



**BROWNSVILLE
PUBLIC UTILITIES BOARD**

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

Date: December 30, 2022

MEETING DATE: January 4, 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: 2490 272 2876#

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/special-board-meeting-1/>.

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 5:30 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 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.

ITEMS FOR INDIVIDUAL CONSIDERATION

1. Consideration and Possible Action to Approve BPUB Board Travel in Accordance with the Statement of Policy for Travel by Members of the Board of Directors of the Brownsville Public Utilities Board—Marilyn Gilbert

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. Discussion and possible action on the retention of a consultant by the Interim General Manager & CEO and to determine qualifications of electric utility consultant to assist with administrative and professional duties (Sec. 551.074 and 551.071).
2. Discussion and possible action to authorize the Interim General Manager & CEO to initiate the recruitment and hiring of In-house Counsel Staff and determine qualifications and duties of potential staff (Sec. 551.074 and 551.071).
3. Consideration and possible action on BPUB acquisition of right-of-way and easements for the Cross Valley Pipeline Project, including pending condemnation lawsuit, Cause No. 2014-CCL-00700, City of Brownsville, Texas v. 85 Jacaranda Limited Partnership A/K/A 85 Jacaranda Partnership, County Court at Law No.2 of Cameron County, Texas. (Sec. 551.071 & Sec. 551.072).
4. Discussion and possible action to review the criteria for the Request for Qualifications/Proposals for Local Board Counsel (Sec. 551.071).
5. Discussion and possible action to review the Criteria for the Request for Qualifications/Proposals for Special Utility Counsel (Sec. 551.074 and 551.071).
6. 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 the CRI Forensic Examination Report, and any new and/or additional information received regarding the Forensic Examination Report and possible retention of professional consultant regarding the Forensic Examination Report.

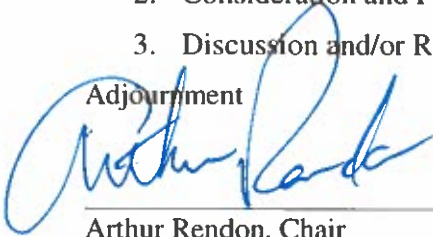
7. Deliberations regarding the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of the CEO of the Brownsville Public Utilities Board. (Sec. 551.074 and 551.071).

RECONVENE OPEN MEETING

CONTINUATION – ITEMS FOR INDIVIDUAL CONSIDERATION

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

Adjournment



Arthur Rendon, Chair

/rab

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 January 4, 2023 agenda of items to be considered by the BPUB was posted on the BPUB website.

ATTEST:



Rosa Quintan, Recording Secretary