

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



Wednesday, April 26th, 2023 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, April 26, 2023, 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: 816 4375 8576

Passcode: 326092

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](mailto:info@alliancewater.org) prior to 3:00 p.m. on April 26, 2023. 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](mailto: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.*

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- D.1 Consider approval of minutes of the Regular Meeting held March 22, 2023. ~ *Graham Moore, P.E., Executive Director*
- D.2 Consider approval of financial reports for periods ending February 2023 and March 2023. ~ *Graham Moore, P.E., Executive Director*
- D.3 Consider approval of the Quarterly Investment Report for the period ending March 31, 2023. ~ *Graham Moore, P.E., Executive Director*

**E. PUBLIC HEARINGS / PRESENTATIONS**

**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 Consider adoption of Resolution 2023-04-26-001 naming authorized signatories on the Authority's Broadway National Bank and TexSTAR pooling accounts. ~ *Graham Moore, P.E., Executive Director*
- H.2 Update and possible direction to Staff regarding construction of the Authority's Phase 1B program. ~ *Toby Flinn, P.E., Pape-Dawson Engineers*
- H.3 Consider approval of Change Proposal #23 to add metal canopies on two delivery points on the Phase 1B Booster Pump Station Project with MWH Constructors, Inc. ~ *Graham Moore, P.E., Executive Director*

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- H.4 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.5 Consider adoption of Resolution 2023-04-26-002 approving Work Order #7 with HVJ South Central Texas – M&J, Inc. for material testing on the South Inline Elevated Storage Tank Project. ~ *Graham Moore, P.E., Executive Director*
- H.6 Consider adoption of Resolution 2023-04-26-003 approving an agreement with Braun Intertec Corporation for pre-demolition asbestos and lead-based paint assessment of facilities on the Authority's property in eastern Caldwell County. ~ *Graham Moore, P.E., Executive Director*
- H.7 Discussion of legislative issues for the 88<sup>th</sup> Texas Legislature, and possible direction to Staff. ~ *Scott Miller / Jeff Hecker, The Schlueter Group*
- 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) regarding:*
    - A. *Water supply partnership options*
    - B. *Groundwater leases*
    - C. *Acquisition of real property for water supply project purposes*
  - 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. *Consider adoption of Resolution 2023-04-26-004 approving the mediated settlement agreements with Samuel C. Bretzke Family Trust.*
    - E. *Consideration of Resolution 2023-04-26-005 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*

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*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.*

**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.*