



# Bexar County Water Control and Improvement District #10

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(Posted January 15, 2016, 4:00 pm)

## NOTICE OF REGULAR BOARD MEETING

NOTICE IS HEREBY GIVEN THAT THE BOARD OF DIRECTORS (“BOARD”), OF THE BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT #10 (“DISTRICT”), WILL HOLD ITS REGULAR MONTHLY BOARD MEETING AT THE CITY OF WINDCREST’S COUNCIL CHAMBERS, 8601 MIDCROWN DRIVE, WINDCREST, TEXAS AT 6:30 PM, JANUARY 21, 2016, FOR THE PURPOSE OF CONSIDERING THE FOLLOWING AGENDA.

- I. Call Meeting To Order, Take Attendance And Pledge Of Allegiance
  - 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 and Water Rights.
    - B. To Deliberate The Employment, Evaluation, Reassignment, Duties, Discipline, Or Dismissal Of The District’s Employees, As Authorized By Texas Government Code 551.074.
    - C. 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.
- \*\*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 Matter Deliberated In A Closed Meeting Will Be Made In An Open Meeting.\*\*
- III. The Board Will Reconvene In Open Session.
  - IV. Accept Public 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. Public Comments Will Not Be Allowed/Accepted After This Time.

*PUBLIC COMMENT SESSION ANNOUNCEMENT*

*The Board will now open the floor to members of the public for the “Public Comment Session” 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 December 10, 2015 (Regular Meeting), December 22, 2015 (Special Meeting) and January 7, 2016 (Special Meeting). ([ATCH 1](#), [2](#) & [3](#))
- VI. Special Recognition Given To Edward Chevalier For His Service At Bexar County W.C.I.D. #10.
- VII. Monthly Reports:
  - A. Statement Of Operations And Investment Report. 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, And Market Conditions. ([ATCH 4](#) & [5](#))
  - B. Manager’s Report. Summary Of Significant Activity That Affected Operations Or Has Potential Of Affecting Operations. Includes Personnel Update, Significant Expenditures, Weather Conditions, Capital Improvement Project Status, Operational Statistics, And Responses to Inquiries From The Board And/or Visitors. ([ATCH 6](#) & [7](#))
- VIII. Old Business:
  - A. Engineer And General Manager Will Provide An Update On Construction Project 2016.
  - B. The Board Will Discuss And May Consider Items To Update The District’s Capital Improvement Plan (C.I.P).
  - C. The Board Will Review And Discuss The Negotiations And/Or Recommendations, If Any, Of The Joint District/City Committee Regarding (A) The Amendment Of The Existing Lease Agreement Between The District And The City Of Windcrest (“City”) To Allow The District To Lease Additional Space From The City At City Hall For The District’s Administrative Office On Mutually Beneficial Terms, Or (B) A New Lease Agreement Between The District And The City To Allow The District To Lease Additional Space From The City At City Hall For The District’s Administrative Office On Mutually Beneficial Terms; And The Board May Take

Action On A Resolution Approving The Joint District/City Committee's Recommendations, If Any, And Authorizing The General Manager To Either Execute (A) An Amendment To The Existing Lease Agreement Between The District And The City To Allow The District To Lease Additional Space From The City At City Hall For The District's Administrative Office On Mutually Beneficial Terms; or (B) A New Lease Agreement Between The District And The City To Allow The District To Lease Additional Space From The City At City Hall For The District's Administrative Office On Mutually Beneficial Terms. (ATCH 8)

D. The Board Will Discuss And May Take Action On A Resolution Approving The Purchase Of Property CB 5077 P-4 ABS 610 Located On Crestwind Drive ("Property") For District Offices; Approving The Real Estate Contract Of Sale (With An Earnest Money Deposit) For The Property; And Authorizing And Directing The General Manager To Execute The Real Estate Contract Of Sale (With An Earnest Money Deposit) For The Property And To Carry Out All Obligations Of The District Under The Real Estate Contract Of Sale (With An Earnest Money Deposit). (ATCH 9)

IX. New Business:

A. The Board Will Discuss And May Take Action On A Resolution Outlining The Qualifications And Procedures For Selecting The Members Of The District's (Critical Period) Rates Advisory Committee, And Directing That Notice Of Committee Member Openings Be Posted On The District's Website And/OR Office Location; And Discussion On Possible Committee Member Appointments. (ATCH 10)

B. The Board Will Discuss And May Take Action On A Resolution Approving The Building Design And All Related Plans And Specifications To Be Used In The Request For Bids For The Construction Of The District's Maintenance/Office Facility On The District's Property Located At 5507 Randolph Boulevard, San Antonio, Texas. (ATCH 11)

C. The Board Will Discuss And May Take Action On A Resolution Either (A) Approving The Request For Payment From Wauters Engineering On Repairs To A Water Main Break At 509 Balfour Drive, And Authorizing And Directing The General Manager To Execute The Payment To Wauters Engineering; Or Alternatively (B) Authorizing The District's Attorney To Represent The District And Pursue All Legal And Equitable Remedies Available To The District Against Wauters Engineering To Resolve This Matter And/OR Protect The District's Interests. (Requested by David Wallace) (ATCH 12 & 13)

D. The Board Will Discuss And May Take Action On A Resolution Adopting The San Antonio Water System's ("SAWS") Revised Wholesale Wastewater ("Sewer") Rates For 2016. This Would Increase Wastewater ("Sewer") Rates From \$12.10 For The Monthly Service Availability Charge To \$12.16 And \$0.3641 Per 100 Gallons To \$0.3756 Per 100 Gallons. (ATCH 14)

E. The Board Will Discuss And May Take Action On A Resolution Identifying All Current District Officers And Employees Authorized To Conduct Business And/OR Be Official Signatories With TexPool And Identifying Individuals That Are No Longer Authorized To Conduct Business And/OR Be Official Signatories With TexPool As They Are No Longer Serving As Officers And Employees Of The District; And Authorizing And Directing The General Manager To Present This Resolution To TexPool And Ensure That All Changes Directed By This Resolution Be Completed. (ATCH 15)

- X. 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.)
- XI. Adjourn.