



**NOTICE OF OPEN MEETING**  
**JUNE BOARD OF TRUSTEES**  
NBU Board Room, 263 Main Plaza, New Braunfels, Texas 78130  
June 25, 2026 at 1:00 PM  
[www.nbutexas.com](http://www.nbutexas.com)

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## AGENDA

### CALL TO ORDER

### PLEDGE OF ALLEGIANCE AND INVOCATION

Board Vice President Judith Dykes-Hoffmann

### RECOGNITIONS

1. Recognition of Mayor Neal Linnartz
2. Resolution Recognizing Charles Schoening for his Years of Service with Arcadis

### PUBLIC COMMENT

### ITEMS FROM THE CHAIR

1. Update from the Investment Committee
2. Any Items Permitted Under Section 551.0415 of the Texas Government Code

### ITEMS FROM STAFF

1. CEO's Update
    - a. NBU Staff attends 3rd Annual Texas Public Power Corridor (TxPPC) Technology Symposium
    - b. NBU Water Operations Team Completes Fire Hydrant Bonnet Painting Project
    - c. NBU Community Engagement Team Volunteers at Local Community Events and Participates in Community Career Fairs, Leaders Camps, Mock Interviews, Job Fairs, and Expositions at Local School District Campuses
    - d. Headwaters at the Comal Hosts a Two-Week Summer Camp for Elementary Students
    - e. NBU Employees Andrew Cummings and Jason Theurer Selected to Attend University of Idaho Energy Executive Course
    - f. NBU Earns a First Place TAMI Award from the Texas Association of Municipal Information Officers (TAMIO) for the "News Flush" Internal Signage Campaign
    - g. Any Other Items Permitted Under Section 551.0415 of the Texas Government Code
  2. Financial Update and Report
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3. Monthly NBU Backup Operations Center and Headquarters Progress Update

**CONSENT ITEMS FOR ACTION**

1. Approve Minutes of the NBU Regular Board Meeting of May 26, 2026
2. Approve Minutes of the NBU Board Workshop of June 11, 2026
3. Approve the Change Order Log from April 15, 2026, through May 15, 2026
4. Approve the Electric Line of Business Alternative Procurements from April 15, 2026, through May 15, 2026
5. Approve the Reports for Water and Electric Engineering Contracts from August 1, 2025, through May 15, 2026
6. Authorize the CEO or His Designee to Negotiate and Execute a Professional Services Agreement with Arcadis, U.S., Inc. for Water Resource Planning for Fiscal Years 2027 and 2028
7. Authorize the CEO or His Designee to Negotiate and Execute a Construction Contract with Associated Construction Partners, Ltd for the Construction of the Well 6 Improvements Project
8. Authorize the CEO or His Designee to Negotiate and Execute a Construction Contract with Argo Utilities, LLC, for the Construction of the Emergency Preparedness Plan Generators, Phase 2 Project, as Required by Senate Bill 3, Acts 2021, 87th Texas Legislature, Regular Session
9. Authorize the CEO or His Designee to Negotiate and Execute a Construction Contract Between NBU and the City of New Braunfels, Jointly, and Pesado Construction Company, Inc. for the Coll Street Drainage and Reconstruction Improvements Project
10. Authorize the CEO or His Designee to Negotiate and Execute a Second Amendment to the Amended and Restated Professional Services Agreement with Quiddity Engineering, LLC, d/b/a Jones and Carter, Inc., for the Design of the Sam C. McKenzie, Jr. Water Reclamation Facility Expansion Project
11. Authorize the CEO or His Designee to Negotiate and Execute a First Amendment to the Professional Services Agreement with Garver, LLC for the Design of the Gruene Lift Station Expansion Project
12. Authorize the CEO or His Designee to Negotiate and Execute a Letter of Agreement for Custom Work with AT&T for Conduit Bank Realignment Related to the South Kuehler Interceptor Phase 1 Project
13. Authorize the CEO or His Designee to Negotiate and Execute a Third Amended and Restated Utility Construction Cost Sharing Agreement Among New Braunfels Utilities, Southstar at Mayfair, LLC, MNB Real Estate Investments, LLC, Southstar at Mayfair Developer, LLC, and Beaverhead NB, LLC Related to the Mayfair Development

14. Authorize the CEO or His Designee to Negotiate and Execute an Interlocal Agreement Between New Braunfels Utilities and Comal County Water Improvement District No. 3 Master District for Wastewater Billing Services
15. Authorize the CEO or His Designee to Negotiate and Execute a Transmission Operating Agreement between New Braunfels Utilities and Lower Colorado River Authority Transmission Services Corporation for Transmission Operator Services
16. Authorize the CEO or His Designee to Negotiate and Execute a Professional Services Agreement with National Electrical Services, Inc., d/b/a IPS PowerServe, for Substation Acceptance and Relay Testing Services
17. Authorize the CEO or His Designee to Negotiate and Execute a Professional Services Agreement with LND Technical Services, LLC for Substation Acceptance and Relay Testing Services
18. Authorize the CEO or His Designee to Negotiate and Execute a Professional Services Agreement with RMS Energy Co., LLC for Substation Acceptance and Relay Testing Services
19. Authorize the CEO or His Designee to Negotiate and Execute a Sourcewell Cooperative Agreement, Sourcewell Contract No. 030122-MAG, with Merchants Automotive Group, LLC, d/b/a Merchants Fleet, for Fuel Card Services
20. Authorize the CEO or His Designee to Negotiate and Execute a Master Software Subscription and Licensing Agreement with Sentient Energy, Inc. for Ample Grid Analytics System Hosting, Support, and Line Sensors
21. Authorize the CEO or His Designee to Negotiate and Execute a Naming Rights and License Agreement among H-E-B LP, Headwaters at the Comal (“Headwaters”), and NBU to Recognize a Charitable Gift to Headwaters with Signage at the Picnic Commons at the Headwaters Site, 333 E. Klingemann Street
22. Authorize the CEO or His Designee to Negotiate and Execute a Grant Agreement for Fiscal Year 2027 between New Braunfels Utilities and Headwaters at the Comal
23. Authorize the CEO or His Designee to Negotiate and Execute a First Interlocal Agreement Extension Among New Braunfels Utilities, City of New Braunfels, and Guadalupe-Blanco River Authority for the One Water Program
24. Revoke the Power Stabilization Fund Policy with an Effective Date of May 31, 2024
25. Approve Proposed Changes to the New Braunfels Utilities Financial Policy, Including the Addition of the Power Stabilization Fund
26. Adopt Resolution R-2026-219 Approving Revisions to the New Braunfels Utilities Investment Policy and Other Matters in Connection Therewith

## **ACTION ITEMS**

1. Discuss and Consider Authorizing the CEO or His Designee to Execute a First Amended and Restated Professional Services Agreement with the San Antonio Food Bank d/b/a New Braunfels Food Bank for the Utility Bill Assistance Program
2. Discuss and Consider Approval of the Proposed Fiscal Year 2027 Strategic Indicators
3. Discuss and Consider Approval of the Proposed Fiscal Year 2027 Budget
4. Discuss and Consider Approval of the Proposed Fiscal Year 2028 Through Fiscal Year 2038 Strategic Plan Framework, Goals, Focus Areas, and Timelines

## **PRESENTATION ITEMS**

1. Presentation and Update on May 2026 Storm Event, Resulting Electric Outages, and Sanitary Sewer Overflow

## **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)
  - a. Discuss and Consider International Swaps and Derivatives Association, Inc. (ISDA) Resolution Allowing NBU to Enter into a Master Agreement Related to Power Supply Transactions
  - b. Discuss the 2026 Request for Proposals for ERCOT Energy from Physical Resources
2. Consultation with Attorney Regarding Pending or Contemplated Litigation, Settlement Offers, and/or Other Matters Protected by Attorney-Client Privilege (Section 551.071 – Texas Government Code) pertaining to the following:
  - a. Discuss *MMF NBTX LAND, LLC v. City of New Braunfels, New Braunfels Utilities, and Ryan Kelso, in his official capacity as Chief Executive Officer of New Braunfels Utilities*, Cause No. C2025-1252D (433rd District Court, Comal County, Texas)
  - b. Discuss *New Braunfels Utilities v. TRC Engineers, Inc.*, Cause No. C2024-1980D (433rd District Court, Comal County, Texas)
3. Consultation with Attorney Regarding Pending or Contemplated Litigation, Settlement Offers, and/or Matters Protected by Attorney-Client Privilege (Section 551.071 – Texas Government Code); Real Property (Section 551.072 – Texas Government Code)

Discuss Legal Matters Relating to Potential Eminent Domain Action to Secure the Following Easement for the IH 35 Interceptor Upgrade Rio Bar Screen Project:

- a. a 0.7402-Acre Permanent Utility Easement Out of the A.M. Esnaurizar Survey, Abstract 98, Comal County, Texas, Being All of Lot 8, Block 4, Resubdivision of Villa Rio, According to the Plat of Record in Volume 129, Page 312, of the Deed Records of Comal County, Texas, Located at 470 Rio Drive, New Braunfels, Texas 78130, and Assigned Comal Appraisal District Property ID 67480

The Board of Trustees, upon reconvening in Open Session, will discuss and consider any necessary action 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 Relations Coordinator at least three (3) days prior to the scheduled meeting date at (830) 629-8400 or the NBU Main Office at 263 Main Plaza, New Braunfels, Texas, for additional information.

**CERTIFICATE OF POSTING**

I, Ryan Kelso, Secretary to the Board of Trustees, do hereby certify that this Notice of Meeting was posted on a bulletin board at a place convenient to the public at the City of New Braunfels City Hall, 550 Landa Street, New Braunfels, Texas; the New Braunfels Utilities Main Office, 263 Main Plaza, New Braunfels, Texas; and the New Braunfels Utilities Customer Solutions Center, 1488 South Seguin Avenue, New Braunfels, Texas, on the **18th day of June 2026**, and remained posted continuously for at least three business days before the scheduled date of the meeting..

  
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Ryan Kelso, Chief Executive Officer  
Secretary to the Board of Trustees