



**BROWNSVILLE  
PUBLIC UTILITIES BOARD**

**TO:** Brownsville Public Utilities Board  
**FROM:** Sandra A. Saenz, Chair  
**SUBJECT:** Notice of a Regular Board Meeting

**Date:** March 10, 2022

**MEETING DATE:** March 14, 2022  
**MEETING TIME:** 5:00 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 SYMPTONS 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 SYMPTONS 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:** 2495 757 2053#

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 on BPUB's website at <https://www.brownsville-pub.com/events/board-of-directors-meeting-2-2022-03-14/> after the meeting.

Dial by your location: 1-408-418-9388 (US Toll)	
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 5:00 PM**  
CONFIRMATION OF A QUORUM

## **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 NORMA SANCHEZ AT [nsanchez@brownsville-pub.com](mailto:nsanchez@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.**

## **ITEMS FOR INDIVIDUAL CONSIDERATION**

1. **Consideration and Approval of Minutes of the December 14, 2021 Regular Meeting**
2. **General Manager's Report:**
  - a. **Board Calendar**
  - b. **Financial Report**
  - c. **Engineering and Legal Fees Monthly Expenses**
  - d. **Debt Obligations Post Issuance Compliance**
  - e. **Update of Electric Base Rate Rollback Discussions with City of Brownsville Staff**
3. **Discussion and Action on Amendment of Board Policy GMR 1004: Strategic Planning Policy—John Bruciak/Emilia Guerra**
4. **Consideration and Possible Approval of an Agreement for Legislative and Consulting Services with Focused Advocacy—John Bruciak**
5. **Consideration and Possible Approval of an Agreement for Legislative and Consulting Services with The Garcia Group—John Bruciak**
6. **Consideration and Possible Action on the Following Resolution: A Resolution Approving the Study by Willdan Financial Services, an Independent Consulting and Engineering Firm, of Brownsville Public Utilities Board's Water and Wastewater Rates, Fees and Charges, Including a Resaca Charge, and Requesting the City Commission to Amend Chapter 102 of the Code of Ordinances Entitled "Utilities" to Approve and Adopt the Rates and Fees Identified in the Study—Miguel Perez**
7. **Consideration of and Possible Action on Resolution by the Brownsville Public Utilities Board Relating to the Issuance and Sale of Obligations Designated as "City of Brownsville, Texas Utilities System Revenue Refunding Bonds" Which May be Issued as Tax-Exempt or Taxable Bonds in One or More Series and Approval of Other Matters in Connection Therewith—Miguel Perez**
8. **Consideration and Possible Action of a Resolution to Award a Bank Depository Services Contract—Miguel Perez**
9. **Consideration and Possible Action of a Resolution Amending Designation of Certain Officers as Authorized Signatories to Drafts Drawn on Accounts of Brownsville Public Utilities Board at the Wells Fargo Bank—Miguel Perez**

10. Consideration and Possible Action to Authorize the General Manager and Chief Executive Officer to Negotiate and Executive all Documents Necessary to Implement the Brownsville Public Utilities Board's Property Insurance Renewal for Policy Year 2022-2023—Estrella Solorzano
11. Consideration and Possible Approval to Select a Vendor for Multi-Channel Payment Processing—Eddy Hernandez
12. Consideration and Possible Action to Ratify the Increase in Cost for the Purchase of Polemount and Padmount Transformer—Diane Solitaire
13. Consideration and Possible Action to Reject All Proposals for the Light Duty and Heavy Duty Fleet Auto Parts and Re-Soliciting Proposals for Those Services—Jaime Estrada
14. Consideration and Possible Action to Award the Annual Supply of Liquid Aluminum-Based Water Treatment Coagulant—Jose Armando Garza
15. Consideration and Possible Action to Approve Change Order No. 1 for the South Wastewater Treatment Plant Improvements Project Packet 5—Marie Leal
16. Consideration and Possible Action to Approve the Request to Extend the Annual Tree Trimming Services Contract for a Second Year—Cesar Cortinas

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) including, among other matters, status of required Financial Disclosure statements; potential appeal of open records ruling requiring disclosure of sensitive Brownsville Public Utilities Board information held by the PUC to state district court; and legal issues related to cyber security incident.
2. Report by General Manager and Chief Executive Officer on status of appointment of a Chief Operating Officer and discussion thereon (Sec. 551.074).
3. Consideration and approval authorizing the General Manager and Chief Financial Officer to proceed with negotiation of a Purchase Agreement to acquire a 3.62-acre track of land for a proposed electric substation (Sec. 551.072).
4. Information and action regarding cyber security incident (Sec. 551.076; 551.089; Tx. Gov't Code Sec. 418.177).
5. Discussion of real estate matters (Sec. 551.072).

RECONVENE OPEN MEETING

#### CONTINUATION – ITEMS FOR INDIVIDUAL CONSIDERATION

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

Adjournment

*Sandra A. Saenz*

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Sandra A. Saenz, 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 14, 2022 agenda of items to be considered by the BPUB was posted on the BPUB website.

ATTEST:

Norma Sanchez  
Norma Sanchez, Recording Secretary