



**BRAZOS RIVER AUTHORITY
BOARD OF DIRECTORS ACTIONS
September 27, 2021**

The Brazos River Authority's Board of Directors held a meeting Monday, September 27, 2021. The Board took the following actions:

Flow Control Gate Replacement Project

The Board of Directors authorized the General Manager/CEO to negotiate and execute a contract with Gannett Fleming Inc. to provide engineering services at Morris Sheppard Dam in an amount not to exceed \$1,400,000.

Medical Insurance

The Board authorized the General Manager/CEO to enter into all agreement(s) necessary to continue the relationship with Blue Cross Blue Shield of Texas to provide the Brazos River Authority a fully-insured medical plan, at the rates quoted for the 2022 plan year, and within the financial parameters set-forth in the FY 2022 Budget.

Interlocal Agreement with Texas Parks and Wildlife Department for Invasive Species

The Board authorized the General Manager/CEO to execute a new Interlocal Agreement with the Texas Parks and Wildlife Department and to provide funding in an amount not to exceed \$50,000, with \$10,000 being provided in Fiscal Years 2022, 2023, 2024, 2025, and 2026, for the public awareness campaign to fight the spread of invasive species in waters of the Brazos River Basin.

Lake Granger Intake Slope Stabilization

The Board authorized the General Manager/CEO to negotiate and execute a contract with Gannett Fleming, Inc. for engineering services associated with the evaluation, design, and pre-construction phase services needed to reinforce and stabilize the shoreline and slope adjacent to the raw water pump station at Granger Lake, East Williamson County, Texas. The fee for engineering services associated with the evaluation and design phase shall not exceed \$400,000

Agreement with Hillco Partners

The Board authorized the General Manager/CEO to enter into an agreement with Hillco Partners for legislative consulting services for a two-year period in an amount not to exceed \$370,000.

Changes to Brazos River Authority Bylaws

The Board authorized the following changes to the Brazos River Authority Bylaws:

In Article Two: Board Structure, add the following new section:

'Section 2.06. Grounds for Removal. It is a ground for removal from the Board that a Director:

- (1) Does not have at the time of taking office the qualifications required by Special District Local Laws Code, Section 8502.009;
- (2) Does not maintain during service on the Board the qualifications required by Special District Local Laws Code, Section 8502.009;
- (3) Is ineligible for directorship under Chapter 171, Local Government Code;
- (4) Cannot, because of illness or disability, discharge the Director's duties for a substantial part of the Director's term; or
- (5) Is absent from more than half of the regularly scheduled Board meetings that the Director is eligible to attend during a calendar year without an excuse approved by a majority vote of the Board.

The validity of an action of the Board is not affected by the fact that it is taken when a ground for removal of a Director exists.

If the General Manager/Chief Executive Officer has knowledge that a potential ground for removal exists, the General Manager/Chief Executive Officer shall notify the Presiding Officer of the Board of the potential ground. The Presiding Officer shall then notify the Governor and the Attorney General that a potential ground for removal exists. If the potential ground for removal involves the Presiding Officer, the General Manager/Chief Executive Officer shall notify the next highest ranking Director, who shall then notify the Governor and the Attorney General that a potential ground for removal exists.'

In Section 4.02. Election Date, delete the word "October" and replace with the word "last."

In Article Five: Meetings, add the following new section:

'Section 5.05. Public Comment. At each meeting of the Board of Directors, members of the public shall be afforded the opportunity to address and provide comments to the Board of Directors. The Brazos River Authority reserves the right to implement reasonable rules related to providing public comments, including rules that limit the total amount of time that a member of the public may address the Board of Directors. The Board of Directors cannot respond to comments that are not related to items on the posted agenda.'

Revisions to Operations Policies Manual

The Board authorized that the revisions to the Operations Policies Manual of the Brazos River Authority be accepted as presented at its September 27, 2021 meeting, to be effective September 27, 2021.

Determination of Interruptible Water Available for 2022

The Board approved a Safety Factor of 0.25 for use in determining the amounts of Interruptible Water to make available in calendar year 2022. The Board also authorized the General Manager/CEO to make up to 78,680 acre-feet of Interruptible Water available in calendar year 2022.

Surplus Personal Property

The Board authorized the General Manager/CEO to dispose of the presented surplus personal property under the terms and conditions that are in the best interest of the Brazos River Authority. The Board also authorized the General Manager/CEO in certain instances to continue to use and/or maintain previously authorized surplus property in a manner that is in the best interest of the Brazos River Authority until appropriate replacement property is received and placed in service.

Financial Advisory Services

The Board authorized the General Manager/CEO to negotiate and execute a contract with Specialized Public Finance, Inc. for financial advisor services for a period of 5 years. It may be renewed annually by subsequent agreement of the parties for a total not to exceed amount of \$600,000.

Executive Session

The Board authorized the General Manager/CEO to take actions required to acquire interests in real property for the construction and operation of Trinity Aquifer groundwater facilities and water transmission pipelines and appurtenances in Williamson County, Texas, in accordance with the annual budget adopted by the Board of Directors. The Board also authorized and approved an Amendment to the Fiscal Year 2022 Trinity Groundwater Project Budget as follows: Increase the Trinity Groundwater Project Budget by \$167,000, from its current level of \$500,000 to \$667,000.