



# Edwards Aquifer Authority

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

## NOTICE OF OPEN MEETING

### Board of Directors

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Tuesday, February 9, 2021

5:00 PM

Via Teleconference

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Pursuant to the Texas Open Meetings Act, Ch. 551, 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.

In response to the COVID-19 crisis and in accordance with section 418.016 of the Texas Government Code, Governor Greg Abbott has suspended various provisions that require government officials and members of the public to be physically present at a specified meeting location. To protect the health of the public, EAA staff and Board of Directors, this meeting will be conducted via teleconference in a manner consistent with these streamlined meeting standards.

The public may virtually attend the live meeting by going to <https://us02web.zoom.us/j/86254024403>. Individuals wishing to offer public comment during the meeting must register their name, telephone number and the item, if any, on which they wish to speak no later than 5:00 pm Monday, February 8, by emailing [jesparza@edwardsaquifer.org](mailto:jesparza@edwardsaquifer.org) or by calling 210.477.5116. Staff will contact registered speakers prior to the meeting time to arrange the process of addressing the committee.

### AGENDA

- A. Call to Order – Roll Call.
- B. Interview, select and appoint a candidate for EAA Director District 10
  - B.1 Interview, select and appoint a candidate to fill the unexpired term for EAA Director District 10.
- C. Administer Oath of Office
- D. Public comment.
- E. Election of vacant EAA board officer position(s).
  - E.1 Consider election of vacant EAA board officer position(s).

**F. General Manager's announcements and reports.**

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

**G. Treasurer's Report**

- G.1**                      **Receive report from EAA staff on unaudited financial statements for December 2020.**

**H. Board Reports**

- H.1**                      **Receive report from EAA staff on the development of the 2021-30 EAA Strategic Plan.**

**I. Consent Agenda**

- I.1**                      **Approval of previous board meeting minutes**  
                              **- Regular Board Meeting - January 12, 2021**
- I.2**                      **Consider EAA staff recommendation to restore limited production well status for the wells owned by Broderick E. and Susan G. Milford dba Fey's Boat and Camper Storage based on the owners' demonstrated ability to pump within annual groundwater withdrawal limits.**
- I.3**                      **Consider EAA staff recommendation to restore limited production well status for the wells owned by St. George Maronite Catholic Church, based on the owners' demonstrated ability to pump within annual groundwater withdrawal limits.**
- I.4**                      **Consider EAA staff recommendation to approve a contract renewal with Quacito, LLC, for continued development and maintenance of an EAA website, in an amount not to exceed \$98,962.08.**
- I.5**                      **Consider recommendation from the Finance/Administrative Committee to approve an agreement with Bridgehead IT, Inc., for technology support services in an amount not to exceed \$74,400.**
- I.6**                      **Consider EAA staff recommendation to approve payment to Kemp Smith for legal services for December 2020.**

**J. Individual Consideration**

- J.1** Consider recommendation from the Executive Committee to authorize staff to negotiate a compliance agreement related to the underground tank system at North Central Baptist Hospital and Tenet Healthcare System.
- J.2** Consider EAA staff recommendation to approve the Edwards Aquifer Habitat Conservation Plan FY2021 Funding Application Amendment submitted by the Edwards Aquifer Authority and associated 2021 EAA Operating Budget amendment by increasing the Habitat Conservation Plan fund by \$52,000.
- J.3** Consider EAA staff recommendation to approve the Edwards Aquifer Habitat Conservation Plan FY2021 Funding Application Amendment submitted by the City of New Braunfels and associated 2021 EAA Operating Budget amendment by increasing the Habitat Conservation Plan fund by \$74,000.
- J.4** Consider direction to the General Manager to initiate the necessary procedures for filling the vacancy of EAA Director District 5 in Bexar County consistent with EAA Bylaws.
- J.5** Consider amendment to the Joint Funding Agreement for the implementation of the Edwards Aquifer Habitat Conservation Plan by and between the Edwards Aquifer Authority and the Guadalupe-Blanco River Authority, the San Antonio River Authority, the City of Victoria, the City of San Antonio acting through the City Public Service Board, the Guadalupe Basin Coalition, and the Union Carbide Corporation.

**K. Staff Reports****L. 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:

**L.1****Closed Session.**

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

**Active Litigation:**

*Gonzales v. Mendez* (285th Bexar Cty. filed Sept. 20, 2018; EAA intervened May 8, 2019)

2. Consultation with Attorney - Attorney/Client Privileged Consultations (§ 551.071)
3. Consultation with Attorney - Settlement Offers (§ 551.071)
4. Deliberations Regarding Real Property (§ 551.072)
5. Deliberations Regarding Personnel Matters (§ 551.074)
6. Deliberations Regarding Security Devices or a Security Audit (§§ 551.076, 551.089)

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

**N. Discuss items for future board meeting agendas.**

**O. Adjournment.**

February 4, 2021

Jennifer Wong-Esparza  
Assistant to Board Secretary

In this Notice of Open Meeting ("Notice"), the posting of an agenda item to be discussed in open session is not intended to limit or require discussion of that item in open session if it is otherwise appropriate to discuss the item in closed session. If, during the discussion of an agenda item posted for discussion in open session, 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 to be discussed in closed session is not intended to limit or require discussion of that item in closed session if it is otherwise appropriate to discuss the item in open session. In open session, the Board may discuss and take action on any agenda item 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.