

BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. TEN

8601 MIDCROWN
SAN ANTONIO, TEXAS 78239-2445

REGULAR BOARD MEETING MINUTES
November 16, 2017

- I. CALL REGULAR BOARD MEETING TO ORDER AND TAKE ATTENDANCE AND PLEDGE OF ALLEGIANCE: The Regular Board Meeting of November 16, 2017, was called to order at 6:30 p.m. by the President of the Board, Ms. Sue Alexander, at the City of Windcrest Council Chambers, 8601 Midcrown Drive, Windcrest, Texas, for the purpose of considering the following agenda. The Board's President determined that a quorum was present. Board members present were Ms. Alexander, Ms. Snead and Ms. Scheibler, Mr. Fagin and Mr. Reese. Also in attendance were Ruben Barrera, Attorney, Leonard Young, Engineer and David Wallace, General Manager.
- II. ANNOUNCEMENTS: THE BOARD OF DIRECTORS OF THE BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 10 WILL, DURING THE MEETING, CLOSE THE MEETING AND HOLD AN EXECUTIVE SESSION PURSUANT TO AND IN ACCORDANCE WITH CHAPTER 551 OF THE TEXAS OPEN MEETINGS ACT. THE BOARD OF DIRECTORS MAY, AT ANY TIME DURING THE MEETING, CLOSE THE MEETING AND HOLD AN EXECUTIVE SESSION FOR CONSULTATION WITH ITS ATTORNEYS CONCERNING ANY OF THE MATTERS TO BE CONSIDERED DURING THE MEETING PURSUANT TO CHAPTER 441 OF THE TEXAS OPEN MEETINGS ACT.
- III. READ, CORRECT/AMEND, AND APPROVE THE REGULAR BOARD MEETING MINUTES OF OCTOBER 19, 2017. Mr. Fagin made a motion to approve the minutes as written. This was seconded by Ms. Snead. Motion Failed.

2 YES 0 ABSTAIN 3 NO 0 ABSENT

Ms. Scheibler made a motion to approve the minutes with the removal of the "Political Rhetoric" from Mr. Reese's comments as discussed. This was seconded by Ms. Snead. Motion Passed.

3 YES 0 ABSTAIN 2 NO 0 ABSENT

Ms. Alexander requested that her written comments be attached to the November 16th Minutes as submitted. (Ms. Alexander's written comments are attached to the minutes).

- 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.

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.

VISITOR SPEAKERS: No Visitor Comments.

V. CONSENT AGENDA ITEMS:

A. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON THE 2018 DISTRICT HOLIDAY SCHEDULE. Board stated that New Year's Eve should be a full day rather than a half day in 2018. Ms. Scheibler made a motion to accept the 2018 District Holiday Schedule as amended. This was seconded by Ms. Snead. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

VI. ITEMS FOR INDIVIDUAL CONSIDERATION:

A. THE BOARD WILL DISCUSS AND MAY TAKE ACTION ON A RESOLUTION AUTHORIZING THE SALE OF THE PROPERTY DESCRIBED AS PROPERTY LOTS 1-4, BLOCK 1 AND LOTS 14-19, BLOCK 1, NEW CITY BLOCK 13758, BEXAR SUBDIVISION, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND LOCATED AT 5507 RANDOLPH BLVD, SAN ANTONIO, TEXAS 78239. Ms. Alexander made a motion to table this item. This was seconded by Ms. Scheibler. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

B. A PRESENTATION BY CAPEX CONSULTING GROUP AND BOARD DELIBERATION REGARDING THE DISTRICT'S COST OF SERVICE AND RECOMMENDED RATES FOR THE DISTRICT.

C. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION TO APPROVE THE 2017-2018 POLICY & PROCEDURES MANUAL. Ms. Alexander made a motion to table this item. This was seconded by Ms. Scheibler. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

D. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION APPROVING CASHING OUT THE CERTIFICATE OF DEPOSIT WITH A MATURITY DATE OF DECEMBER 1, 2017 AT SECURITY SERVICE FEDERAL CREDIT UNION (SSFCU) AND DEPOSITING THIS MONEY INTO THE DISTRICT'S OPERATING ACCOUNT. Ms. Snead made a motion to approve this Resolution. This was seconded by Mr. Fagin. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

E. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION APPROVING CASHING OUT THE CERTIFICATE OF DEPOSIT WITH A MATURITY DATE OF DECEMBER 11, 2017 AT RANDOLPH-BROOKS FEDERAL CREDIT UNION (RBFCU) AND DEPOSITING THIS MONEY INTO THE DISTRICT'S OPERATING ACCOUNT. Ms. Snead Made a motion to approve this Resolution. This was seconded by Mr. Fagin. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

F. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION AUTHORIZING THE SALE OF WATER TO THE WASH TUB, AND FURTHER AUTHORIZING THE NEGOTIATION OF A WATER SUPPLY CONTACT BETWEEN THE DISTRICT AND THE WASH TUB AND AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO EXECUTE THE WATER SUPPLY CONTRACT BETWEEN THE DISTRICT AND THE WASH TUB. Ms. Alexander made a motion to table this item. This was seconded by Ms. Scheibler. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

G. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION AUTHORIZING THE GENERAL MANAGER TO HIRE A CONTRACTOR TO INSTALL PROTECTIVE GLASS AT THE BEXAR COUNTY WCID #10 OFFICE FOR SAFETY. Ms. Alexander made a motion to table this item. This was seconded by Ms. Scheibler. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

H. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION AUTHORIZING THE GENERAL MANAGER TO PRESENT THE COST OF THE PROTECTIVE GLASS INSTALLATION AT THE BEXAR COUNTY WCID #10 OFFICE TO THE WINDCREST CITY COUNCIL FOR REIMBURSEMENT. The Board authorized the General Manager and The Board President to present this to the City Council.

I. A PRESENTATION BY THE GENERAL MANAGER AND THE DISTRICT'S ENGINEER, AND BOARD DELIBERATION REGARDING AN UPDATE OF THE DISTRICT CIP.

J. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION APPROVING THE 2017 SUSTAINED SUPERIOR PERFORMANCE (SSP) AWARDS FOR EMPLOYEES. Ms. Snead made a motion to approve the SSP Awards for Employees as recommended by the General Manager. This was seconded by Mr. Reese. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

Ms. Alexander made a motion to approve the SSP Award for the General Manager as discussed. This was seconded by Mr. Fagin. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

K. THE BOARD WILL DELIBERATE AND TAKE ACTION REQUESTING APPLICATIONS TO FILL A VACANT BOARD POSITION. Ms. Scheibler made a motion to accept applications from November 21, 2017 through December 5, 2017 by 5:00 p.m. That the Applications will be available at the Water District Office located at City Hall as well as available on the District website: www.bexarcountywcid10.com. This was seconded by Ms. Snead. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

VII. BRIEFING SESSION

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.

1. STATEMENT OF OPERATIONS: OCTOBER 2017
 - a. Operating Revenue: \$167,473.32
 - b. Operating Expenses: \$166,521.81
 - c. Operating Income \$951.51
 - d. Non-Operating Income \$1,290.06 (Interest Income)
 - e. Total Income \$2,241.57

2. INVESTMENT REPORT:
 - a. Operating Account Balance \$338,681.97
 - b. Investments: \$1,015,975.17
 - c. Grand Total \$1,445,678.26

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.

1. SIGNIFICANT EXPENDITURES: (OVER \$5,000)

SAWS	Sewer Service / October 2017	\$60,854.67
EAA	Management / Program Fee	\$ 9,275.00
2. Water Usage Update: We are now in Normal Water Restrictions. Our current pumpage for October 2017 was 28,248,000 gals, Total pumpage for the year was 799.0 acre/ft. Total Edwards permit 1625.00 acre/ft. The Edwards Aquifer is currently around 662.50 ft. We are now in STAGE 1 Restrictions. The Summer dry weather has returned. We are currently pumping 750,000 gallons per day.
3. The General Manager made a recommendation to the Board that the District remain in STAGE 1 Restrictions rather than going out as the EAA has proclaimed. The cost of going back into STAGE is around \$1,000.00 and the aquifer is at 662.7 today.
4. We are still replacing old water meters that no longer function. This will be a normal operational procedure. The meter change-out program is on schedule to replace 400 residential meters this year. Still replacing bad curb-stops on meter change outs.
5. Working with the Engineers and Rate Consultant on 2018 - 2018 Capital Improvement Project plans.
6. Current street repairs on main breaks are being completed by the City Contractor.
7. We have had two (2) water main breaks this month due to dry conditions.

VIII. THE REGULAR SESSION OF THE NOVEMBER 16, 2017, REGULAR BOARD MEETING IS HEREBY RECESSED TO HOLD AN EXECUTIVE SESSION AND DISCUSS THE MATTERS LISTED BELOW PURSUANT TO SECTIONS 551.071, 552.072 AND 552.074 OF THE TEXAS OPEN MEETINGS ACT. The Board of Directors Recessed into Executive Session at 7:31 p.m.

IX. EXECUTIVE SESSION

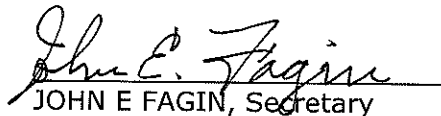
A. TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE, OR VALUE OF REAL PROPERTY DESCRIBED AS LOTS 1-4, BLOCK 1 AND LOTS 14-19, BLOCK 1, NEW CITY BLOCK 13758, BEXAR SUBDIVISION, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND LOCATED AT 5507 RANDOLPH BLVD, SAN ANTONIO, TEXAS 78239 AND / OR RELATED WATER RIGHTS AS AUTHORIZED BY TEXAS GOVERNMENT CODE § 551.072.

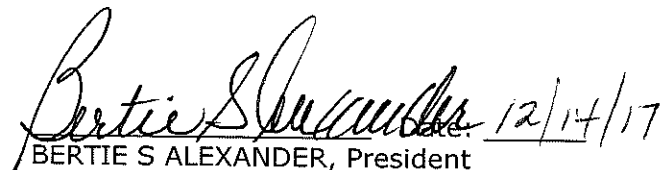
B. TO DELIBERATE THE EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF THE DISTRICT'S EMPLOYEES, AS AUTHORIZED BY TEXAS GOVERNMENT CODE 551.074.

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.

- X. THE REGULAR SESSION OF THE REGULAR BOARD MEETING OF NOVEMBER 16, 2017, IS HEREBY RECONVENED. The Board of Directors Reconvened Into Open Session at 8:07 p.m.
- XI. 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. Ms. Alexander stated that the December meeting will be on Thursday, December 14th at 10:00 a.m. due to a scheduling issue with CAPEX Consulting Group. Meeting time will be confirmed with the City Administration for availability of the Council Chambers for that day and time.
- XII. ADJOURNMENT. The Bexar County Water Control and Improvement District No. 10 Board of Directors Meeting of November 16, 2017 is hereby adjourned at 8:15 p.m.


JOHN E FAGIN, Secretary

 12/14/17
BERTIE S ALEXANDER, President

Mr. Reese refused to give his objections about the September 2017 article page 8 of the Windcrest Newsletter when given an option to do so at the Water Board's October 2017 Meeting. He chose instead to give his objection in writing to be attached to the October Water Board Minutes thus giving no chance to answer his objections. I am choosing to answer his objections as an attachment to the November 2017 minutes.

"Background of the political situation in Windcrest:

Sue Alexander has been a staunch supporter of the Mayor and for good reason. He was instrumental in appointing her to the Economic Development Commission (EDC) for the City of Windcrest and he supported her election to the Bexar County Water Control and Improvement District #10."*

The City Council appointed me to the WEDC after reviewing my resume. At that time the Mayor had only been introduced to me. That was the extent of the Mayor's knowledge of me before he appointed me to the WEDC. Another member of the City Council had previously worked with me and recommended me for the WEDC. I proudly had Mayor Baxter's support for the Bexar County Water Control and Improvement District #10. His support was, I believe, as a result of my performance on the WEDC.

"Background on the Windcrest News Letter Committee and Background on the article

Per Ms. Alexander, she was called and given a very short timeframe to produce an article."*

After the Thursday, August 17, 2017, Water Board Meeting, several people asked me why I didn't get the information presented at the meeting out to the community. I explained that I really had no vehicle besides mail to get it out and that mailing was extremely expensive. A City Council person was in the group. The Council person asked me why I did not use the City newsletter. I responded that I was not aware that I could. The next morning, I got a call from the City saying they would be happy to have WCID #10 contribute to the City newsletter. I asked about the deadline. The deadline was to have the article in by that week end for the September Newsletter. I hurriedly wrote the article using the information the entire Board had been given in our Water Board Meetings and the CIP Booklet recently given to the Board. Information was virtually word for word from these sources. I finished the article early on Saturday and asked Ms. Scheibler to review what I had written and quickly get it back to me with any corrections. She complied and said she found all of the information in the article to be from material given to us in our meetings. Before the week end was over, I emailed the article to Kelly Hamilton, who is in charge of the newsletter. All of this was done over a week end outside of business hours to meet the deadline I was given.

"Issues with the Article:

The BCWCID #10 is an example of how a Water District should be run, we have the lowest rate of any surrounding areas, in 2012, the district was recognized as the '2012 Public Drinking System of the Year'... Comparison rates of local water providers..... indicates we have the lowest rates in the area."*

*Excerpts taken from Mr. Reese's comments included in the October Water Board Meeting minutes.

Having the lowest rates in the area does not equate to "being how a Water District should be run." The BCWCID #10 has had artificially low rates which resulted in our having 65% of our water system being over 40 years old, and the life expectancy of the materials (clay and PVC) used for the water system is 40 years. As well, 75% of our sewer system lines are over 40 years old.... some over 50 years old. This is well past the life expectancy of the materials used for these lines which is 40 years. We do not want to wait until we are "told to make repairs" * because that would mean having to pay fines as well as having to pay for the cost of the repairs. *Paragraph 10

The recognition for "Public Drinking System of the Year" is kind of like the Good Conduct Medal given in the military. Unless you have a violation, that recognition is given and rotated among water suppliers.

"Specific issues by Paragraph" (by Paragraph in the September 2017 article from the Windcrest Newsletter page 8)

"Paragraph 2 and Paragraph 3 No records exist that any formal due diligence was performed prior to purchasing the land nor that any needs assessment was performed to determine if these facilities were needed."*

Mr. Reese cites that many pieces of property were looked at as evidence that due diligence was performed prior to purchasing the Randolph Property. Due diligence does not involve looking at property. It involves having an environmental study, appraisal, checking zoning, etc. done prior to purchase of property. None of this was done prior to purchasing the Randolph Property. Thus, no due diligence was performed as was stated in the September article.

No formal needs assessment was performed to determine if or how much additional space was needed until Ms. Scheibler insisted that a formal, written needs assessment be done of the maintenance area. We "did our homework" * and found that the Water District did indeed have more space in the maintenance area than the 400 square feet we were repeatedly told the district had. **If Mr. Reese knew that we had 1,955 square feet of maintenance area (as he said in his objection) while the discussions were going on, why did he not correct the engineer, others on the Board and citizens to be heard who repeatedly said that the 400 square feet was all that the District had at the maintenance area?**

Board members should be able to rely on the professionals hired by the Board to give accurate information. Board members should not have to do their own investigative work as Ms Scheibler, Ms Snead and I did. However, the three of us did our homework even though others were being paid to supply the correct information.

"Paragraph 5 The cost to cancel the contract is included in the \$132,388.....The cost to cancel the contract is probably higher than the indicated amount."

All Board Members agreed to the amount stated in the article as the cost of cancellation of the contract. Why is Mr. Reese challenging the amount now?

"Paragraph 6 'There are no formal records of a Capital Improvement Plan having formally been done by the District in the past.'"

(Mr. Reese's objection) "For as far back as the agendas are listed on the BCWCID #10 website 'CIP' was **MENTIONED.**"

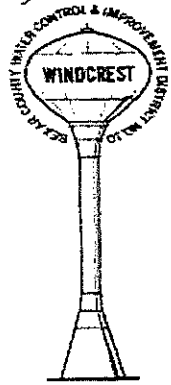
I am attaching a copy of a May 9, 2014 letter I received from the previous District's General Manager, Adam Telfer, in reply to my April 28, 2014 Public Records Request for a copy of the District's current CIP. As the letter stated a CIP had not been adopted. I am also attaching a copy of a BCWCID #10 Agenda for June 13, 2014 showing that the Board was considering adopting a CIP at that meeting. I was given a copy of the agenda and adopted CIP in August 2014 by the Mr. Telfer. He stated at the time he did not want me to think that he had withheld information I had requested under the Public Records Request Act, and the CIP had just been adopted at the June meeting.

While there are other objections that Mr. Reese had, I am not responding to these because of the pettiness of the objections.

Several members of the Water Board have been looking for an economical way to communicate with our rate-payers. The city is allowing us to use their Newsletter for no cost. Free is good.

I cannot imagine any reason that a Board member would object to informing our rate-payers about what is happening at the Water Board. This is especially true since the Water District out of necessity is going to have to look at raising rates. The necessity comes because rates have been kept artificially low and repairs to our water and sewer lines have not been made in a timely fashion.

All information in the Newsletter article was presented at District Board meetings. Any Board member who cared to read the information given at Board Meetings would have known the information in the September article was accurate.



Bexar County Water Control and Improvement District #10

8601 Midcrown Drive
Windcrest TX 78239
(210) 655-2888

May 9, 2014

Bertie S. Alexander
630 Crestway Dr.
Windcrest, TX 78239

Re: Public Records Request by Requestor Bertie S. Alexander Dated April 28th 2014.

Dear Ms. Alexander,

Attached to this letter is your Public Records Request form in which you requested a copy of the consultant agreement between Richard Frenzel and Bexar County WCID (Water Control and Improvement District) #10. You also requested the current adopted CIP (Capital Improvement Plan) for the Water District.

Item one (Consultant Agreement between Richard Frenzel and Bexar County WCID #10) is included in this letter.

Item two (Adopted CIP for the Water District) has not been adopted yet.

Sincerely,

Adam Telfer
Bexar County WCID #10
Windcrest, TX 78239



Bexar County Water Control & Improvement District #10

8601 Midcrown Drive
Windcrest, Texas 78239
Phone: (210) 655-2888
Fax: (210) 654-3888

4/28/14
ly 12:15p

PUBLIC RECORDS REQUEST FORM

Requestor's Name: BERTIE S. ALEXANDER Telephone: 210-646-8150
Please Print

Address: 630 CRESTWAY DR., WINDCREST, TX 78239
(Please Print) House number & street City State ZIP Code

I understand that:

1. My request is limited to the information in existence at the time and on the day my request is received.
2. The District has no duty to answer questions or create documents to respond to a request pursuant to the Texas Public Information Act, but if I ask a question, the District will make a diligent effort to determine whether there is information responsive to my question in its records and respond.
3. Certain information held by the District may be confidential as a matter of law, or may be excluded from public disclosure when applying various provisions of the Texas Public Information Act.*

Therefore, to assist in processing your request, please choose Option A or Option B below:

OPTION A - Initial: _____, I hereby agree to limit the scope of my request to only those documents/information contained in the District's records that the District believes is non-confidential and available to the public pursuant to the Texas Public Information Act or any other applicable law. I will accept documents/information with certain information redacted on this basis and consider my request completely fulfilled. I understand that if I am not satisfied with the information provided under this basis, that I can make a new request at any time which includes the redacted information and the District will seek an opinion of the Texas Attorney General regarding whether the redacted information sought in the new request can be excluded from public disclosure as explained in Option B.

OPTION B - Initial: BAA, I do not agree to limit the scope of my request. I want all available documents regardless of whether the District considers the information to be confidential or subject to being excluded. I understand that the District has the duty to seek an opinion from the Texas Attorney General's Office, Open Records Division which will consist of the following:

- 1) A written request for an opinion from the Texas Attorney General by the District within ten (10) business days (excluding weekends & holidays recognized by the District) from the date that the District receives my initial request;
- 2) A written brief sent to the Attorney General's Office within fifteen (15) days from the date that the District received my initial request;
- 3) I might receive a request for clarification of my request if it is vague and ambiguous which will toll (postpone) the deadline for the District's request for an opinion from the Texas Attorney General's Office;
- 4) A waiting period of up to forty-five (45) days for the Attorney General's Office to render an opinion from the date they receive the written brief. I understand that until an opinion is rendered the District cannot fully respond to my request until a final decision is made by the Texas Attorney General's Office regarding my request. I understand that the Texas Attorney General may rule that the information can or cannot be released and I understand that the District may disagree with the opinion provided by the Texas Attorney General's Office. In such cases, the District may seek a decision from a Travis County District Court or higher court, before records are released.

This is a double sided request form; both sides must be completed (continued on the reverse side).

I understand that documents/information held by a Court, whether a Justice Court, City Court, or District Court are Judicial Records and are not subject to disclosure pursuant to the Texas Public Information Act. Any request for records made for judicial records will be handled pursuant to the Judicial Records Act and will not be considered a request pursuant to the Texas Public Information Act.

Description of Information Requested:

1) CONTRACT for Consultant Richard FRENZE /
2) Capital Improvement Plan Currently adopted

Requestor's Signature: Bertie S. Andrews

Written request attached: Yes No

Cost per page standard size up to 8.5: X 14	\$.10 / page
Non standard sizes	\$.55 / page
Flash / Thumb Drive	\$20.00 each
CD & DVD	\$1.00 each
Personnel Cost for more than 50 pages	\$18.00 / hour
Postage	Actual Cost
Accident Report	\$6.00
Other Cost	Actual Cost
Overhead charge (20% of Personnel Charges)	

For District Use Only

Request received by: Syn Cruz Date: 4/28/14

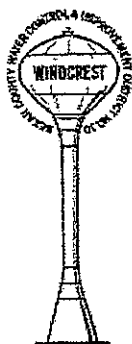
Notes/Comments:

Fees waived in Accordance with procedures: Yes No

District personnel time spent complying with this request _____ Initials: _____

Received by: _____ Date: _____

Total Charges: _____



Bexar County Water Control and Improvement District #10

8601 Midcrown Drive
Windercrest TX 78239

(210) 655-2888

Board Approved
CIP At This
Meeting.

(Posted 06/13/2014, 4:00 pm)

NOTICE OF REGULAR BOARD MEETING

NOTICE IS HEREBY GIVEN THAT THE BOARD OF DIRECTORS, BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT #10, WILL HOLD ITS REGULAR MONTHLY BOARD MEETING IN COUNCIL CHAMBERS, 8601 MIDCROWN DRIVE, WINDCREST, TEXAS AT 7:00PM, JUNE 19, 2014, FOR THE PURPOSE OF CONSIDERING THE FOLLOWING AGENDA.

- I. Call Regular Meeting To Order And Take Attendance.
- II. Executive Session,
 - a. The Board Will Adjourn Into Closed Meeting In Compliance With The Texas Open Meetings Act Section 551.072, To Deliberate The Purchase, Exchange, Lease, Or Value Of Real Property Since Deliberation In Open Session Would Have A Detrimental Effect On The Position Of This Governmental Body To Negotiate With A Third Person Call Regular Meeting To Order And Take Attendance.
- III. Accept Visitor Comments (Strict 3 Minute Time Limit Per Visitor). Visitor's That Wish To Speak Must Sign In On The Sign-up Sheet Located At The Doorway. Visitor's Must Sign In Before The Meeting Begins.
- IV. Read, Correct/Amend, And Approve Regular Meeting Minutes Of May 15, 2014. Read, Correct/Amend, And Approve Special Meeting Minutes Of June 4, 2014.
- V. 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.
 - 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.

VI. Old Business:

- a. Water/Sewer Infrastructure Rehabilitation – 2013/14. General Manager And Engineer Will Provide A Progress Report On Water And Sewer Infrastructure Rehabilitation Project For 2013/14.
- b. The Board Will Discuss And May Approve The 2014-2019 Capital Improvement Program (CIP).

VII. New Business:

- a. Resolution 2014-03 – The Board Will Discuss And May Take Action On Resolution 2014 – 03, Calling For An Election On November 4, 2014 To Fill Three Vacancies On The Board.
- b. The Board Will Discuss And May Approve The Purchase Of A Payment Kiosk, To Be Located At The District's Office.

VIII. Other Business Brought Before The Board. Decision Will Be Tabled Until Next Scheduled Board Meeting In Order To Place Subject On Agenda And Give Staff Time To Evaluate And Make Recommendations.

IX. Adjourn.

Adam Telfer

Adam Telfer
General Manager

- Atch 1: Statement of Operations
Atch 2: Investment Report
Atch 3: Capital Improvement Program (CIP)
Atch 4: Resolution 2014-03
Atch 5: Kiosk Information and Pricing