

AGENDA

MEETING OF THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES

Tuesday, October 2, 2012, 9:00 A.M.

6th Floor Board Room #609

Administrative Offices

2800 U. S. 281 North, San Antonio, Texas

1. **MEETING CALLED TO ORDER.**
2. **Announcements.**
 - A. **The San Antonio Water System Board of Trustees will, during the Meeting, close the Meeting and hold an Executive Session pursuant to and in accordance with Chapter 551 of the Texas Open Meetings Act. The Board of Trustees may, at any time during the Meeting, close the Meeting and hold an Executive Session for consultation with its attorneys concerning any of the matters to be considered during the Meeting pursuant to Chapter 551 of the Texas Open Meetings Act.**
3. **Minutes.**
 - A. **Approval of the Minutes of the San Antonio Water System Board of Trustees Regular Meeting of September 11, 2012.**
 - B. **Approval of the Minutes of the San Antonio Water System Board of Trustees Policy and Planning Meeting of August 27, 2012.**
4. **Citizens to be Heard.**

CONSENT AGENDA ITEMS

Items 5 – 30

ITEMS CONCERNING THE PURCHASE OF EQUIPMENT, MATERIALS AND SUPPLIES

5. **A Resolution accepting recommendations regarding the contracting for certain services, equipment, materials, and supplies, and authorizing the acceptance of bids as follows: (DOUG EVANSON – YVONNE TORRES)**
 - A. **Award of Contracts for the Purchase of Materials, Equipment and Services.**
 1. **Acceptance of the bid of WesTech Engineering, Inc. to provide: one (1) each – Step Type Self Cleaning Mechanical Fine Screen, Bid No. 12-1283, for a total of \$99,437.00.**

SAN ANTONIO WATER SYSTEM HANDICAPPED ACCESSIBILITY STATEMENT

The San Antonio Water System Buildings and Meeting Rooms are accessible to individuals with disabilities. Accessible visitor parking spaces as well as the accessible entrance and ramp are located at the west side main entrance of the SAWS Headquarters Building, Tower I, 2800 U.S. Highway 281 North. Individuals with disabilities in need of auxiliary aids and services, including Deaf interpreters, must request such aids and services forty-eight (48) hours prior to the meeting. For assistance, contact the Board Administrator at 210-233-3690 or 711 (Texas Relay Service for the Deaf).

2. Acceptance of the bid of Computer Solutions to provide: Nexus 7000 M2-Series modules for core switches, Bid No. 12-1296, for a total of \$85,612.00.
 3. Acceptance of the “Best Value” bid of Agilent Technologies, Inc., to provide: Inductively Coupled Plasma – OES Spectrometer System for System Laboratory, Bid No. 12-1291, for a total of \$111,354.66.
 - (DSP) 4. Acceptance of the bid of Santex Truck Center, Ltd., to provide: three (3) each – 50,000 GVWR Cab and Chassis with installed 10 cubic yard dump body, Bid No. 12-1292, for a total of \$299,262.00.
 - (DSP) 5. Acceptance of the bid of San Antonio Southwest Trailers to provide: three (3) each – Trailer for Tractor Loader, Bid No. 12-1293, for a total of \$52,050.00.
- B. Award of Annual Service and Supply Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.**
1. Acceptance of the bid of Montgomery Municipal Supply, Inc., to provide: Sewer Cleaning Tools, Bid No. 11-1034, for a total of \$67,513.55.
 2. Acceptance of the bid of Tehco, Inc., to provide: Gasoline and Diesel Refueling Equipment, Bid No. 10-0234, for a total of \$50,704.00.
 3. Acceptance of the bid of The Office Pal to provide: HP Printer Ink, Toner & Printer Supplies, Bid No. 12-3053, for a total of \$79,276.22.
 4. Acceptance of the bid of Printing Supplies, Inc., to provide: HP Printer Ink, Toner & Printer Supplies, Bid No. 12-3053, for a total of \$10,617.00.
 - (SAWS-DSP) 5. Acceptance of the bid of HD Supply Waterworks, Ltd., to provide: Brass Gate, Globe & Ball Valves, Bid No. 12-0025, for a total of \$31,992.80.
 - (SAWS-DSP) 6. Acceptance of the bid of Praxair Distribution, Inc., to provide: Welding Gases and Welding Supplies, Bid No. 12-0206, for a total of \$73,955.00.

- C. Authorization to Utilize the City of San Antonio’s Competitive Bidding Process for Annual Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.**

No items for this Meeting.

- D. Authorization to Utilize the City of San Antonio’s Competitive Bidding Process for Biennial Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.**

No items for this Meeting.

- E. Award of Biennial Service and Supply Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.**

No items for this Meeting.

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Developer Customer Contracts

6. A Resolution approving Utility Service Agreements to provide water and/or wastewater service to the tracts listed below which are located over the Edwards Aquifer Recharge or Contributing Zone and are within the 5-mile Awareness Zone of Camp Bullis. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer	Acreege	Water EDUs	WW EDUs	DISTRICT SPECIAL PROJECT (BMWD)	Board Reason	Water CCN	WW CCN
1	Cielo Vista South Elementary School	Northside Independent School District	13.98	44	11	NO	CZ/B	Inside	Outside
2	Harvest Fellowship Church	Alpha Green Development, LLC	6.904	72	390	NO	EA/B	Inside	Outside
3	Sablechase Subdivision	Laredo OFR, Ltd.	187	118	116	NO	CZ/B	Inside	Outside
4	Valencia Park	Borgfeld & Blanco Holdings, LLC	91.26	115	0	NO	CZ/B	Inside	Outside
5	Valencia Terrace	Weststar Development	62.35	89	0	NO	CZ/B	Inside	Outside
6	Venado Creek	Venado Creek, LLC	49.95	72	0	NO	CZ/B	Inside	Outside
Totals			<u>411.444</u>	<u>510</u>	<u>517</u>				
Totals (January 2012 - October 2012)			<u>1,917.444</u>	<u>6,111.5</u>	<u>5,568.03</u>				

7. A Resolution approving Utility Service Agreements to provide water and/or wastewater service to the tracts listed below which are not located over the Edwards Aquifer Recharge or Contributing Zone and are not within the 5-mile Awareness Zone of Camp Bullis. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer	Acreege	Water EDUs	WW EDUs	Board Reason	Water CCN	WW CCN
1	Seewald/KYMG	Dominion Advisory Group, Inc.	35.83	230	215	OVR	Inside	Outside
2	Westpointe North	Peoples Management, Ltd.	265	1,020	1,020	AC	Inside	Outside
Totals - October 2012			<u>300.83</u>	<u>1,250</u>	<u>1,235</u>			
Totals (January 2012 - October 2012)			<u>1,254.247</u>	<u>4,708</u>	<u>4,339</u>			

EDU/Acreage Comparison Totals 2012 – 2011

EDU/Acreage Comparison Totals (Year to Date - All Categories)	Total Acreage	Total Water EDU's	Total WW EDU's
TOTAL (January – October 2012)	4,326.75	15,523.5	14,479.030
TOTAL (January – October 2011)	5,404.52	16,113	18,366

8. **A Resolution approving an amendment to Resolution No. 12-068 to expand the Shaenfield Road Local Benefit Extension Area for water service and recalculating the local benefit reimbursement fee. (KELLEY NEUMANN – SAM MILLS)**
9. **A Resolution supporting the amendment by legislative act of the Cibolo Creek Municipal Authority's boundaries to excise those portions of the Cibolo Creek Municipal Authority's boundaries that are currently served by the Cibolo Creek Municipal Authority but are to be served by the San Antonio Water System. (KELLEY NEUMANN – SAM MILLS)**

Production, Transmission and Treatment Improvements

10. **A Resolution amending Resolution No. 10-384 by increasing the authorization of the construction contingency of the construction contract with Quest Civil Constructors, Inc., by \$158,000.00 for a total construction contingency not to exceed \$316,000.00 in connection with the Lift Stations Rehabilitation – Phase 2 Project; authorizing additional funds in the amount not to exceed \$158,000.00 from the System's Project Fund for additional contingency expenses associated with the project work. Total expenditures are: \$158,000.00. (KELLEY NEUMANN – ASHOK KAJI)**

REPLACEMENT AND ADJUSTMENT PROJECTS

Governmental Relocations and Replacements

11. **A Resolution approving the expenditure of funds in the amount of \$296,894.74 for the adjustment of water and sewer facilities by Bexar County in connection with the Boerne Stage Road: Cross Mountain Trail to I.H. 10 Project; approving construction contingency expenses related to the project work in an amount not to exceed \$59,378.95; approving an amount not to exceed \$356,273.69 be made available and expended from the System's Project Fund for the project work and related construction contingencies; approving the Interlocal Agreement with Bexar County and authorizing the President/Chief Executive Officer to execute the Interlocal Agreement and to pay in advance to Bexar County an amount not to exceed \$296,894.74 for the project work. Total expenditures are: \$296,894.74. (KELLEY NEUMANN – JOSE CARRENO)**
12. **A Resolution amending Resolution No. 06-183, as previously amended by Resolution Nos. 06-224, 07-237, 09-235 and 09-236, by approving the expenditure of additional funds in an amount not to exceed \$119,788.64 payable to the Texas Department of Transportation for additional construction contingency expenses in connection with the F.M. 1535 (N.W. Military Highway): Braesview Drive to Huebner Road Project; approving an additional amount not to exceed \$119,788.64 be made available and expended from the System's Project Fund for the additional construction contingency expenses; ratifying the actions of the Senior Vice President of Strategic Resources in approving Change Order No. 103 in the amount of \$53,724.22 in connection with the project; authorizing the President/Chief Executive Officer or his duly appointed designee to pay to the Texas Department of Transportation an additional amount not to exceed \$119,788.64 for the additional construction contingency expenses. Total expenditures are: \$119,788.64. (KELLEY NEUMANN – JOSE CARRENO)**
13. **A Resolution amending Resolution No. 11-097 by approving the expenditure of additional funds in the amount of \$852,018.80 payable to the City of San Antonio for the replacement and adjustment of water and sewer facilities by the City of San Antonio in connection with the Broadway Corridor Phase IIIA Project; amending**

Resolution No. 11-097 by approving the expenditure of an additional amount not to exceed \$42,600.94 for construction contingency expenses; approving that an additional amount not to exceed \$894,619.74 be made available and expended from the System's Project Fund for the project work and related construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to pay the City of San Antonio an additional amount not to exceed \$894,619.74 for the project work and related construction contingency expenses. Total expenditures are: \$894,619.74. (KELLEY NEUMANN – JOSE CARRENO)

14. **A Resolution, concerning both the San Antonio Water System (System) and the District Special Project (DSP), approving the expenditure of funds in the amount of \$651,581.32 for the replacement of water and sewer facilities by the City of San Antonio in connection with the Creighton Street Improvements: Southcross to Quintana Project; approving an amount not to exceed \$65,158.13 for construction contingency expenses related to the project work; approving an amount not to exceed \$716,739.45 be made available and expended from both the System's and DSP's Project Fund for the project work and related construction contingency expenses; authorizing the President/Chief Executive Officer to pay to the City of San Antonio an amount not to exceed \$716,739.45 for the project work and related construction contingency expenses for both the System and DSP. Total expenditures are: \$716,739.45. (KELLEY NEUMANN – JOSE CARRENO)**

15. **A Resolution, concerning both the San Antonio Water System (System) and the District Special Project (DSP), amending Resolution No. 12-079 by approving the expenditure of additional funds in an amount not to exceed \$136,693.90 payable to Atlas Construction Corporation for additional construction contingency expenses in connection with the 2012 Water and Sewer Construction Contract, Package III Project; approving an additional amount not to exceed \$136,693.90 be made available and expended from both the System's and DSP's Project Fund for additional construction contingency expenses; ratifying the actions of the Senior Vice President of Strategic Resources in approving Change Order No. 1 in the amount of \$181,986.00; authorizing the President/Chief Executive Officer or his duly appointed designee to pay Atlas Construction Corporation an additional amount not to exceed \$136,693.90 for the additional project work and additional construction contingency expenses for both the System and DSP. Total expenditures are: \$136,693.90. (KELLEY NEUMANN – JOSE CARRENO)**

Professional Services

16. **A Resolution, concerning the District Special Project (DSP), approving Contract Amendment No. 1 for additional engineering services by LNV Engineering, Inc., in connection with the Big Country Phase V Project; authorizing the expenditure of funds and making available from the DSP Fund the amount of \$18,858.00 for continued engineering services associated with the project; authorizing the President/Chief Executive Officer or his duly appointed designee to executive Contract Amendment No. 1 and to pay an amount not to exceed \$18,858.00 to LNV Engineering, Inc., for the DSP in connection with the project. Total expenditures are: \$18,858.00. (KELLEY NEUMANN – JOSE CARRENO)**

WATER RESOURCES PROJECTS

17. **A Resolution approving Change Order No. 3 in the amount of \$141,539.21 to the construction contract with Alsay, Inc., in connection with the Regional Carrizo Program, Well Drilling Package Project; authorizing the additional expenditure of**

funds in the amount of \$141,539.21 for Change Order No. 3 from the project construction contingency fund; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Change Order No. 3 and to pay Alsay, Inc., an additional amount not to exceed \$141,539.21 for the additional project work associated with Change Order No. 3. Total expenditures are: \$141,539.21.
(CHARLES AHRENS – GARY GUY)

Professional Services

18. A Resolution ratifying the actions of the Senior Vice President of Strategic Resources in approving and executing Contract Amendment No. 1 in the amount of \$14,000.00 to the existing professional services contract with Science Applications International Corporation (SAIC), (formerly R. W. Beck) for additional funds in an amount not to exceed \$14,000.00 for additional engineering services in connection with the Brackish Groundwater Desalination Program Class I Test Injection Well Project; amending Resolution No. 10-317, by approving additional expenditures in an amount not to exceed \$14,000.00 from the System's Project Fund in connection with the project; authorizing the President/Chief Executive Officer or his duly appointed designee to pay an additional amount not to exceed \$14,000.00 to SAIC for additional engineering services. Total expenditures are: \$14,000.00.
(KELLEY NEUMANN – ASHOK KAJI – ESTHER HARRAH)

MISCELLANEOUS PROJECTS

19. A Resolution approving Change Order No. 4 in the amount of \$104,692.82 in connection with the Anderson Pump Station Improvements Project; approving total payment in the amount of \$104,692.82 to MGC Contractors, Inc., for the additional project work associated with Change Order No. 4; authorizing the additional expenditure of funds in the amount of \$104,692.82 from the project construction contingency fund; authorizing the President/ Chief Executive Officer or his duly appointed designee to execute Change Order No. 4 and to pay MGC Contractors, Inc., the additional sum of \$104,692.82 for the additional project work associated with Change Order No. 4. Total expenditures are: \$104,692.82. (KELLEY NEUMANN – ASHOK KAJI)

WATER RESOURCES ITEMS

20. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Lavo and Ruth Brisco Family Partners, L.P., providing for the sale of 306.5 acre-feet of Carrizo Aquifer water out of 306.5 surface acres from Gonzales County for the Gonzales Water Supply Program at a cost of \$95.481 per acre-foot plus an escalator comprised of the average of the producer price index and the consumer price index from the previous year with the base year being 2010 as well as a right-of-first refusal for the purchase of 306.5 surface acres; approving the expenditure of funds for the System's obligation under the Water Sales Agreement from the Water Supply Fee revenues of the System Fund; approving the payment of \$100.00 initial consideration payment, \$30,650.00 bonus payment to Lavo and Ruth Brisco Family Partners, L.P., and \$3,500.00 in closing costs; authorizing the President/Chief Executive Officer or his duly appointed designee to execute the Water Sales Agreement with Lavo and Ruth Brisco Family Partners, L.P., and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales Agreement. Total expenditures are: \$34,250.00. (CHARLES AHRENS – GARY GUY)

21. **A Resolution approving a Joint Funding Agreement between the San Antonio Water System and the United States Geological Survey for monitoring and studying groundwater water quality, surface/recharge water quality, and hydrogeologic studies of the Edwards Aquifer and SAWS Water Resource projects for the period of January 1, 2013 to December 31, 2013 in an amount not to exceed \$562,002.00; authorizing the expenditure of funds for Fiscal Year 2013 from the System Fund to pay for obligations incurred pursuant to the Joint Funding Agreement and that expenditures are pursuant to and contingent upon Board approval of Fiscal Year 2013 Budget with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute the Joint Funding Agreement with the United States Geological Survey and to pay an amount not to exceed \$562,002.00 to the United States Geological Survey pursuant to the Joint Funding Agreement. Total expenditures are: \$562,002.00.
(MIKE BRINKMANN – SCOTT HALTY)**
22. **A Resolution approving a Joint Funding Agreement between the San Antonio Water System and the United States Geological Survey for monitoring and studying the freshwater/saline water interface of the Edwards Aquifer during the period of January 1, 2013 to December 31, 2013, in an amount not to exceed \$341,000.00; authorizing the expenditure of funds from the System Fund in an amount not to exceed \$341,000.00 for Fiscal Year 2013 pursuant to and contingent on board approval of the Fiscal Year 2013 budget with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute the Joint Funding Agreement with the United States Geological Survey and to pay an amount not to exceed \$341,000.00 to the United States Geological Survey pursuant to the Joint Funding Agreement. Total expenditures are: \$341,000.00.
(CHARLES AHRENS – DARREN THOMPSON)**
23. **A Resolution, concerning the District Special Project, approving a Joint Funding Agreement between the San Antonio Water System on behalf of its District Special Project and the United States Geological Survey for monitoring water quality and water levels of surface water in the Medina River upstream from the District Special Project’s Surface Water Treatment Plant during the period of October 1, 2012 to December 31, 2013; authorizing the expenditures of funds in an amount not to exceed \$94,203.00 from the District Special Project Fund for Fiscal Year 2012 and Fiscal Year 2013 pursuant to and contingent upon Board approval of the Fiscal Year 2013 budget with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute the Joint Funding Agreement and to pay \$94,203.00 to the United States Geological Survey for the District Special Project’s obligations under the terms of the agreement. Total expenditures are: \$94,203.00. (CHARLES AHRENS – DARREN THOMPSON)**
24. **A Resolution, concerning both the San Antonio Water System (System) and the District Special Project (DSP), accepting the bid and awarding a service contract to Alsay Incorporated in an amount not to exceed \$273,720.00 to execute and complete well plugging services at Franklin, Conrad, and Strauss Medina Wells; making available from both the System and DSP Funds the amount of \$273,720.00; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a service contract with Alsay Incorporated and to pay Alsay Incorporated for both the System’s and DSP’s obligations an amount not to exceed \$273,720.00 to execute and complete well plugging services at Franklin, Conrad, And Strauss Medina Wells. Total expenditures are: \$273,720.00.
(CHARLES AHRENS – DARREN THOMPSON)**

MISCELLANEOUS ITEMS

25. **A Resolution authorizing the purchase of Dell Servers recommended by Emerson Process Management to upgrade the SCADA DCS System for a total amount not to exceed \$110,519.45 under Texas DIR No. DIR-SDD-890-TX; authorizing the expenditure of a total amount not to exceed \$110,519.45 with Commonwealth Computer Co., from the System Fund for FY 2012 to upgrade the SCADA DCS System utilized at the San Antonio Water System; ratifying the actions of the Chief of Information Systems in approving a purchase order for \$100,519.45 under Texas DIR No. DIR-SDD-890-TX; authorizing the President/Chief Executive Officer or his duly appointed designee to pay Commonwealth Computer Co., an amount not to exceed \$100,519.45 for payment to upgrade the SCADA DCS System utilized at San Antonio Water System. Total expenditures are: \$110,519.45. (DOUG EVANSON – JOE SAMPLES)**
26. **A Resolution superseding, in part, Resolution No. 12-409, passed September 11, 2012 to correct an error in the named contracting party from Sigma Solutions, Inc. to SHI Government Solutions for Symantec licensing and support; reaffirming that with the correction of the error in the incorrectly named party, the remaining portion of the Resolution No. 12-409 shall remain in full force and effect. (DOUG EVANSON – JOE SAMPLES)**
27. **A Resolution superseding, in part, Resolution No. 12-410, passed September 11, 2012 to correct an error in the named contracting party from Oracle USA, Inc., to Mythics, Inc., for Oracle licensing and support; reaffirming that with the correction of the error in the incorrectly named party, the remaining portion of Resolution No. 12-410 shall remain in full force and effect. (DOUG EVANSON – JOE SAMPLES)**
28. **A Resolution accepting the proposal of and awarding a contract to Gen-Tech, Inc., in a total amount not to exceed \$115,800.00 for the purchase of a 500 kV emergency standby generator and switchgear for the Eastside Service Center; authorizing expenditures for the delivery and purchase of a 500 kV emergency standby generator and switchgear to the Eastside Service Center in an amount not to exceed \$115,800.00 from the System Fund; declaring that the expenditure of funds for the generator and switchgear is necessary to preserve and protect the public health and safety of the City residents; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a contract with Gen-Tech, Inc., and to pay an amount not to exceed \$115,800.00 to Gen-Tech, Inc., for the purchase and delivery of a 500 kV emergency standby generator and switchgear to the Eastside Service Center. Total expenditures are: \$115,800.00. (MIKE BRINKMANN – JOHN KAZNOWSKI)**
29. **A Resolution accepting the proposal of and awarding a contract to Tex Door Ltd. in a total amount of \$73,027.00 for the purchase of overhead garage doors at two service centers; authorizing expenditures for removal and installation in an amount not to exceed \$73,027.00 from the System Fund; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a contract with Tex Door Ltd. and to pay an amount not to exceed \$73,027.00 to Tex Door Ltd. for the purchase and delivery of 27 overhead garage doors for Eastside Service Center, Northwest Service Center, and Welding Shop Eastside Service Center. Total expenditures are: \$73,027.00. (VAL RUIZ – DAVID KILBOURNE)**
30. **A Resolution, concerning both the San Antonio Water System (System) and the District Special Project (DSP), accepting the bid of and awarding a construction contract with an option for one additional one-year renewal to Gilbert's Utility & Concrete Work, Inc., in the amount of \$487,530.00 for the 2012 Annual Concrete**
(SAWS-DSP)

Placement Work Order Construction Contract; approving the expenditure of funds and to make available the amount not to exceed \$487,530.00 from both the System and DSP Funds for the project work and that expenditures for subsequent years be pursuant and contingent upon Board approval of subsequent years' budget with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a contract with Gilbert's Utility & Concrete Work, Inc., and to pay Gilbert's Utility & Concrete Work, Inc., an amount not to exceed \$487,530.00 for both the System's and DSP's obligations under the terms of the contract for the project work. Total expenditures are: \$487,530.00.
(VAL RUIZ – JEFF BROWN)

ITEMS FOR INDIVIDUAL CONSIDERATION

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Production, Transmission and Treatment Improvements

31. A Resolution accepting the bid of and awarding a construction contract to Landmark Structures I, LP, in the amount of \$5,415,291.00 for the construction of the Cibolo Elevated Storage Tank Project; authorizing the expenditure of funds in an amount not to exceed \$5,415,291.00 for the project work; authorizing construction contingency expenses in an amount not to exceed \$110,000.00 in connection with the project work; authorizing total expenditures in an amount not to exceed \$5,525,291.00 from the System's Project Fund for the project work and construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a contract with Landmark Structures I, LP, and to pay Landmark Structures I, LP, the amount of \$5,415,291.00 for the project work. Total expenditures are: \$5,415,291.00. (KELLEY NEUMANN – ASHOK KAJI)

WATER RESOURCES ITEMS

32. A Resolution determining the need to update Chapter 34 of the City Code regarding Water Conservation and Drought Management Regulations; recommending that the City Council of the City of San Antonio adopt such adjustments and amend Chapter 34 of the City Code regarding Water Conservation and Drought Management Regulations accordingly; authorizing the implementation of such adjustments if adopted by the City Council. (CHARLES AHRENS – KAREN GUZ)

33. BRIEFING SESSION.

- A. Briefing and deliberation on San Antonio Water System 2012 Water Management Plan. (CHARLES AHRENS – GREG FLORES)
34. President/Chief Executive Officer's Report. Presentation of and deliberation on the following Items:
 - A. Update on Integration of the District Special Project

35. **Ceremonial Items.**
- A. **Acknowledgement of National Customer Service Week, October 1 – 5, 2012. (STACEY ISENBERG)**
36. **Inquiries.**
37. **The Regular Session of the October 2, 2012, Regular Board Meeting is hereby recessed to hold an Executive Session and discuss the matters listed below pursuant to Sections 551.071, 551.072, 551.073, and 551.074 of the Texas Open Meetings Act.**
38. **EXECUTIVE SESSION.**
- A. **Consultation with attorneys and deliberation regarding the appointment, employment, reassignment, duties, discipline, or dismissal of a public officer or employee. (NANCY BELINSKY - BILL CROW)**
- B. **Consultation with attorneys and deliberation regarding potential litigation relating to matters in connection with wastewater permit compliance issues. (NANCY BELINSKY – JOHN REYNOLDS)**
- C. **Consultation with attorneys and deliberation regarding Cause No. 2009-CI-12912; *Norma Garza v. San Antonio Water System*, in the 408th Judicial District Court, Bexar County, Texas. (NANCY BELINSKY – BILL CROW)**
- D. **Consultation with attorneys and deliberation regarding Civil Action No. 5:11-CV-130, *Jerry DeLeon, Gloria Guzman and Others Similarly Situated v. San Antonio Water System*, in the United States District Court, for the Western District of Texas, San Antonio Division. (NANCY BELINSKY – BILL CROW)**
- E. **Consultation with attorneys and deliberation for the San Antonio Water System and its Board of Trustees, and consideration of matters in which the duty of the attorney to the San Antonio Water System and its Board of Trustees under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of the Texas Open Meetings Act. (NANCY BELINSKY)**
39. **The Regular Session of the Regular Board Meeting of October 2, 2012, is hereby reconvened.**
40. **A Resolution amending Resolution No. 12-034 and authorizing the expenditure of an additional amount not to exceed \$536,000.00 to a total increased amount authorized for expenditure not to exceed \$4,736,900.00 from the System Fund and Project Fund for legal fees and consultant expenses provided for the operation and maintenance and capital projects of the System. Total expenditures are: \$536,000.00. (NANCY BELINSKY)**
41. **Adjournment. THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES MEETING OF OCTOBER 2, 2012, IS HEREBY ADJOURNED.**