

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

1:00 P.M.

Thursday, February 26, 2026

NBU Board Room

263 MAIN PLAZA, NEW BRAUNFELS, TEXAS 78130

Board President Wayne Peters opened the meeting at 1:00 p.m. A quorum of the NBU Board was present.

PRESENT

Board President Wayne Peters, Board Vice President Judith Dykes-Hoffmann, Board Trustee Stuart Blythin, Board Trustee Yvette Barrera Villanueva, and Mayor Neal Linnartz

ABSENT

None

NBU PERSONNEL

Ryan Kelso, Ragan Dickens, Greg Brown, Jessica Williams, Connie Lock, Rocio G. Hilliard, Mark Steelman, Andrew Cummings, David Hubbard

Ashley Schriewer, Carlos Salas, Darrin Jensen, Jason Theurer, Joe Vargas, John Warren, Julia Haynes, Justin Green, Mike Short, Rachel Leier, Will Riley, Adam Willard, Anna Melton, Azura Kerr, Brent Lundmark, Bruce Haby, David Guerrero Jr., Doug Clifton, Gregory Thomas, Jacob Tschoepe, Jason Rammel, Jeffrey Jones, Jeffrey Morriss, Jenna Mathis, Jesse Luna, Jessica Coleman, Justin Stroup, Kimberly DaCosta, Kristi Villasana, Larry Aguilar, Nicole Wesley, Pamela Tarbox, Peter Vanderstoep, Robert Aleman

NBU CONSULTANTS

None

PLEDGE AND INVOCATION

Mayor Neal Linnartz led the pledge of allegiance and offered the invocation.

PUBLIC COMMENT

There were no public comment requests.

ITEMS FROM THE CHAIR

1. American Public Power Association Legislative Rally Update

Board President Wayne Peters provided an update on his recent trip to Washington, DC to attend the American Public Power Association Legislative Rally.

2. Any Other Items Permitted Under Section 551.0415 of the Texas Government Code

No additional comments were made.

ITEMS FROM STAFF

1. **CEO Update**

CEO Ryan Kelso presented updates on the following events that NBU staff participated in:

a. **Community Engagement: Rain Barrel Workshop for the Comal Garden Club**

Our Conservation team hosted a rain barrel workshop for the Comal Garden Club. The workshop highlighted budget-friendly construction methods and the positive impact rain barrels have on water conservation.

b. **NBU Monster Detective Program Presentation**

NBU's Monster Detective program was at Carl Schurz Elementary. Students learned about heating and cooling through interactive learning and big imagination. The American Public Power Association recognized NBU's social media promotion of the Monster Detectives program with a spotlight published in the Public Power Current Newsletter.

c. **NBU Employee Chili Cookoff**

Our 2nd Annual Cooking Contest brought our NBU team together for friendly competition and incredible entries of homemade chili, salsa, cornbread, and dessert.

d. **Any Other Items Permitted Under Section 551.0415 of the Texas Government Code**

*No additional items were discussed.

2. **Financial Update and Report, Including an Update on the Impact Fee Program Effective February 1, 2023 (referred to as Program E)**

Accounting Manager Kimberly DeCosta provided an update on the financial status of NBU.

3. **Quarterly Investment Report**

Financial Planning and Analyst Manager Jessica Coleman provided an update on the Quarterly Investment Report.

4. **Quarterly Drought Update Report**

Director of Customer Solutions Jesse Luna provided the quarterly drought update.

5. **Quarterly Strategic Plan Update – Second Quarter of Fiscal Year 2026**

Director of Enterprise Project Management Office Darrin Jensen provided an update on the quarterly strategic goals and annual priorities.

6. **Monthly NBU Headquarters Progress Update**

Program Portfolio Manager Jacob Tschoepe provided an update on the progress of the NBU Headquarters project.

CONSENT ITEMS FOR ACTION

Board Trustee Yvette Barrera Villanueva made a motion, and Board Trustee Stuart Blythin seconded the motion to approve the Consent Items for Action as follows: #1, #2, #3, #4, #5, #6, #7, #8, #9, #10, #11, #12, and #13. The vote was unanimous.

1. Approve Minutes of the NBU Regular Board Meeting of January 29, 2026
2. Approve the Electric Line of Business Alternative Procurements from December 15, 2025, through January 15, 2026
3. Approve the Change Order Log from December 15, 2025, through January 15, 2026
4. Approve the Reports for Water and Electric Engineering Contracts from August 1, 2025, through January 15, 2026
5. Authorize the CEO or His Designee to Negotiate and Execute a Professional Services Agreement with Provenance Engineering, LLC, for the Design of the New Bretzke Pump Station and Bretzke-Hoffmann Transmission Pipeline Project
6. Authorize the CEO or His Designee to Negotiate and Execute a Professional Services Agreement with WSP USA Inc. for the Design of the Blieders Creek Interceptor Project
7. Authorize the CEO or His Designee to Negotiate and Execute a BuyBoard Cooperative Agreement, BuyBoard Contract No. 724-23, with Chastang Enterprises – Houston, LLC d/b/a Chastang Ford, LLC, for the Purchase of One (1) F250 4x4 Regular Cab Truck with Utility Bed and Five (5) F150 Supercab Trucks
8. Authorize the CEO or His Designee to Negotiate and Execute the Naming Rights and License Agreement between Elizabeth Bowerman, Headwaters at the Comal, and New Braunfels Utilities, Naming the Gathering Room in Honor of the Blackwood Bowerman Family to Recognize a Charitable Gift Made to Headwaters at the Comal
9. Authorize the CEO or His Designee to Negotiate and Execute the Naming Rights and License Agreement between the John L. Santikos Charitable Foundation, a fund of the San Antonio Area Foundation, Headwaters at the Comal, and New Braunfels Utilities by Acknowledging the John L. Santikos Charitable Foundation on the Gathering Room Wall to Recognize a Charitable Gift Made to Headwaters at the Comal
10. Authorize the CEO or His Designee to Negotiate and Execute the Naming Rights and License Agreement between J. Patrick Wiggins and Rebecca Wiggins, Headwaters at the Comal, and New Braunfels Utilities by Acknowledging the Wiggins Families on the Entrance Gardens Sign to Recognize a Charitable Gift made to Headwaters at the Comal
11. Authorize the CEO or His Designee to Negotiate and Execute a Professional Services Agreement with Square One Consultants, Inc. for Owner’s Representative and Project Management Services for the Headwaters at the Comal Phase 3 Project Consisting of Two Additional Buildings and Associated Landscaping and Other Improvements

12. Authorize the CEO or His Designee to Negotiate and Execute a First Amendment to the Professional Services Agreement with Guadalupe-Blanco River Authority for Water and Wastewater Laboratory Testing Services
13. Authorize the CEO to Negotiate and Execute a Professional Services Agreement with Terreno Services, Inc. for Wireless Transmitter Leasing Program Consulting and Management Services

ACTION ITEMS

- 1. Discuss and Consider Approval of a Professional Services Agreement with Alliance for Cooperative Energy Services Power Marketing LLC for Thermal Generation Consulting Services**

Trustee Stuart Blythin made a motion, and Mayor Neal Linnartz seconded the motion to approve the Professional Services Agreement with Alliance for Cooperative Energy Services Power Marketing LLC for Thermal Generation Consulting Services. The vote was unanimous.

- 2. Discuss and Consider Receiving the Drought Contingency Plan Report, Including Community Advisory Panel Feedback, from Britton Strategies LLC**

Mayor Neal Linnartz made a motion, and Board Trustee Yvette Barrera Villanueva seconded the motion to approve the Receive the Drought Contingency Plan Report, Including Community Advisory Panel Feedback, from Britton Strategies LLC. The vote was unanimous.

- 3. Discuss and Consider Adopting Resolution #R-2026-205 to Approve Proposed Amendments to Chapter 130, Article IV, Division 3, Division 5, Division 6, and Division 7 of the Code of Ordinances of the City of New Braunfels (I) Adjusting Residential and Landscape Irrigation Drought Surcharges, (II) Revising Draught Stage Designations and Triggers, (III) Clarifying Definitions and Other Provisions; and (IV) Resolving Other Matters Incident and Related Thereto, and to Authorize the CEO to Present the Amendments to the New Braunfels City Council for Consideration**

Trustee Stuart Blythin made a motion, and Board Board Trustee Yvette Barrera Villanueva seconded the motion to approve to adopt Resolution #R-2026-205 to Approve Proposed Amendments to Chapter 130, Article IV, Division 3, Division 5, Division 6, and Division 7 of the Code of Ordinances of the City of New Braunfels (I) Adjusting Residential and Landscape Irrigation Drought Surcharges, (II) Revising Draught Stage Designations and Triggers, (III) Clarifying Definitions and Other Provisions; and (IV) Resolving Other Matters Incident and Related Thereto, and to Authorize the CEO to Present the Amendments to the New Braunfels City Council for Consideration. The vote was unanimous.

EXECUTIVE SESSION

Board President Wayne Peters recessed the Open Session at 2:11 pm and announced that the Board would go into an Executive Session meeting. The Executive Session included Power Supply Resources – Competitive Matters - Energy Risk Management Policy, Power Supply Update,

Discuss and Consider Edison Electric Institute (EEI) Resolution Allowing NBU to Enter into a Master Agreement Related to Power Supply Transactions; Consultation with Attorney Regarding Pending or Contemplated Litigation, Settlement Offer, and/or Matters Protected by Attorney-Client Privilege (Section 551.071 – Texas Government Code: a. Discuss *MMF NBTX LAND, LLC v. City of New Braunfels, New Braunfels Utilities, and Ryan Kelso, in his official capacity as Chief Executive Officer of New Braunfels Utilities*, No. C2025-1252D (433rd District Court, Comal County, Texas); b. Discuss *New Braunfels Utilities v. TRC Engineers, Inc.*, Cause No. C2024-1980D (433rd District Court, Comal County, Texas); and Consultation with Attorney Regarding Pending or Contemplated Litigation, Settlement Offers, and/or Matters Protected by Attorney-Client Privilege (Section 551.071 – Texas Government Code); Real Property (Section 551.072 – Texas Government Code): Discuss Legal Matters Relating to Potential Eminent Domain Action to Secure the Following Easement for the Western Downtown to Morningside Pressure Zone Conversion Project: a 0.005 Acre (220 sq. ft) Permanent Utility Easement and a 0.042 Acre (1,821 sq. ft) Temporary Construction Easement out of the remainder of Lot 13, Pleasant View Subdivision in Comal County, Texas, according to the plat thereof recorded in Volume 4, Page 54, of the Map and Plat Records of Comal County, Texas, as conveyed to Leonardo Hernandez III, Herman G. Hernandez, Yvette Hernandez Rodriguez, Michael Hernandez and Yvonne Hernandez Garcia by deed recorded in Document No. 202006016641 of the Official Public Records of Comal County Texas, also known as Comal County Parcel No. 44948

The Executive Session was opened at 2:16 pm and closed at 2:47 pm.

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

The Regular Session resumed at 2:48 p.m. Only the matters cited above, and no others, were discussed.

ADJOURN

There was no further business, and Board President Wayne Peters adjourned the meeting at 2:48 p.m.

Attest:

Wayne Peters, President
Approved

Ryan Kelso, Secretary of the Board
Chief Executive Officer

Date Approved: March 26, 2026