



Edwards Aquifer Authority

900 E. Quincy
San Antonio, TX 78215
EdwardsAquifer.org

NOTICE OF OPEN MEETING

Board of Directors

Tuesday, May 9, 2017

3:00 PM

EAA Board Room

Pursuant to the Texas Open Meetings Act, Ch. 552, Texas Government Code, a meeting of the Board of Directors of the Edwards Aquifer Authority will be held on the date, time, and location stated above.

A. Call to Order – Roll Call – Pledge of Allegiance.

B. Public comment.

C. General Manager's announcements and reports.

- C.1**
- Staffing Items of Interest (anniversaries, new hires)
 - Recent Activities/Events (reports on conferences attended, meetings held, etc.)
 - Upcoming Activities/Events (conferences, meetings, etc.)
 - Operational Announcements (schedule changes, program updates, etc.)
 - Recent Activities of the Edwards Aquifer Habitat Conservation Program
 - Aquifer Conditions

D. Treasurer's Report

- D.1** **Receive report from EAA staff on unaudited financial statements for March 2017.**

E. Board Reports

F. Consent Agenda

- F.1** **Approval of previous board meeting minutes
- Regular Board Meeting - April 11, 2017**

- F.2** **Consider recommendation from the Permits/Enforcement Committee to approve a conversion of base irrigation groundwater owned by LGI Homes - Texas, LLC, a Texas limited liability company, based on a change in land use.**

- F.3** **Consider recommendation from the Finance/Administrative Committee to consider payment to Kemp Smith for legal services for March 2017.**

G. Individual Consideration

H. Staff Reports

- H.1 Receive report from EAA staff regarding Edwards Aquifer 2016 permitted groundwater use.
- H.2 Receive report from EAA staff regarding the 2016 EAHCP Annual Report to the U.S. Fish and Wildlife Service.
- H.3 Receive report from EAA staff on financial forecast scenarios and EAHCP reserve fund balance impacts.

I. Closed Session.

The Board of Directors of the Edwards Aquifer Authority may go into a closed session under the authority of the Government Code, Chapter 551, Texas Open Meetings Act, to discuss:

I.1 Closed Session.

- 1. Consultation with Attorney - Pending Litigation (§ 551.071)

Active Litigation:

League of United Latin Am. Citizens v. Edwards Aquifer Auth. (W.D. Tex. filed June 21, 2012)

In re Jaffe, No. 16-50355 (W.D. Tex. filed Feb. 12, 2016)

Active Litigation - Enforcement:

Edwards Aquifer Auth. v. Barnard (274th Hays Cnty. filed Oct. 6, 2010)

- 2. Consultation with Attorney - Attorney/Client Privileged Consultations (§ 551.071)

3. Consultation with Attorney - Settlement Offers (§ 551.071)

- * **Settlement of the well plugging matter between the EAA and Hot Wells LP, Lifshutz Management LLC, and James G. Lifshutz**

- 4. Consultation with Attorney (§ 551.071)
- 5. Deliberations Regarding Real Property (§ 551.072)
- 6. Deliberations Regarding Personnel Matters (§ 551.074)

J. Consider recommendation(s) regarding matters discussed in closed session.

K. Discuss items for future board meeting agendas.

L. Adjournment.

May 4, 2017

Jennifer Wong-Esparza
Assistant to Board Secretary

In this Notice of Open Meeting ("Notice"), the posting of an agenda as a matter to be discussed in open session is not intended to limit or require discussion of that matter in open session if it is otherwise appropriate to discuss the matter in closed session. If, during the discussion of any agenda item, a matter is raised that is appropriate for discussion in closed session the board may, as permitted by the Texas Open Meetings Act, adjourn into closed session to deliberate on the matter. Additionally, the posting of an agenda item as a matter to be discussed in closed session is not intended to limit or require discussion of that matter in closed session. In open session, the Board may discuss and take action on any matter for which notice has been given in this Notice, including an agenda item posted for closed session. In no event, however, will the Board take action on any agenda item in closed session, whether it be posted for open or closed session discussion.