



**BROWNSVILLE
PUBLIC UTILITIES BOARD**

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

Date: July 7, 2023

MEETING DATE: July 10, 2023
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 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: 2494 900 4633# #

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-3-2023-07-10/>.

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

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

MOMENT OF SILENCE

CONSENT AGENDA

1. Consideration and Approval of Minutes:
 - a. May 1, 2023 Special Meeting
 - b. May 8, 2023 Regular Meeting
2. Consideration and Possible Action to Approve Brownsville Public Utilities Board Travel in Accordance with the Statement of Policy and Travel by Members of the Board of Directors of the Brownsville Public Utilities Board—Marilyn D. Gilbert
3. Consideration and Possible Action on Commercial Paper Funding Adjustments to Reimburse Expenditures for Electric, Water, and Wastewater Capital Improvement Projects for the Period of April 2023 through June 2023—Miguel A. Perez
4. Consideration and Possible Action to Execute a Three-Year Maintenance Agreement for the Banner System—Eddy Hernandez
5. Consideration and Possible Action to Reject and Re-Bid the 15kV Metal-Clad/Metal-Enclosed Switchgear for the Water Port Substation Upgrade Project—Eli Alvarez
6. Consideration and Possible Action to Purchase One 16/18-Yard Dump Truck—Marie C. Leal

ITEMS FOR INDIVIDUAL CONSIDERATION

1. Designation of Brownsville Public Utilities Board Secretary/Treasurer for the Remaining of 2023—Marilyn D. Gilbert
2. General Manager's Report:
 - a. Brownsville Broadband Update—City of Brownsville
 - b. Board Calendar—Marilyn D. Gilbert
 - c. Financial Report—Monica Cavazos
 - d. Engineering and Legal Fees Monthly Expenses—Monica Cavazos
 - e. City of Brownsville Capital Work Orders Report—Monica Cavazos
 - f. Procurement Summary—Diane Solitaire
 - g. BTX Fiber Project Installation Repairs—Jaime Estrada
 - h. Drought Update—Marilyn D. Gilbert

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. 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 (3)-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.

CONTINUATION – ITEMS FOR INDIVIDUAL CONSIDERATION

3. Presentation and Possible Action to Select a Firm as Local Counsel—Marilyn D. Gilbert
4. Consideration and Possible Action for Bid Award for the Annual Supply of Electrical Inventory Material—Diane Solitaire
5. Consideration and Possible Action for Bid Award for the Annual Supply of Water and Wastewater Inventory Material—Diane Solitaire
6. Consideration and Possible Action to Approve New Full-Time Positions for the Electric Transmission and Distribution Construction and Maintenance Department —Eli Alvarez
7. Consideration and Possible Action to Adopt Water Debt Resolution to Comply with the Terms of the 1944 Treaty—Marie C. Leal
8. Consideration and Approval of Appointment of a Brownsville Public Utilities Board Representative to the Southmost Regional Water Authority for the Remainder of 2023—Marilyn D. Gilbert
9. Consideration and Possible Action for Approval of Proposal Award for the Purchase of Enterprise Palo Alto Firewall and Cisco Network Equipment for Information Technology Administration Power Plant Network—Eddy Hernandez
10. Consideration and Possible Action to Adopt Service Interruption Communication Process for Use by the Offices of Communications & Public Relations, Digital Information Platforms, and Business Development and Key Accounts, When Communicating with Customers, City of Brownsville, and Other Community Stakeholders—Estrella Solorzano

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 agenda items and:
 - a. Litigation Update
 - b. Special Utility Counsel Update
 - c. Pending litigation in Cause No. 2020-DCL-01579, *Xavier Torres v. Public Utilities Board of the City of Brownsville* (Sec. 551.071).
2. Discussion and consultation with Board Counsel of any pending litigation against Brownsville Public Utilities Board (Sec. 551.071).
3. Information and action regarding cyber security incident (Sec. 551.076, Sec. 551.089, Tx Gov’t Code Sec. 418.177).
4. Presentation, discussion, and possible recommendation of information concerning contract terms and 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. Discussion and possible action to select a firm as a local counsel (Sec. 551.074 and Sec. 551.071).

RECONVENE OPEN MEETING

CONTINUATION -- ITEMS FOR INDIVIDUAL CONSIDERATION

11. Consideration and Possible Action on Items Discussed in Closed Meeting

12. Discussion and/or Requests for Future Agenda Items

Adjournment



Art Rendon, Chair

/nls


c: City Commission
Marjory Batsell
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 July 10, 2023 agenda of items to be considered by the BPUB was posted on 7/7/23.

ATTEST:


Norma L. Sa. 10/10/23, Recording Secretary