

**BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. TEN**

8601 MIDCROWN  
SAN ANTONIO, TEXAS 78239-2445

---

REGULAR BOARD MEETING MINUTES  
APRIL 25, 2019

- I. CALL REGULAR BOARD MEETING TO ORDER AND TAKE ATTENDANCE AND PLEDGE OF ALLEGIANCE: The Regular Board Meeting of April 25, 2019, was called to order at 6:30 p.m. by the President of the Board, Ms. 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, Ms. Scheibler, Mr. Richards and Mr. Guerrero. Also, in attendance were Erica Valladares, 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 MARCH 21, 2019. Ms. Snead made a motion to approve the minutes as written. This was seconded by Mr. Richards. Motion Passes.
- 5 YES    0 ABSTAIN    0 NO    0 ABSENT
- 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 Forum – 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.*

No comments currently.

V. CONSENT AGENDA ITEM:

A. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION RATIFYING THE GENERAL MANAGER'S PAYMENTS TO HSC ELECTRIC COMPANY, INC. IN THE AMOUNT OF \$53,151.75 FOR THE REPAIR OF THE DISTRICT'S WELL #4 ELECTRICAL SYSTEM UNDER THE DISTRICT'S CIP 2018 - 2019. Ms. Snead made a motion to approve this resolution. This was seconded by Ms. Scheibler. Motion Passes

5 YES 0 ABSTAIN 0 NO 0 ABSENT

VI. ITEMS FOR INDIVIDUAL CONSIDERATION:

A. A PRESENTATION BY THE GENERAL MANAGER AND THE DISTRICT'S ENGINEER REGARDING AN UPDATE OF THE DISTRICT'S 2018 AND 2019 CAPITAL IMPROVEMENTS PLAN; AND BOARD DELIBERATION REGARDING AN UPDATE OF THE DISTRICT'S 2018 AND 2019 CAPITAL IMPROVEMENTS PLAN.

B. THE BOARD WILL DISCUSS AND MAY TAKE ACTION ON A RESOLUTION ACCEPTING A BID FOR THE 2019 CIP PHASE I WATER PROJECT; AWARDED THE PROJECT WORK TO THE SELECTED BIDDER; AWARDED A CONTRACT TO THE SELECTED BIDDER FOR THE 2019 CIP PHASE I WATER PROJECT WORK; APPROVING A CONTRACT BETWEEN THE DISTRICT AND THE SELECTED BIDDER FOR THE 2019 CIP PHASE I WATER PROJECT WORK; AUTHORIZING AND DIRECTING THE DISTRICT'S GENERAL MANAGER TO NEGOTIATE, FINALIZE AND EXECUTE A CONTRACT AND ANY OTHER REQUIRED DOCUMENTS INVOLVING THE 2019 CIP PHASE I WATER PROJECT WORK, AND TO CARRY OUT ALL OF THE DISTRICT'S OBLIGATIONS UNDER THE CONTRACT. Ms. Snead made a motion to approve this resolution. This was seconded by Ms. Scheibler. Motion Passes

5 YES 0 ABSTAIN 0 NO 0 ABSENT

C. THE BOARD WILL DISCUSS AND MAY TAKE ACTION ON A RESOLUTION ACCEPTING A BID FOR THE 2019 CIP EAGLECREST BLVD, CRESTWAY DRIVE & SHADY CREEK PROJECT; AWARDED A CONTRACT TO THE SELECTED BIDDER FOR THE 2019 CIP EAGLECREST BLVD., CRESTWAY DRIVE & SHADY CREEK PROJECT WORK; AWARDED THE PROJECT WORK TO THE SELECTED BIDDER; APPROVING A CONTRACT BETWEEN THE DISTRICT AND THE SELECTED BIDDER FOR THE 2019 CIP EAGLECREST BLVD., CRESTWAY DRIVE & SHADY CREEK PROJECT WORK; AUTHORIZING AND DIRECTING THE DISTRICT'S GENERAL MANAGER TO NEGOTIATE, FINALIZE AND EXECUTE A CONTRACT AND ANY OTHER REQUIRED DOCUMENTS INVOLVING THE 2019 CIP EAGLECREST BLVD., CRESTWAY DRIVE & SHADY CREEK PROJECT WORK, AND TO CARRY OUT ALL OF THE DISTRICT'S OBLIGATIONS UNDER THE CONTRACT. Ms. Scheibler made a motion to approve this resolution. This was seconded by Mr. Guerrero. Motion Passes.

5 YES 0 ABSTAIN 0 NO 0 ABSENT

D. THE BOARD WILL DISCUSS AND MAY TAKE ACTION ON A RESOLUTION AUTHORIZING AND DIRECTING THE DISTRICT'S ENGINEER TO PROCEED WITH THE DESIGN OF, AND ADVERTISE AND SEEK COMPETITIVE BIDS FOR THE 2019 CIP PHASE II PROJECT WORK; AUTHORIZING AND DIRECTING THE DISTRICT'S GENERAL MANAGER AND ENGINEER TO EVALUATE ALL RESPONSIVE BIDS AND PRESENT A RECOMMENDATION TO THE BOARD OF THE BID RESPONSE DEEMED TO BE MOST

ADVANTAGEOUS TO THE DISTRICT FOR SUBSEQUENT CONSIDERATION AND ACTION BY THE DISTRICT'S BOARD. Mr. Richards made a motion to approve this resolution. This was seconded by Ms. Snead. Motion Passes.

5 YES      0 ABSTAIN      0 NO      0 ABSENT

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:	MARCH 2019
	a. Operating Revenue:	\$5,174,805.94
	b. Operating Expenses:	\$ 177,145.75
	c. Operating Income	\$4,997,660.19
	d. Non-Operating Income	\$2,786.68 (Interest Income)
	e. Total Income	\$5,000,446.87
2.	INVESTMENT REPORT:	
	a. Operating Account Balance	\$ 251,645.20
	b. Investments:	\$ 746,938.07
	c. Grand Total	\$6,405,640.66

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 / March 2019              \$61,698.22  
EAA                Management / Program Fee              \$11,377.27
2. Water Usage Update: Our current pumpage for March 2019 was 23,084,000 gals, Total pumpage for the year is 188.20 acre/ft. Total Edwards permit 1625.00 acre/ft. The Edwards Aquifer is currently around 679.9 ft. We are in NORMAL Restrictions. We are currently pumping 900,000 gal/per/day.
3. 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 200 residential meters this year. Still replacing bad curb-stops on meter change outs.
4. Working with the Engineers, Financial Advisors and Bond Counsel on 2019 Capital Improvement Project plans.
5. Well #4 is in construction phase now for Electrical upgrades. I believe it will be in service by May 1<sup>st</sup>. The well pump was pulled and is now installed.
6. Working on Phase I CIP plan. Bids opened 04/16/2019

VIII. THE REGULAR SESSION OF THE APRIL 25, 2019, 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 did not go into Executive Session.


IX. EXECUTIVE SESSION

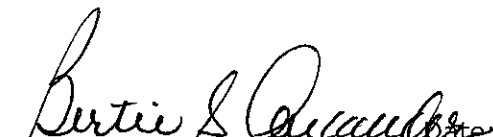
A. TO DELIBERATE THE EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF THE DISTRICT'S EMPLOYEES, AS AUTHORIZED BY TEXAS GOVERNMENT CODE 551.074.

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.

**\*\*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 APRIL 25, 2019, IS HEREBY RECONVENED. The Board did not go into Executive Session.
- XI. OTHER BUSINESS BROUGHT BEFORE THE BOARD. (NO DELIBERATIONS AND / OR DECISION WILL OCCUR EXCEPT TO PLACE THE SUBJECT ON THE AGENDA FOR THE NEXT SCHEDULED BOARD MEETING AND GIVE STAFF TIME TO EVALUATE AND MAKE RECOMMENDATIONS.
- XII. ADJOURNMENT. The Bexar County Water Control and Improvement District No. 10 Board of Directors Meeting of April 25, 2019 is hereby adjourned at 7:21 p.m.

  
FERNANDO RICHARDS, JR., Secretary

  
BERTIE S ALEXANDER, President 5/16/19