

# MINUTES

## REGULAR MEETING OF THE BOARD OF DIRECTORS

### SAN ANTONIO RIVER AUTHORITY

May 20, 2009, 2:00 p.m.



#### ***GENERAL AND CEREMONIAL ITEMS:***

1. **CALL TO ORDER WAS MADE BY THE CHAIRMAN, MR. THOMAS G. WEAVER, AT 2:01 PM**
2. **PLEDGE OF ALLEGIANCE WAS CONDUCTED**
3. **ROLL CALL WAS TAKEN BY THE VICE CHAIRMAN, MS. SUTHERLAND**  
*\*Board members present for this meeting are indicated with a checked box:*

#### **BEXAR COUNTY:**

- Sally Buchanan
- Hector R. Morales
- Jeffrey S. Neathery
- Názirite Rubén Pérez
- Roberto G. Rodríguez
- Thomas G. Weaver

#### **GOLIAD COUNTY:**

- Terry E. Baiamonte
- Adair R. Sutherland

#### **KARNES COUNTY:**

- Gaylon J. Oehlke
- H.B. Ruckman III

#### **WILSON COUNTY:**

- John J. Flieller
- A.D. Kollodziej, Jr.

**4. CERTIFICATION OF A QUORUM WAS ANNOUNCED BY THE CHAIRMAN, MR. WEAVER**

Staff members present were:

Suzanne B. Scott, General Manager  
Steve Graham, Assistant General Manager  
Susan Eason, Internal Resources Director  
Larry Anderson, Support Services Director  
John Chisholm, Director of Operations  
Steve Raabe, Technical Services Director  
Claude Harding, Real Estate Manager  
Art Herrera, Information Technology Manager  
Mike Gonzales, Environmental Sciences Manager  
Jim Boenig, Engineering Manager  
Sharon McCoy-Huber, Financial Services Manager  
Jim Blair, Watershed Operations Manager  
Dale Bransford, Park Services Manager  
Gilbert Jimenez, Real Estate Representative  
Brian Mast, Intergovernmental Relations Specialist  
Luke Habenicht, Intergovernmental Relations Technician  
Gary Heimer, Park Superintendent  
Karen Bishop, Executive Services Supervisor  
Lupe Moreno, Executive Assistant

Others present were:

David Ross, Legal Counsel

**5. INTRODUCTION OF VISITORS**

Ms. Moreno announced the presence of Mayor Paul G. Cuellar from the City of Somerset and Luke Parchman, a consultant with the City of Somerset.

**6. CITIZENS TO BE HEARD**

Ms. Moreno announced that no citizens were signed up to speak.

**7. EMPLOYEE RECOGNITIONS**

**AWARDING OF SERVICE PINS**

The Board Chairman and the General Manager presented awards to Ben Janysek for his 10 years of service and Ruben Hernandez and Carlos Hernandez each for having 5 years of service.

**8. RECOGNITION OF THE CITY OF SOMERSET AND THE SAN ANTONIO RIVER AUTHORITY UTILITIES DEPARTMENT FOR RECEIPT OF THE WATER ENVIRONMENT ASSOCIATION OF TEXAS 2009 MUNICIPAL WASTEWATER TREATMENT PLANT OF THE YEAR AWARD**

Mayor Cuellar and Mr. Parchman presented SARA with a plaque and a banner in recognition for winning the WEAT 2009 Municipal Wastewater Treatment Plant of the Year Award.

**9. SAN ANTONIO RIVER AUTHORITY BOARD OF DIRECTORS EXECUTIVE, COMMUNICATIONS, FISCAL AND OPERATIONS COMMITTEE; SPECIAL PURPOSE COMMITTEE; AND BOARD MEMBER CONFERENCE ATTENDANCE REPORTS**

- Fiscal Committee: a short briefing was given by Committee Chairman, Mr. Oehlke, regarding the last meeting held on May 11, 2009.
- Operations Committee: a short briefing was given by Committee Chairman, Mr. Ruckman, regarding the last meeting held on May 11, 2009.
- Communications Committee: a short briefing was given by Committee Chairman, Mr. Rodríguez, regarding the last meeting held on April 28, 2009.
- General Manager Appraisal Special Purpose Committee: a short briefing was given by Committee member, Mr. Weaver, regarding the last meeting held on April 15, 2009.

***CONSENT AGENDA ITEMS:***

**10. APPROVAL OF THE MINUTES OF THE REGULAR BOARD OF DIRECTORS MEETING HELD ON APRIL 15, 2009**

**11. RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN ANTONIO RIVER AUTHORITY AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE AND EXECUTE A PURCHASE AND SALES AGREEMENT FOR THE ACQUISITION OF APPROXIMATELY A 4.19± ACRE TRACT OF LAND OWNED BY ELIZABETH BRANCH, LOCATED AT 517 SOUTH COMMERCIAL STREET IN GOLIAD, GOLIAD COUNTY, TEXAS**

**12. ORDINANCE APPROVING AMENDMENT NO. 40 TO SEWAGE TRANSPORTATION, TREATMENT AND DISPOSAL CONTRACTS ESTABLISHING RATES/FEES FOR THE SALATRILLO CREEK WHOLESALE WASTEWATER SYSTEM FOR FISCAL YEAR 2009/10**

**13. ORDINANCE ESTABLISHING RATES/FEES FOR THE SALATRILLO CREEK RETAIL WASTEWATER SYSTEM FOR FISCAL YEAR 2009/10**

**14. ORDINANCE ESTABLISHING A CHARGE FOR RECLAIMED WATER AT THE SALATRILLO WASTEWATER TREATMENT PLANT**

15. **ORDINANCE ESTABLISHING RATES/FEEES FOR THE SAN ANTONIO RIVER AUTHORITY WASTEWATER SYSTEM FOR FISCAL YEAR 2009/10**
16. **ORDINANCE ESTABLISHING RATES/FEEES FOR THE SAN ANTONIO RIVER AUTHORITY WATER SYSTEM FOR FISCAL YEAR 2009/10**
17. **APPROVAL TO EXECUTE CONTRACTS TO AWARD BIDS FOR VEHICLES FOR THE UTILITIES DEPARTMENT AND WATERSHED OPERATIONS DEPARTMENT**
18. **ORDINANCE REGARDING FISCAL YEAR 2009/10 ENVIRONMENTAL SCIENCES DEPARTMENT REGIONAL WATER AND WASTEWATER LABORATORY ANALYTICAL FEE SCHEDULE**
19. **RATIFICATION OF A HAZARD MITIGATION GRANT PROGRAM APPLICATION SUBMISSION TO THE TEXAS WATER DEVELOPMENT BOARD ON BEHALF OF THE PORT AUTHORITY OF SAN ANTONIO**
20. **AUTHORIZATION FOR THE GENERAL MANAGER TO RENEW THE INTERLOCAL AGREEMENT BETWEEN THE SAN ANTONIO RIVER AUTHORITY AND WILSON COUNTY FOR THE RIVER AUTHORITY'S CONTINUED OPERATION OF JACKSON NATURE PARK**

Mr. Weaver made a motion that all the items on the consent agenda be passed and approved collectively.

Motion made by Gaylon J. Oehlke

Seconded by H.B. Ruckman III

Motion passed unanimously

***INDIVIDUAL AGENDA ITEMS:***

21. **PRESENTATION, DISCUSSION AND APPROPRIATE ACTION AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE AND EXECUTE AN INTERLOCAL AGREEMENT WITH THE PUBLIC IMPROVEMENT DISTRICT IN THE DOWNTOWN AREA FOR THE MUSEUM REACH SANITATION SERVICES AND PUBLIC SERVICE REPRESENTATIVES**

Staff recommended a motion that the General Manager be authorized to negotiate and execute an interlocal agreement with the Public Improvement District in the Downtown Area for sanitation services in the Museum Reach.

Motion made by Sally Buchanan

Seconded by Jeffrey S. Neathery

Motion passed unanimously

**22. PRESENTATION AND DISCUSSION REGARDING THE DRAFT FISCAL YEAR 2009/10 BUDGET AND THE FIVE YEAR SERVICE AND FINANCIAL PLAN**

There being no action taken on this item, Mr. Weaver called for Agenda Item 23.

**23. DISTRIBUTION OF FINANCIAL STATEMENTS FOR THE PERIOD ENDING MARCH 31, 2009**

There being no action taken on this item, Mr. Weaver called for Agenda Item 24.

**24. EXECUTIVE SESSION PURSUANT TO SECTION 551.071 OF THE TEXAS GOVERNMENT CODE FOR CONSULTATION WITH ATTORNEY ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH CHAPTER 551 OF THE TEXAS GOVERNMENT CODE CONCERNING A PROPOSED PERMANENT EASEMENT AND TWO TEMPORARY CONSTRUCTION EASEMENTS TO UNION PACIFIC RAILROAD ACROSS AND ALONG THE SAN ANTONIO RIVER IN VICTORIA AND REFUGIO COUNTIES, TEXAS**

Staff having determined that an Executive Session was not necessary, the item was pulled and Mr. Weaver called for Agenda Item 25.

**25. PRESENTATION, DISCUSSION AND APPROPRIATE ACTION REGARDING A RESOLUTION AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE AND CONVEY A PERMANENT EASEMENT AND TWO TEMPORARY CONSTRUCTION EASEMENTS TO UNION PACIFIC RAILROAD ACROSS AND ALONG THE SAN ANTONIO RIVER IN VICTORIA AND REFUGIO COUNTIES, TEXAS**

Staff recommended a motion that Resolution R-1364 be passed and approved.

Motion made by Gaylon J. Oehlke

Seconded by A.D. Kollodziej, Jr.

Motion passed unanimously

**26. PRESENTATION, DISCUSSION AND APPROPRIATE ACTION REGARDING THE REVISED PARK SERVICES DEPARTMENT WORK PROGRAM AND BUDGET FOR FY 09/10 INCLUDING POTENTIAL FUTURE OPERATIONAL AGREEMENTS WITH CPS ENERGY REGARDING BRAUNIG AND CALAVERAS LAKE PARKS**

After discussion, staff and Board agreed that any discussion and/or action taken on this item should be presented at the Special Budget Workshop meeting scheduled for June 3, 2009, and therefore, Mr. Weaver called for Agenda Item 27.

**27. DISCUSSION AND APPROPRIATE ACTION ON A RECOMMENDED LIST OF NOMINEES TO SERVE ON THE ENVIRONMENTAL FLOWS ADVISORY GROUP GUADALUPE, SAN ANTONIO, MISSION AND ARANSAS RIVERS, AND MISSION, COPANO, ARANSAS AND SAN ANTONIO BAYS STAKEHOLDER COMMITTEE**

Mr. Weaver announced that this item would be tabled until a later date, and therefore, called for Agenda Item 28.

**28. DISCUSSION AND APPROPRIATE ACTION REGARDING LEGISLATIVE ACTIVITY IN THE 81<sup>st</sup> SESSION OF THE TEXAS LEGISLATURE RELATING TO SAN ANTONIO RIVER AUTHORITY**

There being no action taken on this item, Mr. Weaver called for Agenda Item 29.

**29. STATUS REPORT ON THE SAN ANTONIO RIVER IMPROVEMENTS PROJECT**

There being no action taken on this item, Mr. Weaver called for Agenda Item 30.

**30. ITEMS FOR FUTURE CONSIDERATION**

No items were announced or addressed.

**31. GENERAL MANAGER'S REPORT CONCERNING THE FOLLOWING:**

- THIRD QUARTER REPORT ON SARA PERFORMANCE MEASURES;
- UPCOMING EVENTS CALENDAR;
- FUTURE BOARD AND/OR COMMITTEE MEETINGS;
- MEETINGS INVOLVING THE ATTENDANCE OF ONE OR MORE BOARD MEMBERS; AND
- NORTHWEST VISTA COLLEGE GOVERNMENT CLASS' NOTE OF THANKS.

Ms. Scott passed out and discussed the calendar of events, conferences, and future Board and Committee meetings. Mr. Ruckman also discussed the outcome of a meeting held regarding the development of a paddling trail in Karnes County.

**32. NEXT MEETING DATE**

Ms. Scott announced that the next Regular Board meeting will be held on June 17, 2009 at 2:00 pm with a reminder that, on the June agenda, there would be an item recommending all Board and Committee meetings in July would be cancelled.

**33. ADJOURN**

There being nothing further to report, Ms. Sutherland moved to adjourn, and therefore, Mr. Weaver called the meeting adjourned at 5:18 p.m.

**PREPARED AND RECOMMENDED FOR BOARD APPROVAL BY THE MANAGER.**

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**SUZANNE B. SCOTT, General Manager**

**APPROVED BY THE BOARD OF DIRECTORS AT THE REGULAR BOARD OF DIRECTORS MEETING HELD ON JUNE 17, 2009.**

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THOMAS G. WEAVER, Board Chairman**

**ATTEST:**

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SALLY BUCHANAN, Board Secretary**