

AGENDA

MEETING OF THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES

Tuesday, March 3, 2009, 9:00 A.M.

6th Floor Board Room #609

Administrative Offices

2800 U. S. 281 North

San Antonio, Texas

1. MEETING CALLED TO ORDER.
2. Announcements.
 - A. The San Antonio Water System Board of Trustees will, during the Meeting, close the Meeting and hold an Executive Session pursuant to and in accordance with Chapter 551 of the Texas Open Meetings Act. The Board of Trustees may, at any time during the Meeting, close the Meeting and hold an Executive Session for consultation with its attorneys concerning any of the matters to be considered during the Meeting pursuant to Chapter 551 of the Texas Open Meetings Act.
3. Minutes.
 - A. Approval of the Minutes of the San Antonio Water System Board of Trustees Regular Meeting of February 10, 2009.
4. Ceremonial Items.

No items for this meeting.
5. Citizens to be Heard.

CONSENT AGENDA ITEMS

Items 6– 25

ITEMS CONCERNING THE PURCHASE OF EQUIPMENT, MATERIALS AND SUPPLIES

6. A Resolution accepting recommendations regarding the contracting for certain services, equipment, materials, and supplies, and authorizing the acceptance of bids as follows: (DOUG EVANSON - VICK GARMON)
 - A. Award of Contracts for the Purchase of Materials, Equipment and Services.

No items for this Meeting.

<p>SAN ANTONIO WATER SYSTEM HANDICAPPED ACCESSIBILITY STATEMENT</p>
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<p>The San Antonio Water System building and meeting rooms are handicapped accessible. Individuals with disabilities that may require special accommodations are requested to contact the Board Administrator at 210.233.3859 for assistance.</p>

B. Award of Annual Service and Supply Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

- (MBE) 1. Acceptance of the bid of J & B Transportation to provide: Hauling spoil material, Bid No. 09-0648, for a total of \$259,200.00. (This contract will be utilized to haul and dispose of excess excavated bulk materials resulting from trenching and repair operations in and around Bexar County). This contract will be effective April 1, 2009 through December 31, 2009.)
2. Acceptance of the bid of Progressive Pumps Corporation to provide: Fluoridation equipment parts and service, Bid No. 08-4074A, for a total of \$64,009.25. (This contract will be utilized for the purchase of fluoridation equipment part and service for use in the San Antonio Water System fluoridation process. This contract will be effective Date of Award (March 3, 2009) through December 31, 2009.)
- (WBE) 3. Acceptance of the bid of Macaulay Controls Co., to provide: Fluoridation equipment parts and service, Bid No. 08-4074A, for a total of \$50,000.00. (This contract will be utilized for the purchase of fluoridation equipment part and service for use in the San Antonio Water System fluoridation process. This contract will be effective Date of Award (March 3, 2009) through December 31, 2009.)
4. Acceptance of the bid of Paradise Lawn and Maintenance to provide: Lawn maintenance services for various SAWS locations. Bid No. 08-0743, for a total of \$148,014.90. (This contract will provide lawn maintenance services for various SAWS locations. This contract will be effective Date of Award (March 3, 2009) through December 31, 2009.)
- (WBE) 5. Acceptance of the bid of GreenTree Lawn Care & Landscaping, to provide: Lawn maintenance services for various SAWS locations. Bid No. 08-0743, for a total of \$53,878.50. (This contract will provide lawn maintenance services for various SAWS locations. This contract will be effective Date of Award (March 3, 2009) through December 31, 2009.)

C. Authorization to Utilize the City of San Antonio's Competitive Bidding Process for Annual Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

No items for this Meeting.

D. Authorization to Utilize the City of San Antonio's Competitive Bidding Process for Biennial Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

No items for this Meeting.

E. Award of Biennial Service and Supply Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

No items for this Meeting.

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Developer Customer Contracts

7. A Resolution approving Utility Service Agreements to provide water and/or wastewater service to the tracts listed below which are located over the Edwards Aquifer Recharge or Contributing Zone and within the 5-mile Awareness Zone of Camp Bullis. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer Name	Acreage	Water EDUs	WW EDUs	Board Reason	Water CCN	WW CCN
1	Loop 1604/Gold Canyon Unit 1	SA Gold Canyon, LLC	11.69	108	125	EARZ	Inside	Applied for
2	Olmos Creek Office Park	Javco Investment Properties, LLC	4.41	16	16	EARZ	Inside	Inside
3	UTSA Student Housing	ACC OP Development, LLC.	24.32	130	100	EARZ	Inside	Inside
Totals			<u>40</u>	<u>254</u>	<u>241</u>			
Year-to-Date Totals (January - March 2009)			<u>285</u>	<u>1,110</u>	<u>1,018</u>			
Year-to-Date Totals (January - March 2008)			<u>1,425</u>	<u>1,838</u>	<u>1,125</u>			

Production, Transmission and Treatment Improvements

8. A Resolution approving Change Order No. 7 in the amount of \$75,000.00 in connection with the Salado Creek Water Recycling Center Decommissioning Project; approving total payment in the amount of \$75,000.00 to Hunter Demolition & Wrecking Corp., for the additional project work associated with Change Order No. 7; authorizing additional funds in the amount not to exceed \$75,000.00 for Change Order No. 7 from the project construction contingency fund; authorizing the President/Chief Executive Officer to execute Change Order No. 7, and to pay Hunter Demolition & Wrecking Corp., the additional sum of \$75,000.00 from the project construction contingency fund for the additional project work associated with Change Order No. 7. Total expenditures are: \$75,000.00 for a contingency balance of \$76,108.00. (KELLEY NEUMANN – ASHOK KAJI)
9. A Resolution accepting the bid of Principle Contracting Services in the amount of \$970,257.60 for the Kelly USA Water Infrastructure Improvements Project; awarding a contract to Principle Contracting Services in the amount of \$970,257.60 for the project work; approving the expenditure of funds in the amount of \$970,257.60 for the project work; approving construction contingency expenses in an amount not to exceed \$19,405.00 in connection with the project work; approving total expenditures in an amount not to exceed \$989,662.60 in connection with project work; approving total expenditures in an amount not to exceed \$989,662.60 be made available and

expended from the System's Project Fund for the project work and related construction contingencies; authorizing the President/Chief Executive Officer to execute a construction contract with Principle Contracting Services and to pay Principle Contracting Services the amount of \$989,662.60 for the project work and related construction contingencies. Total expenditures are: \$989,662.60.
(KELLEY NEUMANN – FRANCE PLOCEK)

REPLACEMENT AND ADJUSTMENT PROJECTS

Governmental Relocations and Replacements

- (MBE) 10. A Resolution accepting the bid of Paniagua's Enterprises, Inc., in the amount of \$246,948.00 for the Bradford: Camino Santa Maria to Tulane Project; awarding a construction contract to Paniagua's Enterprises, Inc., in the amount of \$246,948.00 for the project work; approving the expenditure of funds in the amount of \$246,948.00 for the project work; approving construction contingency expenses in an amount not to exceed \$24,694.80 in connection with the project work; approving an amount not to exceed \$271,642.80 be made available and expended from the System's Project Fund for the water project work and related construction contingencies; authorizing the President/Chief Executive Officer to execute a construction contract with Paniagua's Enterprises, Inc., and to pay Paniagua's Enterprises, Inc., an amount not to exceed \$271,642.80 for the project work and related construction contingencies. Located in Council District 7. Total expenditures are: \$271,642.80.
(KELLEY NEUMANN – CINDY KOVACIC)
11. A Resolution approving the expenditure of funds in the amount of \$375,373.26 for the adjustment and replacement of water and sewer facilities by the City of San Antonio in connection with the Hays Street Bridge Rehabilitation Project; approving construction contingency expenses related to the project work in an amount not to exceed \$37,537.33; approving an amount not to exceed \$119,773.50 be made available and expended from the System's Project Fund for the water project work and related construction contingencies; approving an amount not to exceed \$293,137.09 be made available and expended from the System's Project Fund for the sewer project work and related construction contingencies; authorizing the President/Chief Executive Officer to execute an advance funding agreement and to pay in advance to the City of San Antonio an amount not to exceed \$412,910.59 for the project work and related construction contingencies. Located in Council District 2. Total expenditures are: \$412,910.59.
(KELLEY NEUMANN – CINDY KOVACIC)
12. A Resolution approving the expenditure of funds in the amount of \$164,500.00 for the adjustment of water and sewer facilities by the City of San Antonio in connection with the Fiscal Year 2009-2010 Indefinite Delivery Contract for Public Works; approving construction contingency funds in an amount not to exceed \$24,675.00 in connection with the project work; approving an amount not to exceed \$26,450.00 be made available and expended from the System's Project Fund for the sewer project work and related construction contingencies; approving an amount not to exceed \$162,725.00 be made available and expended from the System's Project Fund for the water project work and related construction contingencies; authorizing the President/Chief Executive Officer to reimburse the City of San Antonio an amount not to exceed \$189,175.00 for the project work and related construction contingencies. Located in Council District 2. Total expenditures are: \$189,175.00. (KELLEY NEUMANN – CINDY KOVACIC)
13. A Resolution authorizing the President/Chief Executive Officer to execute an Interlocal Agreement with Bexar County in the amount of \$21,936.24 for the joint construction of

sewer adjustments in connection with the Heritage Park II Project. Total expenditures are: \$21,936.24. (KELLEY NEUMANN – CINDY KOVACIC)

Professional Services

14. A Resolution awarding a professional services contract to Kimley-Horn & Assoc., Inc., in an amount not to exceed \$300,000.00 in connection with the 2009 Engineering Design Services - Governmental Contracts; approving the expenditure of a total amount not to exceed \$300,000.00 for the water and sewer project engineering work; approving the expenditure of funds in an amount not to exceed \$150,000.00 from the System's Project Fund for the water project engineering work; approving the expenditure of funds in an amount not to exceed \$150,000.00 from the System's Project Fund for the sewer project engineering work; authorizing the President/Chief Executive Officer to execute a professional services contract with Kimley-Horn & Assoc., Inc., and to pay Kimley-Horn & Assoc., Inc., an amount not to exceed \$300,000.00 for the project engineering work. Total expenditures are: \$300,000.00. (KELLEY NEUMANN – CINDY KOVACIC)
- (MBE) 15. A Resolution awarding a professional services contract to LNV Inc., dba LNV Engineering in an amount not to exceed \$300,000.00 in connection with the 2009 Engineering Design Services - Governmental Contracts; approving the expenditure of a total amount not to exceed \$300,000.00 for the water and sewer project engineering work; approving the expenditure of funds in an amount not to exceed \$150,000.00 from the System's Project Fund for the water project engineering work; approving the expenditure of funds in an amount not to exceed \$150,000.00 from the System's Project Fund for the sewer project engineering work; authorizing the President/Chief Executive Officer to execute a professional services contract with LNV Inc., dba LNV Engineering and to pay LNV Inc., dba LNV Engineering an amount not to exceed \$300,000.00 for the project engineering work. Total expenditures are: \$300,000.00. (KELLEY NEUMANN – CINDY KOVACIC)
- (MBE) 16. A Resolution awarding a professional services contract to Maestas & Bailey, Inc., in an amount not to exceed \$300,000.00 in connection with the 2009 Engineering Design Services - Governmental Contracts; approving the expenditure of a total amount not to exceed \$300,000.00 for the water and sewer project engineering work; approving the expenditure of funds in an amount not to exceed \$150,000.00 from the System's Project Fund for the water project engineering work; approving the expenditure of funds in an amount not to exceed \$150,000.00 from the System's Project Fund for the sewer project engineering work; authorizing the President/Chief Executive Officer to execute a professional services contract with Maestas & Bailey, Inc., and to pay Maestas & Bailey, Inc., an amount not to exceed \$300,000.00 for the project engineering work. Total expenditures are: \$300,000.00. (KELLEY NEUMANN – CINDY KOVACIC)
- (SBE) 17. A Resolution awarding a professional services contract to Slay Engineering Co., Inc., in an amount not to exceed \$300,000.00 in connection with the 2009 Engineering Design Services - Governmental Contracts; approving the expenditure of a total amount not to exceed \$300,000.00 for the water and sewer project engineering work; approving the expenditure of funds in an amount not to exceed \$150,000.00 from the System's Project Fund for the water project engineering work; approving the expenditure of funds in an amount not to exceed \$150,000.00 from the System's Project Fund for the sewer project engineering work; authorizing the President/Chief Executive Officer to execute a professional services contract with Slay Engineering Co., Inc., and to pay Slay Engineering Co., Inc., an amount not to exceed \$300,000.00 for the project engineering work. Total expenditures are: \$300,000.00. (KELLEY NEUMANN – CINDY KOVACIC)

WATER RESOURCES PROJECTS

Professional Services

18. **A Resolution approving Contract Amendment No. 5 and amending Resolution No. 05-517 as previously amended by Resolution Nos. 06-032, 06-288, 07-112, 07-403, and 08-213 by approving the reallocation of \$294,500.00 for professional services by R.W. Beck, Inc., in connection with the Brackish Groundwater Desalination Feasibility Assessment; authorizing the President/Chief Executive Officer or his designee to execute Contract Amendment No. 5. Total reallocated amount is: \$294,500.00. (KELLEY NEUMANN – ESTHER HARRAH)**

MISCELLANEOUS PROJECTS

19. **A Resolution exercising a contract extension option with International Diving Services, LLC, in a total amount not to exceed \$283,927.00 for potable and reuse water tank cleaning and inspection, and emergency response services, provided from March 3, 2009 through December 31, 2009; authorizing the expenditure in an amount not to exceed \$283,927.00 from the System Fund for Fiscal Year 2009; authorizing the President/Chief Executive Officer or his designated representative to execute the extension to the tank cleaning and inspection services contract with International Diving Services, LLC, and to pay International Diving Services, LLC an amount not to exceed \$283,927.00 for tank cleaning and inspection services provided from March 3, 2009 through December 31, 2009. Total expenditures are: \$283,927.00. (STEVE CLOUSE – PHIL COOK)**

INFORMATION SERVICES ITEMS

20. **A Resolution approving the renewal of an Agreement with Bentley Systems, Inc., in an amount not to exceed \$70,026.00 for the Select Program to provide software licensing and related services for the period March 27, 2009 through March 26, 2010; authorizing a one time expenditure from the System Fund in an amount not to exceed \$70,026.00 to Bentley Systems, Inc., for the Select Program authorizing the President/Chief Executive Officer to execute the renewal of the Agreement with Bentley Systems, Inc., and authorizing the President/Chief Executive Officer or his designee to pay Bentley Systems, Inc., an amount not to exceed \$70,026.00 for software licensing and related products for the period March 27, 2009 through March 26, 2010. Total expenditures are: \$70,026.00. (DOUG EVANSON – JOE SAMPLES)**
21. **A Resolution authorizing payment to Environmental Systems Research Institute, Inc., in a total amount not to exceed \$58,273.43 for annual geographic information systems software maintenance; authorizing that \$58,273.43 be expended from the 2009 System Fund for payment of annual geographic information systems software maintenance for applications utilized by the San Antonio Water System; authorizing the President/Chief Executive Officer or his designee to pay Environmental Systems Research Institute, Inc., an amount not to exceed \$58,273.43 for payment of annual geographic information systems software maintenance for applications utilized at the San Antonio Water System. Total expenditures are: \$58,273.43. (DOUG EVANSON – JOE SAMPLES)**
22. **A Resolution approving the first option to extend the term of the Agreement with Verizon Wireless for unlimited wireless broadband access for one year; authorizing expenditures in an amount not to exceed \$150,000.00 from the System Fund to Verizon Wireless for unlimited wireless broadband access for Fiscal Year 2009; amending Resolution No. 07-423 to allow the President/Chief Executive Officer or his designee, if staff determines it to be in the best interest of the System, to exercise the two remaining options to extend the term of the Agreement with Verizon Wireless for unlimited**

wireless broadband access and pay Verizon Wireless an amount not to exceed \$150,000.00 per year for each of the two remaining one year option periods, pursuant to and contingent upon the Board's approval of the budgets for the subsequent Fiscal Years with a line item for such expenditures; authorizing the President/Chief Executive Officer or his designee to execute all documents necessary to extend the term of the Agreement with Verizon Wireless. Total expenditures are: \$150,000.00 per year for three, one-year option extensions. (DOUG EVANSON – JOE SAMPLES)

HUMAN RESOURCES ITEMS

23. A Resolution accepting the proposal of and awarding a contract to Alamo City Medical Group in an amount not to exceed \$875,000.00 to provide medical services and treatment provider services for the System for the period of April 1, 2009 through April 1, 2012, with three successive one-year term extensions; authorizing expenditures for Fiscal Year 2009 from the System Fund, and authorizing expenditures for subsequent years to be pursuant to and contingent upon Board approval of the subsequent years budgets with a line item for such expenditures; authorizing the President/Chief Executive Officer to further negotiate and execute a contract and all related documents with Alamo City Medical Group for the System's medical services and treatment provider from April 1, 2009 through April 1, 2012, with three successive one-year term extensions and to pay Alamo City Medical Group an amount not to exceed \$875,000.00 for medical services and treatment provider services from April 1, 2009 through April 1, 2012, with three successive one-year term extensions. Total expenditures are: \$875,000.00 per year. (JERRY BAILEY – NEIRA WHITE)

FINANCIAL ITEMS

24. A Resolution requesting the City Council of San Antonio to approve an Ordinance to adopt an Amendment to the Standby Bond Purchase Agreement relating to the City of San Antonio, Texas Water System Subordinate Lien Revenue and Refunding Bonds, Series 2003-A and 2003-B; and other matters in connection therewith. (DOUG EVANSON)

MISCELLANEOUS ITEMS

25. A Resolution authorizing an Amendment of the Agreement between the San Antonio Water System and the San Antonio Area Foundation for the management of Project Agua funds; and authorizing the San Antonio Water System and the San Antonio Area Foundation to begin utilizing the corpus of Project Agua donations and funds in its effort to continue providing community assistance. (STACEY ISENBERG – EMMA BRIDGES - JOSEPH RAMON)

ITEMS FOR INDIVIDUAL CONSIDERATION

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Developer Customer Contracts

- (SBE) 26. A Resolution accepting the bid of Wauters Engineering, LLC, in the amount of \$1,615,905.00 for the construction of the 24-inch water main in connection with the

**Winwood Phase 2, 24-Inch Oversize Approach Main (12-Inch Required) Project; awarding a construction contract to Wauters Engineering, LLC in the amount of \$1,615,905.00 for the project work; authorizing the expenditure of System funds in the amount of \$1,066,497.30 for the System's proportionate share of the project work; authorizing the expenditure of System funds in the amount of \$106,649.73 for the System's proportionate share of the engineering design fees; authorizing the System's proportionate share of the construction contingency expenses in an amount not to exceed \$35,000.00 in connection with the project work; authorizing a total amount not to exceed \$1,208,147.03 from System's 2009 Capital Improvements Plan Oversize Projects Fund for the System's proportionate share of the project work, engineering fees, and construction contingency expenses related to the project work; authorizing the President/Chief Executive Officer to execute a contract with Post River Sundance Ranch Ltd., and Wauters Engineering, LLC., and provide payment in an amount not to exceed \$1,208,147.03 to Wauters Engineering, LLC, in care of Post River Sundance Ranch Ltd., for the System's proportionate share of the cost to oversize the proposed water mains. Total expenditures are: \$1,208,147.03.
(KELLEY NEUMANN – SAM MILLS)**

Professional Services

- 27. A Resolution amending Resolution No. 08-111 by approving the additional expenditure of funds in an amount not to exceed \$1,043,342.00 for design and construction phase services by Chiang, Patel, & Yerby, Inc., in connection with the Dos Rios and Leon Creek Water Recycling Centers Tertiary Filters Project; approving additional expenditures of funds in the amount not to exceed \$1,043,342.00 from the System's Project Fund for continued engineering services associated with the project; authorizing the President/Chief Executive Officer to pay an additional amount not to exceed \$1,043,342.00 to Chiang, Patel, & Yerby, Inc., for continued engineering services. Total expenditures are: \$1,043,342.00 for a revised contract amount of \$1,216,772.00.
(KELLEY NEUMANN – ASHOK KAJI)**
- 28. A Resolution approving Contract Amendment No. 1 in the amount of \$1,646,620.00 in connection with the Western Watershed Sewer Relief Line - Hwy. 90 to S.W. Loop 410(Lower Segment); amending the scope of services of the project work to include Phase B through construction phase services for the lower segment of the project to be performed by Camp, Dresser And McKee, Inc.; amending Resolution No. 07-223, by approving additional expenditures in an amount not to exceed \$1,646,620.00 for additional engineering services by Camp, Dresser, & McKee, Inc., in connection with the Western Watershed Sewer Relief Line - Hwy. 90 to S.W. Loop 410 (Lower Segment); approving the expenditure of an additional amount not to exceed \$1,646,620.00 from the System's Project Fund for the wastewater related Phase B and construction engineering services for the lower segment; approving the expenditure of an additional amount not to exceed \$156,225.00 from the System's Project Fund for the wastewater related supplemental engineering services for the lower segment; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 1 and to pay Camp, Dresser, & McKee, Inc., an additional amount not to exceed \$1,646,620.00 for additional engineering services in connection with the project work associated with the lower segment. Total expenditures are: \$1,646,620.00 for a revised contract amount of \$2,888,266.00. (KELLEY NEUMANN –FRANCES PLOCEK)**

REPLACEMENT AND ADJUSTMENT PROJECTS

Governmental Relocations and Replacements

29. **A Resolution approving the expenditure of funds in the amount of \$2,439,955.60 for the replacement and adjustment of water and wastewater facilities by the City of San Antonio in connection with the Octavia #63 Phase II, Part 3 Project; approving an amount not to exceed \$243,995.56 for construction contingency expenses related to the project work; approving an amount not to exceed \$1,517,576.94 be made available and expended from the System's Project Fund for the water project work and related construction contingency expenses; approving an amount not to exceed \$1,166,374.22 be made available and expended from the System's Project Fund for the sewer project work and related construction contingency expenses; authorizing the President/Chief Executive Officer to pay to the City of San Antonio an amount not to exceed \$2,683,951.16 for the project work and related construction contingency expenses. Located in Council Districts 3 and 5. Total expenditures are: \$2,683,951.16. (KELLEY NEUMANN – CINDY KOVACIC)**

30. **BRIEFING SESSION.**

- A. **Briefing and deliberation regarding Mr. Mitchell's visit to the El Paso Desalination Facility. (WILLIE A. MITCHELL, TRUSTEE)**
- B. **Briefing and deliberation regarding the Edwards Aquifer Recovery Implementation Program. (KELLEY NEUMANN – CALVIN FINCH)**
- C. **Briefing and deliberation regarding State and Federal Legislative Activities related to the following: (GREG FLORES – DONOVAN BURTON)**
 - 1. **SAWS' State Legislative Agenda**
 - 2. **Water Related Bills filed at the State Legislature**
 - 3. **Federal Stimulus**
 - 4. **SAWS' Congressional Agenda**

31. **President/Chief Executive Officer's Report. Presentation of and deliberation on the following items:**

- A. **Outreach efforts of the Water Management Plan update and the Plan's costs.**

32. **Chairman of the Board Initiative. Presentation of and deliberation on the following items:**

- A. **Water Management Plan update and outreach efforts.**

33. **Inquiries.**

34. **The Regular Session of the March 3, 2009, Regular Board Meeting is hereby recessed to hold an Executive Session and discuss the matters listed below pursuant to Sections 551.071, 551.072, 551.073, and 551.074 of the Texas Open Meetings Act.**

35. **EXECUTIVE SESSION.**

- A. **Consultation with attorneys and deliberation regarding the appointment, employment, reassignment, duties, discipline, or dismissal of a public officer or employee. (FRANK STENGER-CASTRO – BILL CROW)**

- B. Consultation with attorneys and deliberation regarding Civil Action No. SA-06-CA-0477RF; *Roland Velez Reyes v. San Antonio Water System*, In the United States District Court for the Western District of Texas, San Antonio Division. (FRANK STENGER-CASTRO - BILL CROW)
 - C. Consultation with attorneys and deliberation regarding potential litigation relating to matters in connection with wastewater permit compliance issues. (FRANK STENGER-CASTRO)
 - D. Consultation with attorneys and deliberation regarding legal issues related to the Applications to the Gonzales County Underground Water Conservation District for Drilling, Production, and Transportation Permits Associated with the Regional Carrizo Water Supply Program. (FRANK STENGER-CASTRO - STEVE KOSUB)
 - E. Consultation with attorneys and deliberation regarding legal issues related to the Definitive Agreement between the San Antonio Water System and the Lower Colorado River Authority. (FRANK STENGER-CASTRO - STEVE KOSUB)
 - F. Consultation with attorneys and deliberation regarding Cause No. 2007-CI-17002, *North Star Mall, L.L.C. v. San Antonio Water System, et al.*, In the 407th Judicial District Court, Bexar County, Texas. (FRANK STENGER-CASTRO - BILL CROW)
 - G. Consultation with attorneys and deliberation regarding legal matters and potential litigation relating to the San Antonio River Improvement Historic Mission Reach Phase II Emergency Bypass Operation Project. (FRANK STENGER-CASTRO AND SCOTT OLIVER)
 - H. Consultation with attorneys for the San Antonio Water System and its Board of Trustees, and consideration of matters in which the duty of the attorney to the San Antonio Water System and its Board of Trustees under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of the Texas Open Meetings Act. (FRANK STENGER-CASTRO)
36. The Regular Session of the Regular Board Meeting of March 3, 2009, is hereby reconvened.
37. Adjournment. THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES MEETING OF MARCH 3, 2009, IS HEREBY ADJOURNED.