

BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. TEN
8601 MIDCROWN
SAN ANTONIO, TEXAS 78239-2445

REGULAR BOARD MEETING MINUTES
JULY 23, 2026

CALL REGULAR BOARD MEETING TO ORDER AND TAKE ATTENDANCE AND PLEDGE OF ALLEGIANCE: The Regular Board Meeting of July 23, 2026, was called to order at 12:30 p.m. by the President of the Board, Ms. Alexander, at the City of Windcrest's 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. The Board members present were, Ms. Alexander, Ms. Arnicar, Mr. Guerrero, and Ms. Snead. Also, in attendance were David Wallace, General Manager, Ruben Barrera, Attorney, Leonard Young, Engineer, and Israel Guerra, Field Manager.

Mr. Richards was absent. Ms. Arnicar made a motion to excuse his absence. This was seconded by Mr. Guerrero.

4 YES 0 ABSTAIN 0 NO 1 ABSENT

- I. **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.

- II. READ, CORRECT/AMEND, AND APPROVE THE REGULAR BOARD MEETING MINUTES OF JUNE 18, 2026.

Mr. Guerrero made a motion to approve the minutes as written. Ms. Snead seconded this motion. Motion carried.

4 YES 0 ABSTAIN 0 NO 1 ABSENT

- III. 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 COMMENTS WILL NOT BE ALLOWED / ACCEPTED AFTER THIS TIME. Ms. Ashley Geyer, 8365 Windway, and Mr. Billy Gipson, 617 Rocklyn addressed the Board.

PUBLIC COMMENT STANDARD STATEMENT

The Board will now open the floor to members of the public for public comment. 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. Comments may relate to general matters involving the District or a specific item(s) on the Board's agenda.***
- 2. Comments shall be limited to five (5) minutes per individual.***
- 3. Comments relating to general matters involving the District shall be presented during the Public Comment Session at the beginning of the meeting.***
- 4. Comments relating to a specific item(s) on the Board's agenda may be presented either (a) during the Public Comment Session at the beginning of the meeting; or (b) during consideration of the specific agenda item(s).***
- 5. An individual shall register (by including name and address) on the sign-in sheet prior to the beginning of the meeting his/her choice to either comment (a) during***

- the Public Comment Session at the beginning of the meeting or (b) during consideration of each specific agenda item(s).*
- 6. At the Board's discretion, if five (5) or more individuals desire to comment on a specific item, such comments shall be limited to two (2) minutes per individual.*
 - 7. No individual shall transfer his/her allotted time to comment to another individual.*
 - 8. If (a) an individual needs a translator to translate his/her public comments, and (b) the Board is not providing translation equipment that allows the Board to hear translated public comments simultaneously, the comments of an individual using a translator shall be limited to ten (10) minutes per individual.*
 - 9. Comments should be directed to the entire Board and not to one individual member of the Board.*
 - 10. The Board strives to maintain open, courteous, and respectful communications with the public. Please extend the same courtesy to the Board when addressing your comments.*
 - 11. While individuals are free to express their opinions, whether positive or critical of any act, omission, policy, procedure, program, or service of the District and/or the Board, the Board does expect that all individuals 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, and/or preventing, interfering, or otherwise obstructing a lawfully called meeting, 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 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.

IV. CONSENT ITEMS:

- A. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION AUTHORIZING AND APPROVING THE RENEWAL OF A CERTIFICATE OF DEPOSIT IN THE AMOUNT OF \$143,503.34 (AS OF JUNE 30, 2026) WITH FIRST MARK CREDIT UNION FOR THIRTY (30) MONTHS OR LESS, WHICHEVER IS MOST ADVANTAGEOUS FOR THE DISTRICT AND ITS RATEPAYERS; AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY FOR THE RENEWAL OF A CERTIFICATE OF DEPOSIT IN THE AMOUNT OF \$143,503.34 (AS OF JUNE 30, 2026) WITH FIRST MARK CREDIT UNION FOR THIRTY (30) MONTHS OR LESS, WHICHEVER IS MOST ADVANTAGEOUS FOR THE DISTRICT AND ITS RATEPAYERS.
- B. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION RATIFYING THE DISTRICT GENERAL MANAGER'S PAYMENT TO ACT PIPE & SUPPLY IN THE AMOUNT OF \$11,020.88 FOR THE PURCHASE OF PARTS AND SUPPLIES REQUIRED FOR THE UPDATES TO FIRE HYDRANTS BY THE DISTRICT THAT WILL BECOME PART OF THE DISTRICT'S WATER UTILITY SYSTEM AND WHICH IS INCLUDED IN THE DISTRICT'S 2026 CAPITAL IMPROVEMENTS PLAN. (BCWCID10 CIP)
- C. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION RATIFYING THE DISTRICT GENERAL MANAGER'S PAYMENT TO FORTILINE WATERWORKS IN THE AMOUNT OF \$2,038.73 FOR THE PURCHASE OF NEW WATER MAIN PIPE TO REPLACE THE CURRENT WATER MAIN PIPE ON HIDDEN HOLLOW THAT WILL BECOME PART OF THE DISTRICT'S WATER UTILITY SYSTEM AND WHICH IS INCLUDED IN THE DISTRICT'S 2026 CAPITAL IMPROVEMENTS PLAN. (BCWCID10 CIP)

- D. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION RATIFYING THE DISTRICT GENERAL MANAGER'S PAYMENT TO FORTILINE WATERWORKS IN THE AMOUNT OF \$503.65 FOR THE PURCHASE OF NEW WATER MAIN PIPE TO REPLACE THE CURRENT WATER MAIN PIPE ON HIDDEN HOLLOW THAT WILL BECOME PART OF THE DISTRICT'S WATER UTILITY SYSTEM AND WHICH IS INCLUDED IN THE DISTRICT'S 2026 CAPITAL IMPROVEMENTS PLAN. (BCWCID10 CIP)

Ms. Snead made a motion to approve. This was seconded by Ms. Arnicar.

4 YES 0 ABSTAIN 0 NO 1 ABSENT

V. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. THE BOARD WILL DISCUSS AND MAY TAKE ACTION ON THE SIDEWALK DAMAGE REPORTED BY ROBERT GONZALEZ, 6318 BROOK FALLS, WINDCREST, TEXAS. Sidewalk is sinking. District Engineer Leonard Young stated that he has notified Public Works Director, Dusty DeHoyos, who will make contact with Mr. Gonzalez.
- B. A PRESENTATION BY THE GENERAL MANAGER AND THE DISTRICT'S ENGINEER REGARDING THE DISTRICT'S 2026 CAPITAL IMPROVEMENTS PLAN; AND BOARD DELIBERATION REGARDING THE DISTRICT'S 2026 CAPITAL IMPROVEMENTS PLAN.
- C. A PRESENTATION BY THE DISTRICT'S ENGINEER REGARDING A GRANT FROM THE TEXAS WATER DEVELOPMENT BOARD TO ASSIST IN THE FINANCING AND PURCHASE OF THE KAMSTRUP AUTOMATED WATER METERS.
- D. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON A RESOLUTION AUTHORIZING REQUESTING FINANCIAL ASSISTANCE FROM THE TEXAS WATER DEVELOPMENT BOARD ("TWDB") FOR THE PURCHASE OF AUTOMATED WATER METERS THAT WILL BECOME PART OF AND IMPROVE THE DISTRICT'S WATER UTILITY SYSTEM AND SERVICE TO ITS CUSTOMERS AND RATEPAYERS WHO ARE ALSO RESIDENTS OF THE CITY OF WINDCREST, TEXAS ("DISTRICT'S WATER METER PROJECT"); APPROVING AN APPLICATION AND AUTHORIZING THE FILING OF AN APPLICATION WITH THE TWDB SEEKING FINANCIAL ASSISTANCE IN AN AMOUNT NOT TO EXCEED \$1,200,000.00 TO PROVIDE FOR THE COSTS OF THE DISTRICT'S WATER METER PROJECT; DESIGNATING THE DISTRICT'S GENERAL MANAGER AS THE DISTRICT'S AUTHORIZED REPRESENTATIVE FOR PURPOSES OF FURNISHING SUCH INFORMATION AND EXECUTING SUCH DOCUMENTS AS MAY BE REQUIRED IN CONNECTION WITH THE PREPARATION AND FILING OF SUCH APPLICATION FOR FINANCIAL ASSISTANCE AND THE RULES OF THE TWDB; AUTHORIZING AND DIRECTING CERTAIN FIRMS AND INDIVIDUALS TO AID AND ASSIST IN THE PREPARATION AND SUBMISSION OF SUCH APPLICATION AND APPEAR ON BEHALF OF AND REPRESENT THE DISTRICT BEFORE ANY HEARING HELD BY THE TWDB ON SUCH APPLICATION; AND MAKING CERTAIN FINDINGS THEREWITH.

Ms. Arnicar made a motion to approve. This was seconded by Ms. Snead.

4 YES 0 ABSTAIN 0 NO 1 ABSENT

- E. THE BOARD WILL DISCUSS AND MAY TAKE ACTION ON APPROVING THE SECOND AMENDMENT TO THE TOWER LEASE WITH OPTION BETWEEN THE DISTRICT AND T-MOBILE WEST LLC. Ms. Arnicar made a motion to Table this item. This was seconded by Ms. Snead.

4 YES 0 ABSTAIN 0 NO 1 ABSENT

- F. THE BOARD WILL DISCUSS AND MAY TAKE ACTION ON THE DISTRICT'S MEETING WITH THE CITY OF WINDCREST REGARDING THE LEASE AGREEMENT. Mr. Guerrero made a motion to Table this item. This was seconded by Ms. Snead.

4 YES 0 ABSTAIN 0 NO 1 ABSENT

VI. 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 AMOUNTS THAN EXPECTED. UPDATE ON INVESTMENTS, INCLUDING BALANCES, RATES OF RETURN, MATURITY DATES, AND MARKET CONDITIONS.

1. STATEMENT OF OPERATIONS:	<u>JUNE 2026</u>
a. Operating Revenue:	\$244,330.67
b. Operating Expenses:	\$246,166.43
c. Operating Income	(\$1,835.76)
d. Non-Operating Income	\$2,840.80
e. Total Income	\$1,005.04
2. INVESTMENT REPORT:	
a. Operating Account Balance	\$343,622.27
b. Investments:	\$1,180,005.19
c. Grand Total	\$1,672,589.15

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)	<u>JUNE 2026</u>
SAWS Sewer Service /	\$ 72,834.80
EAA Management / Program Fee	\$ 57,516.57

2. WATER USAGE UPDATE: OUR CURRENT PUMPAGE FOR JUNE 2026 WAS 22,489,000-GALS, TOTAL PUMPAGE FOR THE YEAR IS 418.190 ACRE/FT. THE DISTRICT'S TOTAL EDWARDS PERMIT IS 1625.00 ACRE/FT. THE EDWARDS AQUIFER IS CURRENTLY AROUND 649.2 FT. WE ARE IN STAGE III RESTRICTIONS. WE ARE CURRENTLY PUMPING 700,000 GAL/PER/DAY.

3. WE ARE STILL REPLACING OLD WATER METERS THAT NO LONGER FUNCTION. THIS WILL BE A NORMAL OPERATIONAL PROCEDURE. WE ARE STARTING THE REPLACEMENT OF BROKEN AND OLD GATE VALVES THROUGHOUT THE SYSTEM. STILL REPLACING BAD CURB-STOPS ON METER CHANGE OUTS.

4. WORKING WITH THE ENGINEERS, ON 2026 CAPITAL IMPROVEMENT PROJECTS.

VII. THE REGULAR SESSION OF JULY 23, 2026, REGULAR BOARD MEETING IS HEREBY RECESSED TO HOLD AN EXECUTIVE SESSION AND DISCUSS THE MATTERS LISTED BELOW PURSUANT TO SECTIONS 551.071 AND 552.074 OF THE TEXAS OPEN MEETINGS ACT. The Board of Directors went into executive session at 1:05 p.m.

VIII. EXECUTIVE SESSION

A. TO DELIBERATE THE EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF THE DISTRICT'S EMPLOYEES, INCLUDING THE DISTRICT'S GENERAL MANAGER AS AUTHORIZED BY TEXAS GOVERNMENT CODE § 551.074, AND CONSULTATION WITH THE DISTRICT'S LEGAL COUNSEL REGARDING LEGAL ISSUES INVOLVING THE EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF THE DISTRICT'S EMPLOYEES, INCLUDING THE DISTRICT'S GENERAL MANAGER AS AUTHORIZED BY TEXAS GOVERNMENT CODE § 551.071(2).

B. TO CONSULT WITH AND SEEK ADVICE FROM THE DISTRICT'S ATTORNEYS REGARDING PENDING LITIGATION STYLED AS CAUSE NO. 2025CV02705; FIT SCHOOL OF TENNIS, LLC. VS. BEXAR COUNTY WCID NO. 10; IN THE COUNTY COURT AT LAW NO. 3; BEXAR COUNTY, TEXAS; AS AUTHORIZED BY SECTION 551.071(1) OF THE TEXAS GOVERNMENT CODE.

C. TO CONSULT WITH AND SEEK ADVICE FROM THE DISTRICT'S ATTORNEY(S) REGARDING LEGAL ISSUES INVOLVING APPLYING FOR AND OBTAINING FROM THE APPROPRIATE CITY OF WINDCREST, TEXAS CITY COUNCIL, PLANNING AND ZONING COMMISSION, BOARD OF ADJUSTMENT, ZONING ENFORCEMENT AND ADMINISTRATION OFFICIAL, AND/OR DIRECTOR OF BUILDING SERVICES, IF REQUIRED, A CITY OF WINDCREST, TEXAS ZONING DISTRICT AMENDMENT, ANY VARIANCE(S) OF REGULATIONS AND/OR SPECIAL EXCEPTION(S), APPROVAL(S), AND/OR ANY PERMIT(S) FOR THE ERECTION, SITING AND CONSTRUCTION OF AN ACCESSORY (STORAGE) BUILDING AS AN ACCESSORY USE AT THE BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 10'S STORAGE TANK SITE LOCATED AT CB 5474A, BLOCK 28, LOT 5, BEXAR CAD PROPERTY ID 342858 IN THE CITY OF WINDCREST, TEXAS AND SITUATED IN A CITY OF WINDCREST, TEXAS R-1 SINGLE FAMILY DWELLING DISTRICT; AS AUTHORIZED BY SECTION 551.071(2) OF THE TEXAS GOVERNMENT CODE.

D. 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.

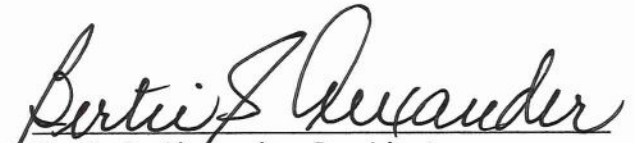
****AS USED HEREIN, "CLOSED MEETING" SHALL HAVE THE DEFINITION ASCRIBED TO THAT TERM BY TEXAS GOVERNMENT CODE § 551.001. AS REQUIRED BY TEXAS GOVERNMENT CODE § 551.102, THE FINAL ACTION, DECISION, OR VOTE ON A MATTER DELIBERATED IN A CLOSED MEETING WILL BE MADE IN AN OPEN MEETING****

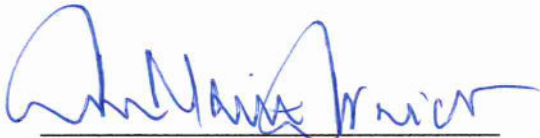
IX. THE REGULAR SESSION OF THE REGULAR BOARD MEETING OF JULY 23, 2026, IS HEREBY RECONVENED. The Board of Directors resumed regular session at 2:02 p.m.

X. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON PENDING LITIGATION STYLED AS CAUSE NO. 2025CV02705; FIT SCHOOL OF TENNIS, LLC. VS. BEXAR COUNTY WCID NO. 10; IN THE COUNTY COURT AT LAW NO. 3; BEXAR COUNTY,

TEXAS.

- XI. THE BOARD WILL DELIBERATE AND MAY TAKE ACTION ON APPLYING FOR AND OBTAINING FROM THE APPROPRIATE CITY OF WINDCREST, TEXAS CITY COUNCIL, PLANNING AND ZONING COMMISSION, BOARD OF ADJUSTMENT, ZONING ENFORCEMENT AND ADMINISTRATION OFFICIAL, AND/OR DIRECTOR OF BUILDING SERVICES, IF REQUIRED, A CITY OF WINDCREST, TEXAS ZONING DISTRICT AMENDMENT, ANY VARIANCE(S) OF REGULATIONS AND/OR SPECIAL EXCEPTION(S), APPROVAL(S), AND/OR ANY PERMIT(S) FOR THE ERECTION, SITING AND CONSTRUCTION OF AN ACCESSORY (STORAGE) BUILDING AS AN ACCESSORY USE AT THE BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 10'S STORAGE TANK SITE LOCATED AT CB 5474A, BLOCK 28, LOT 5, BEXAR CAD PROPERTY ID 342858 IN THE CITY OF WINDCREST, TEXAS AND SITUATED IN A CITY OF WINDCREST, TEXAS R-1 SINGLE FAMILY DWELLING DISTRICT.
- XII. 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. Ms. Alexander stated that the Board will be holding a Special Board Meeting on July 29th, 2026 at 1:00 p.m. She also reminded residents that Backflow Testing is due by September 1st. Ms. Arnicar urged residents not to pour oil or flush wipes and other products down the drain as this can cause major issues with the District's plumbing system.
- XIII. ADJOURNMENT. The Bexar County Water Control and Improvement District No. 10 Board of Directors Meeting of July 23, 2026, is hereby adjourned at 2:27 p.m.


Bertie S. Alexander, President


Ann Marie Arnicar, Secretary

Date: 29 July 2024