

Pursuant to Section 551.042 of the Texas Open Meetings Act, the Board may not deliberate or decide on any inquiry or concern raised by a member of the public or member of the board that has not been posted on the agenda. The Board may, however, consider a proposal to place the subject on the agenda item for a future meeting, or respond to a question presented to the Board if the response is limited to either a statement of specific factual information or a recitation of existing policy.

V. READ, CORRECT / AMEND, AND APPROVE REGULAR BOARD MEETING MINUTES OF JUNE 18, 2015. Mr. Chevalier made a motion that these minutes be approved as written. This was seconded by Ms. Snead. Board Approved:

4 YES 0 ABSTAIN 0 NO 1 ABSENT

VI. MONTHLY REPORTS:

A. STATEMENT OF OPERATIONS, INVESTMENT REPORT. PRESENTED BY GENERAL MANAGER. SUMMARY OF INCOME AND EXPENSES FOR PREVIOUS MONTH. IN-DEPTH REPORT ON AREAS THAT EXPERIENCED SIGNIFICANTLY HIGHER OR LOWER LEVELS THAN EXPECTED. UPDATE ON INVESTMENTS, INCLUDING BALANCES, RATES OF RETURN, MATURITY DATES, MARKET CONDITIONS AND QUARTERLY RESERVE ACCOUNTS REPORT.

(1). STATEMENT OF OPERATIONS

- (a). Operating Revenue: Mr. Wallace updated the Board on the District’s revenue for the Month of June 2015. Total Income was \$153,800.17.
- (b). Operating Expenses: Mr. Wallace informed Board on District Expenses for the Month of June 2015. Total Expenses \$161,572.26
- (c). Operating Income was \$(7,772.09)
- (d). Non-Operating Income: Interest Income \$1248.17
- (e). Total Income for June 2015: \$(6,523.92).

(2). INVESTMENT REPORT:

- (a). Operating Account Balance: \$302,909.89
- (b). Investments: \$1,637,660.05.
- (c). Grand Total Cash/Investments: \$1,637,660.05.

B. MANAGER’S REPORT. PRESENTED BY GENERAL MANAGER. SUMMARY OF SIGNIFICANT ACTIVITY THAT EFFECTED OPERATIONS OR HAS POTENTIAL OF EFFECTING OPERATIONS. INCLUDES PERSONNEL UPDATE, SIGNIFICANT EXPENDITURES, WEATHER CONDITIONS, CAPITAL IMPROVEMENT PROJECT STATUS, OPERATIONAL STATISTICS, AND ANY TOPICS OF GENERAL INTEREST TO THE STAFF OR BOARD.

(1). Significant Expenditures: (Over \$5,000.00)

SAWS	Sewer Service /June 2015	\$55,588.70
EAA	Management / Program Fees	\$ 9,275.00

(2). Normal Period Update: We entered Normal Stage beginning June 19th in accordance with the District's WCCP. We are experiencing good compliance with the rules. Due to the dryer weather we have increased our pumping. As of July 1st we've pumped 381.082 acre/ft.

(3). Edwards Aquifer Authority Proposal: The Edwards Aquifer Authority approved the Lease Agreement and we should be receiving our check soon.

(4). The General Manager discussed issues with regard to our Sewer Machine. Also updated the Board regarding Electrical repairs to our Booster Station due to lighting strike as well as update on maintenance of the 5507 Randolph Blvd property and leveling of alleys off Midcrown where the water/sewer project too place. Leveled due to settling from spring rains.

VII. OLD BUSINESS:

A. ENGINEER AND GENERAL MANAGER WILL PROVIDE AN UPDATE ON LANDSCAPING AND RECOVERY OF THE MARSHALLING YARD LOCATED AT JOHN CALVIN PRESBYTERIAN CHURCH.

VIII. NEW BUSINESS:

A. THE BOARD WILL DISCUSS AND MAY TAKE ACTION TO CHANGE NORMAL STAGE NON-WATERING HOURS FROM 10:00 A.M. – 8:00 P.M. TO 11:00 A.M. – 7:00 P.M. TO COINCIDE WITH THE SAN ANTONIO WATER SYSTEM NORMAL STAGE HOURS. *(Requested by David Wallace)*
Mr. Chevalier made a motion to change Normal Stage Non-Watering Hours from 10:00 a.m. – 8:00 p.m. to 11:00 a.m. – 7:00 p.m. This was seconded by Ms. Alexander. Board Approved.

4 YES 0 ABSTAIN 0 NO 1 ABSENT

B. THE BOARD WILL DISCUSS AND MAY TAKE ACTION ON DEVELOPING A NEW DISTRICT C.I.P. PLAN. *(Requested by Sue Alexander)* The Board discussed updating the C.I.P. Plan. It was determined that our Engineer and General Manager will present possible additions to the C.I.P. Plan at the next board meeting. Ms. Alexander made a motion. This was seconded by Ms. Snead. Board Approved.

4 YES 0 ABSTAIN 0 NO 1 ABSENT

IX. OTHER BUSINESS BROUGHT BEFORE THE BOARD. (NO DELIBERATIONS AND / OR DECISION WILL OCCUR EXCEPT TO SCHEDULE AT NEXT SCHEDULED BOARD MEETING IN ORDER TO PLACE SUBJECT ON AGENDA AND GIVE STAFF TIME TO EVALUATE AND MAKE RECOMMENDATIONS.)

X. PRESENTATION BY MARK PERRY ON THE RESULTS OF THE SAN ANTONIO WATER SYSTEM (SAWS) RATE ADVISORY COMMITTEE REGARDING WHOLESALE WASTE WATER TREATMENT RATES.

XI. ADJOURN. The meeting adjourned at 7:49 P.M.

EUGENIA SNEAD, Secretary

DANIEL REESE, President

Date: _____