

MINUTES

REGULAR MEETING OF THE BOARD OF DIRECTORS

SAN ANTONIO RIVER AUTHORITY

October 14, 2009, 2:00 p.m.



GENERAL AND CEREMONIAL ITEMS:

1. **CALL TO ORDER WAS MADE BY THE CHAIRMAN, MR. THOMAS G. WEAVER, AT 2:00 PM**
2. **PLEDGE OF ALLEGIANCE WAS CONDUCTED**
3. **MR. WEAVER CALLED ON THE SECRETARY, MS. SALLY BUCHANAN, TO TAKE THE ROLL**

**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 MS. BUCHANAN

5. INTRODUCTION OF VISITORS

Ms. Cindy Hernandez announced the visitors present.

6. CITIZENS TO BE HEARD

Mr. Johnny Nieto, City Council of Floresville, welcomed the San Antonio River Authority Board to Floresville. He also acknowledged and thanked SARA for their work with the City's economic development. He expressed his concern and asked for SARA's help with a severe erosion problem on the City's east bank of their River Park. Mr. Weaver assured Mr. Nieto of SARA's support and offered to address the issue at the next Operations meeting. Ms. Scott also brought to his attention an agenda item, being addressed on this agenda, regarding SARA's Stream Restoration Program which she felt could help the City of Floresville as well.

7. EMPLOYEE RECOGNITIONS

AWARDING OF SERVICE PINS AND RECOGNITION OF COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) AWARD

Ms. Scott and Mr. Weaver recognized Alton Cielencki for his 30 years of service as an employee of the River Authority and awarded him a service pin.

Mr. Weaver and Ms. Scott also acknowledged Larry Anderson and Sharon McCoy Huber, representing the Finance department, for their receipt of the 2008 CAFR Award for excellence in financial reporting.

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

- Fiscal Committee: Chairman Gaylon J. Oehlke gave a short update on the topics discussed at the meeting which lacked a quorum on October 5, 2009
- Operations Committee: a short briefing was given by Committee Chairman, Mr. Ruckman, regarding the last meeting held on October 5, 2009.
- *No reports needed to be given for Board member conferences, the Communications, or Executive Committee meetings.*

CONSENT AGENDA ITEMS:

9. APPROVAL OF THE MINUTES OF THE REGULAR BOARD OF DIRECTORS MEETING HELD ON SEPTEMBER 16, 2009

10. AUTHORIZATION FOR THE GENERAL MANAGER TO NEGOTIATE A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF SAN ANTONIO TO FINANCE AND FACILITATE DEVELOPMENT OF A MASTER PLAN STUDY FOR THE CITY OF SAN ANTONIO-INITIATED TAX INCREMENT REINVESTMENT ZONE NUMBER 31 KNOWN AS MIDTOWN

11. **AUTHORIZATION FOR THE GENERAL MANAGER TO RENEW THE INTERLOCAL AGREEMENT WITH THE PUBLIC IMPROVEMENT DISTRICT IN SAN ANTONIO'S DOWNTOWN AREA FOR THE MUSEUM REACH SANITATION SERVICES**
12. **RESOLUTION IN SUPPORT OF A CITY OF SAN ANTONIO INITIATIVE TO ESTABLISH A CENTRO PARTNERSHIP FOCUSED ON BUSINESS ATTRACTION AND RETENTION, PARKING AND TRANSPORTATION MANAGEMENT AND REAL ESTATE ACQUISITION AND DEVELOPMENT WITHIN DOWNTOWN SAN ANTONIO**
13. **RESOLUTION AUTHORIZING THE GENERAL MANAGER TO CONVEY A PERMANENT EASEMENT TO ENTERPRISE PRODUCTS OPERATING, LLC., ACROSS AND ALONG THE SAN ANTONIO RIVER IN KARNES COUNTY, TEXAS**
14. **RESOLUTION OF THE SAN ANTONIO RIVER AUTHORITY BOARD OF DIRECTORS AUTHORIZING THE GENERAL MANAGER TO EXECUTE AN AGREEMENT BETWEEN THE SAN ANTONIO RIVER AUTHORITY AND THE CITY OF UNIVERSAL CITY, TEXAS, FOR THE PURCHASE AND FINANCING OF EDWARDS UNDERGROUND WATER RIGHTS**

Mr. Weaver called for a motion that all of the items presented on the consent agenda be passed and approved collectively.

Motion made by Sally Buchanan

Seconded by Gaylon J. Oehlke

Motion passed unanimously

INDIVIDUAL AGENDA ITEMS:

15. **PRESENTATION ON SAN ANTONIO RIVER AUTHORITY SERVICES TO WILSON COUNTY AND THE SOUTHERN SAN ANTONIO RIVER BASIN**
There being no action taken on this item, Mr. Weaver called for Agenda Item 16.
16. **PRESENTATION AND DISCUSSION REGARDING THE TEXAS INSTREAM FLOWS PROGRAM AND THE LOWER SAN ANTONIO RIVER INSTREAM FLOWS STUDY**
There being no action taken on this item, Mr. Weaver called for Agenda Item 17.
17. **PRESENTATION, DISCUSSION AND APPROPRIATE ACTION REGARDING THE FINANCIAL AUDIT FOR THE FISCAL YEAR ENDING JUNE 30, 2009**

Staff recommended a motion approving the 2008/09 Audited Financial Statements and authorizing and directing the General Manager to submit the approved audit to the Texas Commission on Environmental Quality for filing as required by the Texas Water Code.

Motion made by H.B. Ruckman III

Seconded by Gaylon J. Oehlke

Motion passed unanimously

18. PRESENTATION, DISCUSSION AND APPROPRIATE ACTION ON SCOPE OF SERVICES AND SELECTION CRITERIA FOR FINANCIAL ADVISOR

There being no action taken on this item, Mr. Weaver called for Agenda Item 19.

19. RESOLUTIONS ASSOCIATED WITH FOUR PROPOSALS TO THE ALAMO AREA COUNCIL OF GOVERNMENTS' SOLID WASTE GRANT PROGRAM:

- **EDUCATION AND TRAINING PROJECT**
- **LOCAL ENFORCEMENT APPLICATION**
- **WILSON COUNTY'S HAZARDOUS HOUSEHOLD WASTE, EWASTE AND TIRE PICK-UP PROGRAM**
- **KARNES COUNTY HAZARDOUS HOUSEHOLD WASTE AND TIRE PICK-UP PROGRAM**

Mr. Rodriguez went on record to commend the staff "for taking this strong approach because of the fact that at the Linear Creeks Committee, we took a very strong approach to this illegal dumping that has been going on for a long time. As we attack this problem head-on, I think that we can send a clear message throughout the four county area that we are not going to tolerate this. For this reason, I really congratulate and commend the staff for taking this approach and applying for this grant that is going to further educate the public on illegal dumping."

Staff recommended a motion that Resolution R-1373 be passed and approved.

Motion made by Roberto G. Rodríguez

Seconded by Sally Buchanan

Motion passed unanimously

Staff recommended a motion that Resolution R-1374 be passed and approved.

Motion made by Gaylon J. Oehlke

Seconded by Sally Buchanan

Motion passed unanimously

Staff recommended a motion that Resolution R-1375 be passed and approved.

Motion made by Sally Buchanan

Seconded by H.B. Ruckman III

Motion passed unanimously

20. GENERAL MANAGER'S REPORT CONCERNING THE FOLLOWING:

- **UPCOMING EVENTS CALENDAR;**
- **FUTURE BOARD AND/OR COMMITTEE MEETINGS;**
- **MEETINGS INVOLVING THE ATTENDANCE OF ONE OR MORE BOARD MEMBERS; AND**
- **STATUS REPORT ON THE SAN ANTONIO RIVER IMPROVEMENTS PROJECT.**

There being no action taken on this item, Mr. Weaver called for Agenda Item 21.

21. ITEMS FOR FUTURE CONSIDERATION

There being no action taken on this item, Mr. Weaver called for Agenda Item 22.

22. NEXT MEETING DATE

This item was covered by Ms. Scott under the General Manager's Report and, therefore, Mr. Weaver called for Agenda Item 23.

23. ADJOURN

There being nothing further to report, Ms. Sutherland moved to adjourn. Mr. Weaver called the meeting adjourned at 4:52 p.m.

PREPARED AND RECOMMENDED FOR BOARD APPROVAL BY THE MANAGER.

SUZANNE B. SCOTT, General Manager

APPROVED BY THE BOARD OF DIRECTORS AT THE REGULAR BOARD OF DIRECTORS MEETING HELD ON NOVEMBER 12, 2009.

THOMAS G. WEAVER, Board Chairman

ATTEST:

SALLY BUCHANAN, Board Secretary