

REGULAR BOARD MEETING
Alliance Regional Water Authority Board of Directors



ALLIANCE WATER

Wednesday, September 28, 2022 at 3:00 PM

County Line Special Utility District Offices
8870 Camino Real, Kyle, TX 78640

This Notice is posted pursuant to the Texas Open Meetings Act (Texas Government Code Chapter 551). The Alliance Regional Water Authority (the Authority) Board of Directors will hold a meeting at 3:00 PM, Wednesday, September 28, 2022, at the County Line Special Utility District Offices, 8870 Camino Real, Kyle, Texas. The presiding officer of the meeting will be physically present at the location noted above. Some directors may participate remotely through videoconference. The public may observe this meeting in person or by using the following videoconference link and/or calling the number and code provided:

[ZOOM MEETING LINK](#)

Call-In Number: 1-346-248-7799

Meeting ID: 880 5050 0664

Passcode: 117367

Members of the public wishing to make public comment during the meeting must (1) be present at the public meeting location or (2) join by videoconference and register by emailing info@alliancewater.org prior to 3:00 p.m. on September 28, 2022. Public comment is not allowed by call-in. 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. PUBLIC COMMENT PERIOD (Note: Each person wishing to speak must register with the Executive Director at info@alliancewater.org before 3:00 p.m.)

D. 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.

D.1 Consider approval of minutes of the Regular Meeting held August 24, 2022. ~
Graham Moore, P.E., Executive Director

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D.2 Consider approval of the financial report for July and August 2022. ~ *Graham Moore, P.E., Executive Director*

E. PUBLIC HEARINGS / PRESENTATIONS - None

F. ITEMS FOR DISCUSSION NOT REQUIRING ACTION

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

F.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*

G. 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.*

H. ITEMS FOR ACTION OR DISCUSSION/DIRECTION

H.1 Discussion and possible direction to Staff regarding renewal of consultant contracts for the next fiscal year. ~ *Graham Moore, P.E., Executive Director*

H.2 Consider adoption of Resolution 2022-09-28-001 approving Work Order #7 with RW Harden & Associates for general hydrogeological services through September 30, 2023, as recommended by the Administrative Committee. ~ *Graham Moore, P.E., Executive Director*

H.3 Consider adoption of Resolution 2022-09-28-002 approving an agreement for public relations services with Concept Development & Planning, LLC through September 30, 2023, as recommended by the Administrative Committee. ~ *Graham Moore, P.E., Executive Director*

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- H.4 Consider adoption of Resolution 2022-09-28-003 approving an agreement for general counsel legal services with Lloyd Gosselink Rochelle and Townsend, P.C., as recommended by the Administrative Committee. ~ *Graham Moore, P.E., Executive Director*
- H.5 Consider adoption of Resolution 2022-09-28-004 approving an agreement for governmental relations services with The Schlueter Group, as recommended by the Administrative Committee. ~ *Graham Moore, P.E., Executive Director*
- H.6 Consider adoption of Resolution 2022-09-28-005 approving an agreement for audit services with Armstrong, Vaughan and Associates. ~ *Graham Moore, P.E., Executive Director*
- H.7 Consider adoption of Resolution 2022-09-28-006 approving Work Order #4 with J.R. Tolles and Associates, LLC for construction management support for the Phase 1B projects. ~ *Graham Moore, P.E., Executive Director*
- H.8 Update and possible direction to Staff regarding construction of the Authority's Phase 1B program. ~ *Chris Noe, P.E., Pape-Dawson Engineers*
- H.9 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*
- H.10 Update, discussion and possible direction to Staff regarding the Authority's request to the Texas Water Development Board for additional SWIFT funding. ~ *Graham Moore, P.E., Executive Director*
- H.11 Consider adoption of Resolution 2022-09-28-007 approving a construction change order with Garney Companies, Inc. adding portions of pipeline segments B2, C and D into the Phase 1B Segment B Project, as recommended by the Technical Committee. ~ *Graham Moore, P.E., Executive Director*
- H.12 Consider adoption of Resolution 2022-09-28-008 authorizing the Executive Director to execute on behalf of the Authority all necessary documents to continue participation in the Texas Municipal League Intergovernmental Employee Benefits Pool (TML IEBP) for employee's health insurance for January 2023 through December 2023, as recommended by the Administrative Committee meeting. ~ *Graham Moore, P.E., Executive Director*

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- I. 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.

- J. EXECUTIVE SESSION
 - J.1 *Executive Session pursuant to the Government Code, Section 551.071 (Consultation with Attorney) and/or Section 551.072 (Real Property Deliberations) and/or Section 551.074 (Personnel Matters) regarding:*
 - A. *Water supply partnership options*
 - B. *Groundwater leases*
 - C. *Acquisition of real property for water supply project purposes*
 - D. *Annual performance evaluation of Executive Director, Graham Moore, including the discussion of goals for the next fiscal year and possible compensation adjustments.*

 - J.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. *Annual performance evaluation of Executive Director, Graham Moore, including possible adoption of goals for the next fiscal year and compensation adjustments.*
 - E. *Consideration of Resolution 2022-09-28-009 finding Public Convenience and Necessity for and authorizing the acquisition of certain water pipeline 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*

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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.

K. ADJOURNMENT

NOTE: *The Board of Directors may meet in Executive Session for any purpose authorized under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, for any item listed on this agenda or as otherwise authorized by law. An announcement will be made of the basis for Executive Session. The Board of Directors may also publicly discuss any item listed on the agenda for Executive Session.*