

**REGULAR BOARD MEETING
Alliance Regional Water Authority Board of Directors**



ALLIANCE WATER

Wednesday, May 26th, 2021 at 3:00 PM

In accordance with Governor Abbott's Executive Order, declaration of the COVID-19 public health threat, and action to temporarily suspend certain provisions of the Texas Open Meetings Act, a quorum of Alliance Regional Water Authority's (the Authority's) Board of Directors will hold a meeting by telephonic conference call at 3:00 PM, Wednesday, May 26th, 2021. The public may participate in this meeting by calling the following number and code:

Conference Call Number: 1-903-405-2572

Code: 604 612 920#

Members of the public wishing to make public comment during the meeting must register by emailing info@alliancewater.org prior to 3:00 p.m. on May 26th, 2021. This meeting will be recorded and the audio recording will be available on the Authority's website after the meeting. A copy of the agenda packet will be available on the Authority's website at the time of the meeting. Additional information can be obtained by calling Graham Moore at (512) 294-3214.

A. CALL TO ORDER

B. ROLL CALL

C. SEATING OF NEWLY APPOINTED DIRECTORS AND ELECTION OF OFFICERS

C.1 Oath of Office and swearing in of Directors

C.2 Election of Officers for the May 2021 through April 2022 Board term

D. PUBLIC COMMENT PERIOD (Note: Each person wishing to speak must register with the Executive Director at info@alliancewater.org before 3:00 p.m.)

E. CONSENT AGENDA

The items included in the Consent Agenda portion of this meeting agenda can be considered and approved by the Board of Directors by one motion and vote. A Board member may request that an item included in the Consent Agenda be considered separately, in which event the Board of Directors will take action on the remaining Consent Agenda items and then consider the item removed from the Consent Agenda.

**E.1 Consider approval of minutes of the Regular Meeting held April 28, 2021. ~
Graham Moore, P.E., Executive Director**

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E.2 Consider approval of the financial reports for March 2021. ~ *Graham Moore, P.E., Executive Director*

F. PUBLIC HEARINGS / PRESENTATIONS - None

G. ITEMS FOR DISCUSSION NOT REQUIRING ACTION

G.1 Report on Technical Committee activities. ~ *Graham Moore, P.E., Executive Director*

G.2 Update on status of groundwater management in project target area, and Gonzales County Underground Water Conservation District, Plum Creek Conservation District, Groundwater Management Area 13, Region L Planning Group, Guadalupe-Blanco River Authority, Hays County and CAPCOG activities. ~ *Graham Moore, P.E., Executive Director*

H. EXECUTIVE DIRECTOR AND LEGAL COUNSEL REPORTS - Update on future meeting dates, locations, status of Authority procurements, Executive Director activities, other operational activities and the status of legal issues, where no action is required. ~ *Graham Moore, P.E., Executive Director / Mike Gershon, Lloyd Gosselink Rochelle & Townsend, P.C.*

I. ITEMS FOR ACTION OR DISCUSSION/DIRECTION

I.1 Consider adoption of Resolution 2021-05-26-001 awarding a construction contract to Archer Western Construction, LLC. for the Phase 1B Raw Water Infrastructure and Water Treatment Plant Project, contingent upon approval of the award by the Texas Water Development Board. ~ *Graham Moore, P.E., Executive Director*

I.2 Update and discussion regarding the status of the Authority's Phase 1B program, and direction to staff and consultants. ~ *Ryan Sowa, P.E., Kimley-Horn & Associates*

I.3 Consider adoption of Resolution 2021-05-26-002 approving Work Order #5 with Walker Partners, LLC for Construction Administration Services on the Authority's Phase 1B Raw Water Infrastructure and Water Treatment Plant Project, as recommended by the Technical Committee. ~ *Ryan Sowa, P.E., Kimley-Horn & Associates*

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- I.4 Consider adoption of Resolution 2021-05-26-003 approving Work Order #7 with LNV, Inc. for Construction Administration Services on the Authority's Phase 1B Raw Water Infrastructure and Water Treatment Plant Project, as recommended by the Technical Committee. ~ *Ryan Sowa, P.E., Kimley-Horn & Associates*
- I.5 Consider adoption of Resolution 2021-05-26-004 approving Work Order #5 with Pape-Dawson Engineers, Inc. for Construction Management and Inspection Services on the Authority's Phase 1B Program. ~ *Graham Moore, P.E., Executive Director*
- I.6 Consider adoption of Resolution 2021-05-26-005 authorizing the Executive Director to amend the agreement with HDR, Inc. in an amount not-to-exceed \$7,500 for an Interim Water Rate Study for water shared between the City of San Marcos and Crystal Clear Special Utility District. ~ *Graham Moore, P.E., Executive Director*
- I.7 Discussion of the draft Authority budget for FY 2021-22; and possible direction to staff. ~ *Graham Moore, P.E., Executive Director*
- I.8 Discussion of legislative issues for the 87th Texas Legislature, and possible direction to Staff. ~ *Scott Miller / Jeff Hecker, Texas Solutions Group*
- J. BOARD MEMBER ITEMS OR FUTURE AGENDA ITEMS – Possible acknowledgement by Board Members of future area events and/or requests for item(s) to be placed on a future agenda where no action is required.
- K. EXECUTIVE SESSION
 - K.1 *Executive Session pursuant to the Government Code, Section 551.071 (Consultation with Attorney) and/or Section 551.072 (Real Property Deliberations) regarding:*
 - A. *Water supply partnership options*
 - B. *Groundwater leases*
 - C. *Acquisition of real property for water supply project purposes*
 - K.2 Action from Executive Session on the following matters:
 - A. *Water supply partnership options*
 - B. *Groundwater leases*
 - C. *Acquisition of real property for water supply project purposes*
 - D. *Consideration of Resolution 2021-05-26-006 finding Public Convenience and Necessity for and authorizing the acquisition of certain water pipeline*

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easements and temporary construction easements and certain fee estates for the Alliance Regional Water Authority, Phase 1B Water Line Project in connection therewith, over, across, upon and under certain privately owned real estate properties; authorizing all appropriate actions by the Board of Directors, staff, retained attorneys and engineering and technical consultants in the institution and prosecution of condemnation proceedings to acquire any such needed fee estates and easements and temporary construction easements and related rights of ingress and egress that cannot be acquired through negotiation; declaring further negotiations futile; ratifying and affirming all acts and proceedings heretofore done or initiated by employees, agents, and attorneys of ARWA to acquire such property interests including necessary acts for any applicable lienholders for such properties; authorizing all other lawful action necessary and incidental to such acquisitions or eminent domain proceedings to survey, specify, define, and secure the necessary interests in real property; declaring the sections of the resolution to be severable one from the other in the event any section of the resolution is determined to be invalid; establishing an effective date; and finding and determining that the meeting at which this resolution is passed was noticed and is open to the public as required by law.

L. ADJOURNMENT

NOTE: *The Board of Directors may meet in Executive Session to consider any item listed on this agenda if a matter is raised that is appropriate for Executive Session discussion. An announcement will be made of the basis for the Executive Session discussion. The Board of Directors may also publicly discuss any item listed on the agenda for Executive Session.*