

MINUTES

**MEETING OF THE BOARD OF DIRECTORS'  
EXECUTIVE COMMITTEE**



SAN ANTONIO RIVER AUTHORITY

May 11, 2011, 1:00 p.m.

**GENERAL AND CEREMONIAL ITEMS:**

1. **CALL TO ORDER WAS MADE BY THE CHAIRMAN, MR. GAYLON J. OEHLKE, AT 1:02 P.M.**
2. **PLEDGE OF ALLEGIANCE WAS RECITED**
3. **THE COMMITTEE SECRETARY, MR. ROBERTO G. RODRÍGUEZ, CALLED THE ROLL AND REPORTED THE FOLLOWING COMMITTEE MEMBERS PRESENT:**

- Terry E. Baiamonte
- Sally Buchanan
- A.D. Kollodziej, Jr. (Absent)
- Hector R. Morales
- Gaylon J. Oehlke
- Roberto G. Rodríguez

4. **CERTIFICATION OF A QUORUM WAS ANNOUNCED BY THE SECRETARY, MR. RODRÍGUEZ**

5. **INTRODUCTION OF VISITORS**

Ms. Sanchez reported that there were none.

6. **CITIZENS TO BE HEARD**

Ms. Sanchez announced that there were no citizens signed up to speak.

7. **APPROVAL OF THE MINUTES OF THE BOARD OF DIRECTORS' EXECUTIVE COMMITTEE MEETING HELD ON APRIL 13, 2011**

Staff recommended a motion that the minutes of the Executive Committee meeting held on April 13, 2011, be passed and approved, as presented.

Motion made by Sally Buchanan

Seconded by Hector R. Morales

**Vote:** 5 - 0 Passed

Other: A.D. Kollodziej, Jr. (Absent)

**8. PRESENTATION, DISCUSSION, AND APPROPRIATE ACTION REGARDING THE DEVELOPMENT, APPLICATION, BASE LINING, AND REPORTING OF THE RIVER HEALTH INDEX**

There being no action taken on this item, Mr. Oehlke called for Agenda Item 9.

**9. PRESENTATION, DISCUSSION AND APPROPRIATE ACTION REGARDING A RESOLUTION TO AMEND THE BOARD OF DIRECTOR BYLAWS, ARTICLE XVIII, SECTION 5, DIRECTORS FEES**

Staff recommended a motion of Executive Committee support for presentation to the Board of Directors of a resolution recommending adoption of the amended language, as discussed by the Committee, under Bylaws Article XVIII, Section 5, Directors Fees, subsections a(vi) and a(vii).

Motion made by Sally Buchanan

Seconded by Hector R. Morales

**Vote:** 5 - 0 Passed

Other: A.D. Kollodziej, Jr. (Absent)

Attachments:

Amended Language

**10. PRESENTATION, DISCUSSION AND APPROPRIATE ACTION REGARDING ACTIVITIES ASSOCIATED WITH THE 82ND SESSION OF THE STATE LEGISLATURE AND THE 112TH CONGRESS**

There being no action taken on this item and after appropriate disclosure in accordance with Chapter 551 of the Texas Government Code, the Open Meetings Act, Section 551.071, Mr. Oehlke then recessed to meet in Executive Session at 2:25 p.m. for deliberation concerning Agenda Item 11.

**11. EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 FOR CONSULTATION WITH ATTORNEY REGARDING THE ARANSAS PROJECT V. SHAW, ET. AL., CASE NO. 2:10-CV-00075 IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS**

The Executive Session having concluded, the Executive Committee Meeting resumed into Open Session at 3:19 p.m.

**12. PRESENTATION, DISCUSSION, AND APPROPRIATE ACTION REGARDING THE ARANSAS PROJECT V. SHAW, ET. AL., CASE NO. 2:10-CV-00075 IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS**

Legal Counsel recommended a motion to authorize the attorneys representing the San Antonio River Authority to execute the Joint Defense, Common Interest and Confidentiality Agreement.

Motion made by Sally Buchanan

Seconded by Roberto G. Rodríguez

**Vote:** 5 - 0 Passed

Other: A.D. Kollodziej, Jr. (Absent)

**13. BRIEFING REGARDING THE SURFACE WATER RIGHT LEASE WITH OIL AND GAS COMPANIES**

There being no action taken on this item, Mr. Oehlke called for Agenda Item 14.

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

- **UPCOMING EVENTS CALENDAR,**
- **FUTURE BOARD AND/OR COMMITTEE MEETINGS, AND**
- **MEETINGS INVOLVING THE ATTENDANCE OF ONE OR MORE BOARD MEMBERS**

There being no action taken on this item, Mr. Oehlke called for Agenda Item 15.

**15. ITEMS FOR FUTURE CONSIDERATION**

There being no action taken on this item, Mr. Oehlke called for Agenda Item 16.

**16. NEXT MEETING DATE**

Mr. Oehlke announced that the next Executive Committee meeting will be Wednesday, June 8, 2011, and that this and future meetings will revert back to the standanrd 2:00 p.m. start time.

**17. ADJOURN**

There being nothing further to report, Mr. Oehlke adjourned the Executive meeting at 3:43 p.m.

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

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**SUZANNE B. SCOTT, General Manager**

**APPROVED BY THE BOARD OF DIRECTORS' EXECUTIVE COMMITTEE AT THE MEETING HELD ON JUNE 8, 2011.**

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**GAYLON J. OEHLKE, Board Chairman**

**ATTEST:**

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**ROBERTO G. RODRÍGUEZ, Board Secretary**

5. Directors Fees: Directors may receive a director fee for attendance at eligible District Directors meetings.

a. Eligible Directors Meetings: The following lists the types of meeting/activities eligible for Director **per diem** fee claim:

- i. Regular Board Meeting
- ii. Special Board Meeting
- iii. Budget Workshop
- iv. Directors Planning Workshop
- v. Committee Meetings (Executive, Fiscal, Communications, Operations, Special, etc.)
- vi. Activity attended at a public meeting **of another entity which has an agenda and with an agenda** where the ~~Board member~~ **Director** is the District's **appointed delegate at the direction of the Board by official action** ~~Delegated member.~~
- vii. Other ~~Aactivity A~~**activity A**attended **at the direction of the Board by official action or at the Request of the Board Chair or General Manager with ratification by the full Board.**

To the extent possible, Committee meetings or other eligible activities will be scheduled on the day of a regular or other Board meeting. If two or more of the eligible activities occur on one day, a Director will be eligible to claim only one day of service.

b. Payment Amount: The per diem eligible payment amount is \$150.