



TO: Brownsville Public Utilities Board  
FROM: Art Rendon, Chair  
SUBJECT: Notice of a Regular Board Meeting

Date: March 3, 2023

MEETING DATE: **March 8, 2023**  
MEETING TIME: **5:30 PM**  
MEETING LOCATION: **BPUB Annex Building  
Board Room  
1425 Robinhood Drive  
Brownsville, Texas 78521**

PURSUANT TO CHAPTER 551.127, TEXAS GOVERNMENT CODE, ONE OR MORE BOARD OF DIRECTORS OR EMPLOYEES MAY ATTEND THIS MEETING REMOTELY USING VIDEOCONFERENCING TECHNOLOGY. THE VIDEO AND AUDIO FEED OF THE VIDEOCONFERENCING EQUIPMENT CAN BE VIEWED AND HEARD BY THE PUBLIC AT THE ADDRESS POSTED ABOVE AS THE LOCATION OF THE MEETING. REASONABLE SPACING BETWEEN ATTENDEES AT THE MEETING WILL BE PROVIDED. ALL ATTENDEES ARE STRONGLY REQUESTED TO WEAR MASKS, BUT ARE NOT REQUIRED BY STATE LAW. ANYONE EXPERIENCING ANY SYMPTOMS OF COVID-19 IS ASKED NOT TO ATTEND THE MEETING IN PERSON, BUT RATHER TO CALL IN TO THE MEETING. BPUB RESERVES THE RIGHT TO REQUEST ANYONE DISPLAYING COVID-19 SYMPTOMS TO LEAVE THE MEETING. IF YOU DO NOT ATTEND THE MEETING IN PERSON, YOU MAY USE THE DIAL-IN PROCEDURE BELOW.

**Dial In: 1-408-418-9388**  
**Access Code: 2493 434 7370#**

Members of the public may listen to the meeting as it is being held by dialing one of the numbers listed below (same access code above). Because of technology limitations, only a limited number of callers will be allowed to call in, however, a recording of the meeting will be made available to the public after the meeting on BPUB's website at: <https://www.brownsville-pub.com/events/board-of-directors-meeting-3-2023-03-08/>

Dial by your location: <b>1-408-418-9388 (US Toll)</b>	
1-617-315-0704 (Boston)	1-312-535-8110 (Chicago)
1-469-210-7159 (Dallas)	1-720-650-7664 (Denver)
1-904-900-2303 (Jacksonville)	1-213-306-3065 (Los Angeles)
1-646-992-2010 (New York City)	1-602-666-0783 (Phoenix)
1-206-207-1700 (Seattle)	1-202-860-2110 (Washington, DC)

DISCUSSION AND POSSIBLE ACTION ON THE FOLLOWING MATTERS:

### MEETING AGENDA

**Call Open Meeting to Order at 5:30 PM**

CONFIRMATION OF A QUORUM

PLEDGE OF ALLEGIANCE FOR U.S. FLAG AND TEXAS FLAG

MOMENT OF SILENCE

**PUBLIC COMMENTS**

*Please note the following:*

PUBLIC COMMENTS WILL ONLY BE ACCEPTED IN WRITING NO LATER THAN ONE (1) HOUR IN ADVANCE OF THE MEETING BY SENDING THEM TO [PublicComments@brownsville-pub.com](mailto:PublicComments@brownsville-pub.com). In the body of the email please include date, your name, your address, phone number, agenda item number, if applicable, or subject of discussion, and your comments.

- THERE IS A FIVE (5)-MINUTE TIME LIMIT PER SPEAKER. THE PRESIDING OFFICER MAY, BUT IS NOT REQUIRED TO, ALLOW ADDITIONAL TIME TO A SPEAKER.
- THE SPEAKER MUST IDENTIFY BY NAME, ADDRESS, AND ORGANIZATIONAL AFFILIATION (IF ANY) BEFORE SPEAKING.
- QUESTIONS AND COMMENTS SHOULD BE ADDRESSED TO THE BOARD AS A WHOLE, NOT TO INDIVIDUAL BOARD MEMBERS, THE CEO, OR MEMBERS OF THE AUDIENCE.
- IF AN ISSUE ADDRESSED IS NOT INCLUDED ON THE AGENDA, NO FORMAL ACTION WILL BE TAKEN.

**CONSENT AGENDA**

1. Consideration and Approval of Minutes:
  - a. December 12, 2023 Regular Meeting
  - b. January 4, 2023 Special Meeting
2. Consideration and Possible Action to Approve Bid Award for the Annual Supply of Sand—Diane Solitaire
3. Consideration and Possible Action for Bid Award for the Annual Supply of Submersible Pumps—Diane Solitaire
4. Consideration and Possible Action for Bid Award for the Supply of Polemount and Padmount Transformers—Diane Solitaire
5. Consideration and Possible Action to Authorize the General Manager and Chief Executive Officer to Amend the Contract for Project Described as : Enterprise Content and Records Management Software and Implementation Services; Amendment is to Resume the Accounts Payable Pilot Project—Nancy Tello
6. Presentation, Discussion, and Possible Action on Selection of Firm to Provide Professional Insurance Appraisal Services for Brownsville Public Utilities Board's Properties—Estrella Solorzano
7. Consideration and Possible Action to Approve the Request to Extend the Annual Tree Trimming Services Contract for a Third and Final Year—Cesar Cortinas
8. Consideration and Possible Action to Approve the Request to Extend the Restoration of Underground Padmount Equipment and Decorative and Non-Decorative Street Light Poles Services Contract for a Third and Final Year—Cesar Cortinas

**ITEMS FOR INDIVIDUAL CONSIDERATION**

1. General Manager's Report:
  - a. Board Calendar—Marilyn D. Gilbert
  - b. Financial Report—Monica Cavazos
  - c. Engineering and Legal Fees Monthly Expenses—Monica Cavazos
  - d. City of Brownsville Capital Work Orders Report—Monica Cavazos
  - e. Debt Obligations Post Issuance Compliance—Monica Cavazos
  - f. Public Utilities Board Consumer Advisory Panel Update—Estrella Solorzano

- g. Summer Intern Program—Dr. Emilia Guerra
  - h. Recognition of 2022 Excellence Awards and Employees of the Year—Dr. Emilia Guerra
  - i. Aid to Brownsville Public Utilities Board Customers—Eddy Hernandez
  - j. 2023 Washington Congressional and Federal Agencies Meetings and American Public Power Association Legislative Rally—Rene Mariscal-
2. Consideration and Approval of Agreed-Upon Procedures Report on Review of Tenaska Project Fund—Miguel Perez
  3. Consideration and Possible Action on Expansion Alternatives for the FM 511 Service Center Yard—Miguel Perez
  4. Consideration and Possible Action on the Brownsville Public Utilities Board’s Property Insurance—Estrella Solorzano
  5. Presentation, Discussion, and Possible Action on Selection of One or More Agencies to Provide Marketing, Advertising, and Crisis Communication Services to Brownsville Public Utilities Board—Estrella Solorzano
  6. Consideration and Possible Action for Proposal Award for the Substation Power Transformer Field Services to Remove, Dispose, and Replace Corrosive Oil—Cesar Cortinas
  7. Discussion of the Brownsville Public Utilities Board’s Progress on Natural Gas Hedging Strategies and Power Supply—Lina Alvarez

RECESS TO CLOSED MEETING to Consider Matters Pursuant to Tex. Government Code Chapter 551, et seq.

#### CLOSED MEETING

***At this time the items on the Agenda designated for Closed Meeting will be considered. If there is an approved motion to go into Closed Meeting the listeners will be placed on “hold” until the Board returns to Open Meeting.***

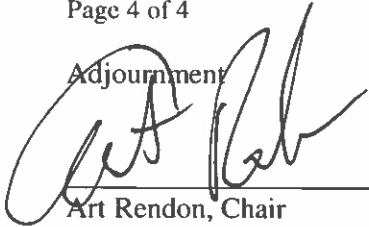
1. Meeting with Board’s legal counsel for advice about contemplated and pending court and administrative litigation and on matters in which the duty of the attorney under the Texas Disciplinary Rules of Professional Conduct conflicts with Chapter 551 (Sec. 551.071).
2. Discussion and consultation with Board Counsel of any pending litigation against Brownsville Public Utilities Board (Sec. 551.071).
3. Discussion of the Brownsville Public Utilities Board’s Progress on Natural Gas Hedging Strategies and Power Supply (Sec. 551.086).
4. Presentation, discussion, and possible recommendation of information upon pricing of purchased power, generation, and fuel and their impact upon the Fuel, Purchased Energy, and Marketing Charge and possible discussion (Sec. 551.086).
5. Information and possible action regarding cyber security incident (Sec. 551.076, 551.089, Tx. Gov’t Code Sec. 418.177).
6. Presentation, discussion, and possible action on energy transaction authorizations, hedging approval, and Energy Risk Management Policy update (Sec. 551.086).
7. Discussion and possible action on terms and conditions of an employment agreement with the current General Manager and Chief Executive Officer (Sec. 551.072 and Sec. 551.074).

RECONVENE OPEN MEETING

#### CONTINUATION – ITEMS FOR INDIVIDUAL CONSIDERATION

8. Consideration and Possible Action on Items Discussed in Closed Meeting
9. Discussion and/or Requests for Future Agenda Items

Adjournment

  
\_\_\_\_\_  
Art Rendon, Chair

/nls

c: City Commission  
Marjory Batsell  
John Davidson  
City Manager  
File

*The meeting will be conducted in accordance with Board Resolution No. A2009-1012 (IC10), the "Amended Rules of the Public Utilities Board." Once the Meeting is convened with a quorum present, the Presiding Officer may change the order of business for purposes of accommodation of the Board members or participants and to permit a more orderly consideration of related agenda items.*

*The BPUB reserves the right to adjourn into executive session at any time to discuss any of the matters listed above, as authorized by Texas Government Code § 551.071 (Consultation with Attorney), § 551.072 (Deliberations about Real Property), § 551.074 (Personnel Matters), § 551.076 (Deliberations about Security Devices), § 551.086 (Public Utility Competitive Matters), § 551.087 (Economic Development), and § 551.089 (Department of Information Resources).*

I certify that a copy of the March 8, 2023 agenda of items to be considered by the BPUB was posted on 3/3/23.

ATTEST:

  
Norma L. Sanchez, Recording Secretary