

Lavaca-Navidad River Authority

Minutes of May 20, 2020 Board Meeting

A meeting of the Lavaca-Navidad River Authority Board of Directors was held on Wednesday, May 20, 2020 at 7:30 a.m. through video teleconference. Board members present in the teleconference were President Kubecka, Directors Adelman, Parker, Aimone, Johs, Kucera, Steffek, and Taylor, and LNRA Staff: Brzozowski, Anders, Gregory, Hartl, Martin, Pearson, Terry, Crenshaw, and Sklar. Bill Dugat of Bickerstaff Heath Delgado Acosta LLP was also present via video conference.

President Kubecka called the meeting to order.

Public Comments

There were no public comments.

General Manager's Report

Brzozowski reported on the following:

- LNRA Impacts and Response to COVID-19 Pandemic
- Community Education Center Project Update
- EDS Valve Replacement Project
- ROW Project
- Stop Log Project
- Texana Road Crossing Rehabilitation Project
- USGS Joint Funding Agreement 2020-2021

Consent Agenda

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

1. Consider approval of Board meeting minutes of April 15, 2020 and act as necessary.
2. Consider approval of Scholarship Committee meeting minutes of April 16, 2020 and act as necessary.
3. Consider acceptance of April 2020 financial statements and act as necessary.
4. Consider approval of invoices for payment and act as necessary.
5. Consider approval of proposed budget amendment and act as necessary.

Director Adelman moved to approve the Consent Agenda items 1-5 as presented. Director Parker seconded the motion. Motion passed.

Regular Agenda

Prosperity Bank Depository Agreement

Brzozowski briefed the Board on the Prosperity Bank Depository Bid Agreement proposed modified interest rates. Prosperity is currently LNRA’s depository bank with a four-year agreement ending June 30, 2023. Due to significant changes in market interest rates, Prosperity Bank is proposing to modify the interest rates through the current maturity date of the agreement effective May 24, 2020 as follows:

NOW account sheet rate as it changes +.15% (current sheet rate .05%, new rate = .20%)

Director Johs moved to approve Prosperity Bank Depository Bid Agreement proposed modified interest rates as presented. Director Taylor seconded the motion. Motion passed.

TCDRS Qualified Replacement Benefit Arrangement

Martin briefed the Board on the proposed Texas County and District Retirement System (TCDRS) Qualified Replacement Benefit Arrangement. This Arrangement is for the purpose of providing for the payment of that portion of the annual retirement benefits that had been accrued by and would otherwise be payable with respect to a member of the TCDRS but for the limitation on the payment of benefits under Section 415 of the Internal Revenue Code (IRC415). The Arrangement will allow LNRA to pay the retiree directly that portion that is beyond the limit set by the IRC415.

Director Adelman moved to approve the TCDRS Qualified Replacement Benefit Arrangement as presented. Director Steffek seconded the motion. Motion passed.

Reserve Contingency Fund Reallocations and Expenditures.

Brzozowski briefed the Board on the proposed reserve contingency fund reallocations between categories and associated expenditures for the Texana Park office renovations and roof replacement as follows:

Proposed reallocation of funds:	Texana Park Office Renovations	\$ 5,000.00
	Texana Park Roof Replacement	\$ (5,000.00)
Texana Park Office Proposed Expenditure		\$ 30,000.00
Texana Park Roof Replacement		\$ 9,000.00

Director Johs moved to approve the proposed reserve contingency fund reallocations and expenditures for the Texana Park office renovations and roof replacement as presented. Director Parker seconded the motion. Motion passed.

LNRA Board Policy 305 – Information Technologies

Brzozowski informed the Board that in accordance with Texas Government Code 2054.5191, LNRA will identify employees who have access to a LNRA computer system or database and at least annually require employees complete a certified cybersecurity training program. LNRA Board Policy 305 – Information Technologies 305.20 POLICY is proposed to be revised to add 900- LNRA Information

Security and Training Policy. The Board was presented a copy of the proposed Board Policy 305 and the associated 900 - LNRA Information Security and Training Policy for their review.

Director Taylor moved to approve revised LNRA Board Policy 305 – Information Technologies and associated expenditure as presented. Director Adelman seconded the motion. Motion passed.

Capital Improvement Fund Reallocations and Proposed Expenditure

Brzowski briefed the Board on the stop log project. Two stop logs have been completed. The Board was asked to approve Capital Improvement Fund reallocations and the associated expenditure for the refurbishment of stop log #3 and gate seal assemblies for 13 stop logs.

Estimated cost for the refurbishment of stop log #3 is \$ 30,000 and the thirteen gate seals is \$35,000.

Director Taylor moved to approve capital improvement fund reallocations and proposed expenditure for stop log #3 and gates seal assemblies as presented. Director Steffek seconded the motion. Motion passed.

Review of LNRA Ordinance No. 1

Brzowski presented the Board with a draft copy of the revised LNRA Ordinance No. 1. He asked the Board to review the Ordinance and proposed revisions and/or recommendations would be discussed at the June Board meeting.

No action was taken.

Lease Agreement with Texas Native Seeds

Brzowski presented the Board with a draft copy of the revised Lease Agreement with Texas Native Seeds, Caesar Kleberg Wildlife Research Institute, Texas A&M University-Kingsville.

Director Taylor moved to approve the revised Lease Agreement with Texas Native Seeds as presented. Director Kucera seconded the motion. Motion passed.

Election of Board of Director Officers

President Kubecka informed the Board that the current Board of Director Officer's terms would expire May 31, 2020. He requested nominations for officers.

Director Taylor moved to nominate Director Parker for Secretary-Treasurer. Director Aimone seconded the motion.

Director Parker moved to nominate Director Adelman as Vice President. Director Steffek seconded the motion.

Director Adelman moved to nominate Director Kubecka as President. Director Johs seconded the motion.

There were no further nominations. Motions passed, and all nominees were elected.

Briefing on LNRA Board Committee Assignments

The Board was asked to review the proposed individual assignments, committee structure, and function of each committee.

Briefing on Lake Texana Yield Enhancement Project

The Board was presented a copy of the Lake Texana Yield Enhancement Project Status Report as prepared by Freese and Nichols.

President Kubecka declared the Board to convene in Executive Session, 551.071 (Consultations with Attorney) and 551.072 (Deliberations about Real Property) under Texas Government Code at 8:34 a.m.

Executive Session ended at 8:54 a.m. and President Kubecka declared the full Board to be in Open Session.

Meeting adjourned at 8:54 a.m.

Ronald Kubecka
President

Terri Parker
Secretary-Treasurer