

NOTICE OF OPEN MEETING MARCH BOARD OF TRUSTEES GoToMeeting - https://global.gotomeeting.com/join/529546853 March 25, 2021 at 1:00 PM www.nbutexas.com

AGENDA

NOTICE: Governor Abbott has temporarily suspended certain requirements of the Open Meetings Act in response to the COVID-19 public health disaster. Specifically, governmental entities are permitted to meet by telephone or video conference provided the meetings are audible to members of the public and allow for two-way communication. The suspension of certain requirements of the Open Meetings Act is intended to reduce in-person meetings and the spread of COVID-19, while maintaining government transparency.

The NBU Board of Trustees' meeting scheduled for March 25, 2021, at 1:00 p.m. will be held by video conference. Members of the public may join the meeting from a computer, tablet, or smartphone at https://global.gotomeeting.com/join/529546853. Members of the public may also participate in the video conference by telephone at (866) 899-4679. The access code for the video conference link and dial-in telephone number is 529-546-853. Both the link and telephone number are free of charge. Members of the public will be allowed to participate during the Public Comment period and discuss any item on the Agenda. Public comment will not be allowed during any other part of the meeting unless approved by the Board President.

A recording of the video conference will be made available to the public on NBU's website at http://www.nbutexas.com/About-Us/Schedule-of-Meetings-and-Agendas after the meeting.

PLEDGE OF ALLEGIANCE AND INVOCATION

Board Trustee Wayne Peters

PUBLIC COMMENT

PRESENTATIONS

1. Presentation to Communities in Schools (CIS)

RECOGNITIONS

1. Employee Recognitions

ITEMS FROM THE CHAIR

1. Report from Investment Committee

ITEMS FROM STAFF

- 1. CEO's Update
- 2. Financial Update and Report

- 3. Monthly Update on Customer Accounts
- 4. Monthly Update on COVID-19
- 5. Monthly Update on February 2021 Winter Storm

CONSENT ITEMS FOR ACTION

- 1. Approve Minutes of the NBU Regular Board Meeting of February 25, 2021
- 2. Approve the Change Order Log from January 15, 2021, through February 15, 2021
- 3. Approve the Reports for Water and Electric Engineering Contracts from August 1, 2020, through February 15, 2021
- 4. Adoption of Resolution #145 Authorizing Proposed Changes to the New Braunfels Utilities Investment Policy
- 5. Authorize Proposed Changes to the New Braunfels Utilities Financial Policy

ACTION ITEMS

- 1. Discuss and Consider Proposed Changes to the New Braunfels Utilities Service Conditions Policy
- 2. Discuss and Consider Ratifying the Memorandum of Agreement dated April 5, 2016, among New Braunfels Utilities, the United States Army Corps of Engineers, the Texas State Historic Preservation Officer, the City of New Braunfels, and Comal County Historical Commission; and Authorize the CEO or His Designee to Execute the Amendment to the Memorandum of Agreement to Protect Historic Features and Preserve Unique Historical Items at the Headwaters at the Comal Site

PRESENTATION ITEMS

- 1. Presentation and Update of the Strategic Plan Second Quarter, FY 2021
- 2. Presentation on the NBU Engagement Survey
- 3. Presentation on Customer Bill Management Program

EXECUTIVE SESSION

The Board of Trustees may recess into Executive Session for any purpose permitted by the Texas Open Meetings Act, including but not limited to:

- 1. Power Supply Resources Competitive Matters (Section 551.086 – Texas Government Code)
- 2. Consultation with Attorney Regarding Pending or Contemplated Litigation and Other Matters Protected by Attorney Client Privilege; Power Supply Resources – Competitive Matters (Section 551.071 – Texas Government Code; Section 551.086 – Texas Government Code)

- a. Consider Matters Associated with Pricing Information, Risk Management, Contracts Relating to, and Actions Taken by ERCOT in Response to the February 2021 Winter Storm
- 3. Consultation with Attorney Regarding Matters Protected by Attorney Client Privilege (Section 551.071 Texas Government Code)
 - a. Discuss the Utility Construction Cost Sharing Agreement for the Copper Ridge Subdivision and Related Amendments and Modifications, all among NBU, Southerland Communities NB Land Properties, Ltd., and Southerland Copper Ridge, LLC
- Consultation with Attorney Regarding Pending or Contemplated Litigation and Other Matters Protected by Attorney Client Privilege; Personnel Matters (Section 551.071 – Texas Government Code; Section 551.074 – Texas Government Code)
 - a. Deliberate Plan and Strategy for Implementation of Executive Agreement for Chief Executive Officer

The Board of Trustees upon reconvening in Open Session will discuss and consider any action if necessary regarding closed session items.

RECONVENE INTO OPEN SESSION AND TAKE ANY NECESSARY ACTION RELATING TO THE EXECUTIVE SESSION AS DESCRIBED ABOVE

ADJOURN

If you require assistance in participating at a public meeting due to a disability as defined under the Americans with Disabilities Act, reasonable assistance, adaptations or accommodations will be provided upon request. Please contact the Board's Executive Assistant at least three (3) days prior to the scheduled meeting date, at (830) 629-8400, or NBU Main Office at 263 Main Plaza, New Braunfels, Texas, for additional information.

CERTIFICATE OF POSTING

I, Ian Taylor, Secretary to the Board of Trustees, do hereby certify that this Notice of Meeting was posted at the City of New Braunfels City Hall, 550 Landa Street, New Braunfels, Texas, and New Braunfels Utilities Main Office, 263 Main Plaza, New Braunfels, Texas, on the **19th day of March, 2021**, and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Ian Taylor, Chief Executive Officer

Ian Taylor, Chief Executive Officer Secretary to the Board of Trustees