



**BROWNSVILLE
PUBLIC UTILITIES BOARD**

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

Date: January 5, 2024

MEETING DATE: January 8, 2024
MEETING TIME: 5:00 PM
MEETING LOCATION: BPUB Annex Building
Board Room
1425 Robinhood Drive
Brownsville, Texas 78521

Dial In: 1-408-418-9388
Access Code: 2499 799 8972 # #

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-4-2024-01-08/>.

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DISCUSSION AND POSSIBLE ACTION ON THE FOLLOWING MATTERS:

MEETING AGENDA

- A. Call Open Meeting to Order at 5:00 PM**
- B. Confirmation of a Quorum**
- C. Pledge of Allegiance for U.S. Flag and Texas Flag & Moment of Silence**
- D. Workshop or Public Hearing(s)**
None
- E. Consent Agenda Items**
 - 1. Consideration and Possible Action to Amend Brownsville Public Utilities Board Personnel Policies and Procedures Policy No. 8 – Sick Leave—Dr. Emilia Guerra
 - 2. Consideration and Possible Action to Amend Brownsville Public Utilities Board Personnel Policies and Procedures Policy No. 9 – Vacation Leave—Dr. Emilia Guerra
 - 3. Consideration and Possible Action to Amend Brownsville Public Utilities Board Personnel Policies and Procedures Policy No. 14 – Worker’s Compensation—Dr. Emilia Guerra

4. Consideration and Possible Action to Amend Brownsville Public Utilities Board Personnel Policies and Procedures Policy No. 25 – Harassment Policy—Dr. Emilia Guerra
5. Commercial Paper Funding Adjustments to Reimburse Expenditures for Electric, Water, and Wastewater Capital Improvement Projects for the Period of October 2023 through December 2023—Miguel A. Perez
6. Consideration and Possible Action to Award Bid for the Downtown Wastewater Improvements – American Recovery Program Act (ARPA) Project 1 (B014-24) to be Funded through the 2021 ARPA and Other Funding Sources ARPA-2021-1112—Marie C. Leal
7. Consideration and Possible Action to Award Bid for the Downtown Water and Wastewater Improvements – American Recovery Program Act (ARPA) Project 1 (B014-24) to be Funded through the 2021 ARPA and Other Funding Sources ARPA-2021-1112—Marie C. Leal
8. Consideration and Possible Action to Approve Phase 2 Pole Yard Expansion of the FM 511 Service Center Yard—Marie C. Leal
9. Consideration and Possible Approval to Extend the Contracts for the Annual Supply of Sludge Dewatering Polymer for the Belt Press Systems at the Wastewater Treatment Plants—Jaime Estrada
10. Consideration and Possible Approval to Select a Firm as Bond Counsel—Miguel A. Perez
11. Consideration and Possible Action to Approve Amendment No. 4 of the USIC Locating Services, LLC Service Contract and Purchase Order—Cesar A. Cortinas

F. Items for Individual Consideration

1. General Manager’s Report
 - a. Board Calendar—Marilyn D. Gilbert
 - b. Industry and BPUB Updates—Marilyn D. Gilbert
2. Public Comments

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 THREE (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**
3. Consideration and Action on Items Pulled Out of Consent
4. Staff Reports and Presentations to the Board
 - a. Financial Report—Monica Cavazos
 - b. Engineering and Legal Fees Monthly Expenses—Monica Cavazos
 - c. City of Brownsville Capital Work Orders Report—Monica Cavazos
 - d. Drought Communication Update—Lupe Garcia/Ryan Greenfeld/Miguel Collis
5. Consideration and Possible Approval of Sponsorship Request from the Children’s Museum of Brownsville—Constanza Miner

G. Recess to Closed Meeting

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

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 contemplated and pending litigation involving Brownsville Public Utilities Board (Sec. 551.071).
3. 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 (Sec. 551.086).
4. Discussion and possible action to select a firm for Bond Counsel Services (Sec. 551.074 and 551.071).
5. Discussion and possible action regarding the annual performance evaluation and compensation of the General Manager and Chief Executive Officer (Sec. 551.074).

RECONVENE OPEN MEETING



H. Consideration and Action on Closed Meeting Items

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

I. Consideration and Action on Future Agenda Items

1. Discussion and/or Requests for Future Agenda Items

J. Adjournment

 
Art Rendon, Chair Joseph Hollmann for Art Rendon



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The meeting will be conducted in accordance with Board Resolution No. 2023-0615 (IC5), the "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 08, 2024 agenda of items to be considered by the BPUB was posted on 1/5/2024.

ATTEST:


 Recording Secretary