

**MINUTES  
NEW BRAUNFELS UTILITIES BOARD OF DIRECTORS  
REGULAR BOARD MEETING**

**1:00 P.M.  
THURSDAY, APRIL 29, 2021  
GOTOMEETING – VIDEO CONFERENCE**

Board President John Harrell opened the meeting at 1:01 pm. A quorum of the NBU Board was present.

**PRESENT**

Board President John Harrell, Board Vice President Judith Dykes-Hoffmann, Board Trustee Bob Gray, Board Trustee Wayne Peters, and Mayor Rusty Brockman

**ABSENT**

None

**NBU PERSONNEL**

Ian Taylor, Ryan Kelso, Dawn Schriewer, Connie Lock, Melissa Krause, Robin Britton, David Hubbard, and Laura Rivers

**NBU CONSULTANTS**

None

**PLEDGE AND INVOCATION**

Board President John Harrell led the pledge of allegiance and offered the invocation.

**PUBLIC COMMENT**

Residents of Copper Ridge, Jody Heikkinen and Monica Chisholm, commented.

**ITEMS FROM THE CHAIR**

**1. Report from Investment Committee**

Board Trustee Bob Gray provided a report from the Investment Committee meeting held on April 26, 2021. Attendees included: John Harrell, Bob Gray, Ian Taylor, Dawn Schriewer, John Warren, Thomas Varner, Amy Chapple, Duane Westerman, and Laura Rivers. During the meeting, John Warren presented the proposed changes to the Financial Policy, Dawn Schriewer provided an update on the correspondence with the Rating Agencies, and Duane Westerman provided analysis regarding potential options for increased liquidity and an update of the preliminary timeline for the issuance of the proposed Series 2021 Refunding Bonds.

**ITEMS FROM THE STAFF**

**1. CEO'S Update**

- a. Proposed NBU Headquarters and Access Related Thereto

CEO Ian Taylor briefed the Board on the proposed NBU Headquarters and access road, along with ongoing meetings with the homeowners associations (HOA) in the area, TPPA changes to executive leadership, and on NBU's recent Managers Retreat in early April. At the New Braunfels City Council meeting held on April 12, 2021, NBU was recognized for Outstanding Public Service Day. In addition, Mr. Taylor announced that on April 19, 2021, NBU employees received the New Braunfels Chamber's April Chair of the Board Award, in recognition their tireless efforts during the winter storm event in February. On the same date, NBU entered State 2 Drought Restrictions, as the rolling 10-day average for the Aquifer level hit 649.6 feet. Mr. Taylor informed the board that the Environmental Affairs Department has realigned and changed its name to Conservation and Consumer Solutions (CCS), and plans are underway for Phase 3 of the NBU re-entry.

## **2. Financial Update and Report**

Accounting Manager Kimberly Huffman provided an update on the financial status of NBU. Ms. Huffman reviewed the financial and statistical reports for March 2021.

## **CONSENT ITEMS FOR ACTION**

**Board Trustee Judith Dykes-Hoffman made a motion and Board Trustee Bob Gray seconded the motion to approve the Consent Items for Action as follows: #1, #2, #3, #4, #5, #6, #7, #8, and #9. The vote was unanimous.**

1. Approve Minutes of the NBU Regular Board Meeting of March 25, 2021
2. Approve Minutes of the NBU Special Board Meeting of March 31, 2021
3. Approve the Change Order Log from February 15, 2021, through March 15, 2021
4. Approve the Reports for Water and Electric Engineering Contracts from August 1, 2020, through March 15, 2021
5. Authorize CEO or His Designee to Negotiate and Execute a Construction Contract with D Guerra Construction LLC for the Construction of the Castell Avenue Rehabilitation Project
6. Authorize CEO or His Designee to Negotiate and Execute a Professional Services Agreement with Freese and Nichols, Inc. for the Design of the McKenzie Interceptor Upgrade Project
7. Authorize CEO or His Designee to Execute and/or File (i) a Water CNN Transfer Agreement among NBU, Green Valley Special Utility District, and SA Given to Fly, LP for the Morningside Hills Development and (ii) and Documents Related to Such Transfer with the Texas Public Utility Commission
8. Authorize CEO or His Designee to Negotiate and Execute a Contract with Altec Industries Inc. for the Purchase of a 60' Reach Bucket Truck and a 55' Articulating Telescopic Aerial Device Truck
9. Authorize CEO or His Designee to Negotiate and Execute an Equipment Rental Agreement with Herc Rentals Inc. and Rocky Hill Equipment Rental

## **ITEMS FOR FUTURE ACTION**

1. Review and Discuss Proposed Revisions to the NBU Board Governance Policies

## **ACTION ITEMS**

### **1. Discuss and Consider Authorizing Proposed Changes to the New Braunfels Utilities Financial Policy**

Board Trustee Bob Gray made a motion and Board Trustee Wayne Peters seconded the motion to authorize proposed changes to the NBU Financial Policy. The vote was unanimous.

## **EXECUTIVE SESSION**

Board President John Harrell recessed the Open Session at 1:58 pm and announced that the Board would go into an Executive Session Meeting. The Executive Session included Competitive Matters regarding Power Supply and Resource Strategies, and Attorney Client Privilege Consultation and Contemplated Litigation, and Personnel Matters. The Executive Session was opened at 2:11 pm and closed at 5:14 pm.

## **RECONVENE INTO OPEN SESSION AND TAKE ANY NECESSARY ACTION RELATING TO THE EXECUTIVE SESSION AS DESCRIBED ABOVE**

## **ADJOURN**

The Regular Session resumed at 5:16 pm. There was no further business and Board President John Harrell adjourned the Board Meeting at 5:16 pm.

***Attest:***

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*John A. Harrell, President*  
*Approved*

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*Ian Taylor, Secretary of the Board*  
*Chief Executive Officer*

*Date Approved: May 25, 2021*