

Lavaca-Navidad River Authority

Minutes of February 24, 2021 Board Meeting

A meeting of the Lavaca-Navidad River Authority Board of Directors was held on Wednesday, February 24, 2021 at 7:30 a.m. in the Board Meeting Room of the Lavaca Navidad River Authority Office Complex, 4631 FM 3131, located approximately seven (7) miles east of Edna, Jackson County, Texas off FM 3131 and also was available through video teleconference. Board members present were President Kubecka, Vice President Adelman, and Directors Aimone, Johs, Kucera, Steffek, Storz, and Taylor. Also present was LNRA Staff: Brzozowski, Anders, Gregory, Martin, Pearson, Terry, Clark, and Crenshaw. Bill Dugat of Bickerstaff Heath Delgado Acosta LLP was present via video conference.

President Kubecka called the meeting to order.

Public Comments

There were no public comments.

General Manager's Report

- TWDB State Flood Planning Initiative – Region 10
- Community Education Center Project Update
- Texana Bridge Culvert Project Update
- Youth Deer Hunt – January 15-17, 2021
- Texana Chili Spill – November 11-13, 2021
- Recreation Strategic Planning – March 4, 2021
- TWCA Virtual Annual Convention – March 3-5, 2021
- Inclement Weather Briefing

Consent Agenda

President Kubecka called for questions or comments to the Consent Agenda items as follows:

1. Consider approval of Board meeting minutes of January 20, 2021 and act as necessary.
2. Consider approval of Executive Committee meeting minutes of January 27, 2021 and act as necessary.
3. Consider acceptance of January 2021 financial statements and act as necessary.
4. Consider approval of invoices for payment and act as necessary.

Director Adelman moved to approve the Consent Agenda items 1-4 as presented. Director Steffek seconded the motion. Motion passed.

Regular Agenda

Geophysical Investigation by Willowstick Technologies, LLC

The Executive Committee met on January 27, 2021 to discuss the boil present on the downstream of the east drop structure. The Committee viewed videos of the area.

Willowsitck Technologies, LLC has submitted a Scope of Work and Fee Estimate to conduct a geophysical investigation to identify, map, and model preferential seepage flow paths through, beneath or around a section of the maximum dam embankment and determine whether distinct seepage paths exist. This will allow LNRA to locate areas of concentrated seepage flows which will assist with developing stability remedial or monitoring measures should they be necessary. Fee estimate is \$ 58,000. The Committee was presented a copy of the SOW for their review.

The Executive Committee agreed to engage Willowstick to conduct a geophysical investigation of the Palmetto Bend Dam. Funds are available in the professional services reserve fund.

The Board was presented a copy of the signed Willowstick Services Agreement and Exhibit A – Willowstick Proposal for review.

Director Kucera moved to approve the addition of Willowstick Technologies, LLC to LNRA Professional Services List and ratify Executive Committee’s approval to engage Willowstick Technologies, LLC to conduct a geophysical investigation of the Palmetto Bend Dam and associated funding as presented. Director Taylor seconded the motion. Motion passed.

Proposed Reserve Contingency Fund Reallocations

Brzowski briefed the Board on the proposed reserve contingency fund reallocations. The Board was presented a copy of the proposed reallocations.

Director Adelman moved to approve the proposed reserve contingency fund reallocations as presented. Director Storz seconded the motion. Motion passed.

Proposed Reserve Contingency Fund Expenditures

Brzowski briefed the Board on the proposed reserve contingency fund expenditures as follows:

Recreation

Water Well Building Upgrades (Brackenridge and Texana Parks)	\$ 5,000.00
Two (2) John Deere Gators (2020)	\$ 17,360.66
John Deere 5055E Utility Tractor	\$ 21,803.18
Community Education Center Furniture	\$ 16,895.97
Community Education Center Flatwork	\$ 20,076.00
Agricultural Vacuum	\$ 10,845.00

The Board previously approved \$13,400.00 for a demo ag vacuum. After further inspection of the ag vacuum, it was determined there is more value and a longer life expectancy of a new ag vacuum. The new ag vacuum cost is \$ 24,245.00.

In accordance with LNRA BOARD POLICY 304 – PROCUREMENT, bids are solicited for the proposed expenditures.

Director Taylor moved to approve the proposed reserve contingency fund expenditures as presented. Director Johs seconded the motion. Motion passed.

Expenses Associated with Lease Agreement between LNRA/Texas A&M

The Board previously approved the lease agreement between LNRA and Texas A&M University for the Native Seed Program.

Brzowski informed the Board that the reimbursable cost figure is \$65,374 according to the agreement.

Total funding needed is \$96,794 as indicates below:

Water Well	\$ 47,340
Water Well Building	\$ 1,500
Secondary Electrical/Controls	\$ 2,500
Primary Three Phase	\$ 11,454
Game Proof Fence	\$ 34,000

Funds are available in the Environmental Recreation Fund.

Director Kucera moved to approve the proposed expenditures and funding for expenses associated with the lease agreement between LNRA and Texas A&M University for the Native Seed Program as presented. Director Taylor seconded the motion. Motion passed.

Texas Commission on Law Enforcement Required Reporting

Brzowski informed the Board that in compliance with Texas Commission on Law Enforcement (TCOLE), LNRA must file a full report including a comparative analysis, or a report of exempt status regarding racial profiling. It is not the policy of LNRA to make traffic stops in the routine performance of the officers' official duties.

The Board was presented a copy of the LNRA full Exemption Racial Profiling Report as submitted to TCOLE.

Lake Texana Yield Enhancement Project

Brzozowski informed the Board that an update from TCEQ had been requested, but LNRA has not received a response. Conversation with Formosa regarding the property is ongoing with plans to meet with the Company in the next few month.

The Board was presented a copy of the status report from Freese and Nichols for January 1-31, 2021 and a copy of the memorandum from Bickerstaff regarding tasks to address title issues.

The Board meeting adjourned at 8:21 a.m.

Ronald Kubecka
President

Terri Parker
Secretary-Treasurer