

GREEN VALLEY SPECIAL UTILITY DISTRICT

November 20, 2018 Minutes

The Green Valley Special Utility District (GVSUD) Board of Directors met in a regular monthly meeting on November 20, 2018 at the District Office located on 529 South Center Street, Marion, Texas. Directors present were Dennis Dreyer, Jackie Nolte, David Strauss, Jill Bennett, Christina Miller, Nicholas Sherman and Jason Wiederstein. The GVSUD Staff present were Pat Allen, General Manager, Tracy Rappmund, Pamela Manchack and John Davenport. Also, present Mark Zeppa and Blake Harmon with Zeppa Law Firm, Shan Rutherford with Terrill & Waldrop Law Firm, Pat Lackey, Jason Vreeland Consulting Engineers with Trihydro Engineering, Garry Montgomery and David Knuepper Consulting Engineer with Utility Engineering Group, Ryan Madison with Cibolo Creek Municipal Authority (CCMA), Gregg Bennett, Buck Benson with Barton Benson Jones PLLC, Cibolo Councilman Ted Gibbs, Cibolo Councilman Doug Garrett, Alexis Garrett, Jim Russell, Janine Ellington, Brett Lum, and John Frias.

A. *Establish quorum and Call to Order.*

Dreyer called the meeting to order at 8:57a.m., all Board Members present with the exception of Mary Jane Heusinger

B. *Citizens to be heard.*

Gregg Bennett addressed the Board with concerns regarding professional and ethical comments made on social media and private email accounts.

C. *Adopt Order Canvass Returns from November 6th Election pursuant to the Texas Election Code, Section 67.004.*

Adoptar una Orden escrutando los resultados de la elección del 6 de noviembre de acuerdo con el Código de Elecciones de Texas, Sección 67.004.

Strauss made a motion to Adopt Order Canvass Returns from November 6th Election pursuant to the Texas Election Code, Section 67.004. Nolte Seconded the motion and all voted in favor.

D. *Administer Oath of Office and Statement of Office to Elected Director and take action as necessary.*

Allen administered the Sworn Statement of Oath of Office and the Statement of Office to the incoming Board Members, Jill Zipp Bennett and Jason Wiederstein.

E. *Election of Board Officers and take action as necessary.*

Dreyer called for the Election of Board Officers, Dreyer turned the Board Meeting over to the General Manager, Pat Allen. Allen asked for nominations for officers, Jill Bennett made a motion whereby she nominated to elect, Dennis Dreyer as President, David Strauss Vice President, Jackie Nolte – Secretary-Treasurer. The motion was seconded by Miller, all voted in favor.

F. *Approve Minutes from October 25th Board Meeting, Check Register, Financial Report, and Cash Investment Report/Statement of Account Balances.*

Nolte made a motion to approve the minutes for the October 25th Board Meeting, Check Register,

Financial Report, and Cash Investment Report/Statement of Account Balances. Seconded by Bennett, five voted in favor, Sherman voted no on the minutes, motion passed.

G. *Receive reports and TAKE ACTION AS NECESSARY on the following.*

1. *Operations Report*

Davenport presented the October Operations Report. The report is attached and is part of the minutes.

2. *CRWA Meeting*

Allen, Nolte, Dreyer gave an overview of the various CRWA projects and meetings.

3. *Report from Legal Counsel*

a. *Pending or Threatened Litigation*

Zeppa and Rutherford gave an update on litigation.

b. *Legal Changes Affecting the District*

Zeppa reported there is no Legal changes affecting the District.

4. *General Managers and Staff Report*

a. *Christmas Party*

Allen updated the Board on the plans for the Christmas Gathering.

At 10:07am Bennett excused herself from the meeting.

At 10:09am Bennett rejoined the meeting.

b. *Customer Process regarding a high usage bill*

Allen updated the Board on information reviewed and acquired regarding a customer's inquiry due to a high usage bill.

5. *Report from Engineers and Consultants on activities, meetings and various projects in regards to the Green Valley Special Utility District Water and Sewer System.*

Vreeland and Montgomery updated the Board on the ongoing projects.

At 10:23am Nolte excused himself from the meeting.

At 10:26am Nolte rejoined the meeting.

At 10:27am Strauss excused himself from the meeting.

At 10:29am Strauss rejoined the meeting.

H. *Approval/discussion of Feasibility Study, Service Applications, Non-Standard Water Service Agreement and/or Easements and take action as necessary.*

1. *Sage Meadows Subdivision Water and Waste Water - No Action*
2. *Glendale Subdivision - No Action*
3. *Abbott Place Subdivision Water and Waste Water - No Action*

I. *Approve Committee Recommendation to award contract for On-Call Disaster Recovery, Grant Management, and Professional Engineering Services including authorizing the General Manager and or Board President to sign all documents and take action as necessary.*

Strauss made a motion to approve Committee Recommendation to award contract for On-Call Disaster Recovery, Grant Management, and Professional Engineering Services to Lockwood, Andrews & Newman, Inc. including authorizing the General Manager and or Board President to sign all documents. Motion seconded by Miller and all voted in favor.

J. *Authorize General Manager to approve the purchase of two new vehicles, and take action as necessary.*

Wiederstein made a motion to approve the General Manager to purchase of two new vehicles. Motion seconded by Miller all voted in favor.

**The Board took a break at 10:42am
The Board reconvened at 10:46am**

**The Board went into Executive Session at 10:47am
At 12:37pm the Board came out of Executive Session.**

****Sherman was excused from Executive Session for Items K, M, N Item a, b, c**

K. *Hear report from Engineers regarding the contracts and sewer service plan to Roberts Tract, Grace Valley Ranch and other service areas including the potential acquisition of property necessary to support service options and take action as necessary.*

No Action Taken

L. *Discuss and set date for possible work session regarding duties and requirements of being a Board Director and take action as necessary.*

The Board will hold a work session regarding duties and requirements of being a Board of Director on December 13 at 9:00am

M. *Hear Report from District Counsel on Litigation Regarding Green Valley SUD Texas Pollutant Discharge Elimination Systems (TPDES) and take action as necessary.*

No Action Taken

N. *Hear Report from Districts Counsel on Litigation Regarding Green Valley SUD Waste Water CCN and take action as necessary.*

No Action Taken

Executive Session:

Section 551.071 Consultation with Attorney regarding threatening-litigation and/or purchase/sale of Real Estate.

- a. Green Valley SUD TPDES Permit*
- b. Green Valley SUD Waste Water CCN*
- c. Discuss contract and sewer service plan Roberts Tract/Grace Valley Ranch and other service areas.*

At 11:38am Miller excused herself from the meeting.

At 11:39am Miller rejoined the meeting.

O. Consideration of Items Discussed in Executive Session and take action as necessary.

Strauss made a motion to authorize staff to work with consultants on the continuing activities for the selected areas to include working up cost estimate and possible land acquisition that may need to be made. Report back to the Board in December with updated information to include these development and other possible developments. Motion seconded by Nolte, Sherman abstained, five voted in favor motion passed.

P. Discussion of Items to be included on next month's agenda.

Item H regarding Feasibility Studies and Non-Standard Service Agreements.

Q. Adjournment.

Bennett made a motion to adjourn. Nolte seconded the motion all voted in favor. Meeting adjourned at 12:49 p.m.

Approved December 20, 2018