



Edwards Aquifer Authority

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

NOTICE OF OPEN MEETING - Draft

Board of Directors

Tuesday, December 14, 2021

4:00 PM

EAA Board Room / Via Video Conference

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. Board members may participate by video conference consistent with Section 551.127 of the Texas Government Code and Section 7.09 of the EAA Bylaws.

The public may also attend the live meeting virtually by going to _____. Individuals wishing to offer public comment remotely must register their name, telephone number and the item, if any, on which they wish to speak no later than 5:00 pm Monday, December 13, by emailing 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 board.

AGENDA

- 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.)
 - 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
- D. Treasurer's Report
 - D.1 Receive report from EAA staff on unaudited financial statements for October 2021.
- E. Board Reports
- F. Consent Agenda

- F.1** **Approval of previous board meeting minutes**
 - Regular Board Meeting - November 9, 2021
- F.2** **Consider EAA staff recommendation to reapprove Article X of the ByLaws of the Edwards Aquifer Authority pertaining to the EAA Investment Policy and Investment Strategy and designating investment officers.**
- F.3** **Consider EAA staff recommendation to approve a conversion of base irrigation groundwater owned by Lennar Homes of Texas Land and Construction, Ltd.**
- F.4** **Consider EAA staff recommendation to approve a conversion of base irrigation groundwater owned by JARCO Holdings LP.**
- F.5** **Consider EAA staff recommendation to approve payment to Kemp Smith, in the amount of \$40,679.78, for legal services for October 2021.**

G. Individual Consideration

- G.1** **Consider EAA staff recommendation to approve a two-year renewal of Contract No. 19-967-EXE between the EAA and Carriage House Partners, LTD, for legislative consultant services in an amount not to exceed \$300,000.**
- G.2** **Consider EAA staff recommendation to approve a contract with Fundamentals Group dba TXP, Inc., in an amount not to exceed \$74,530.00, for economic analysis related to potential EAA aquifer management fee increases and financial reserve policies.**
- G.3** **Consider EAA staff recommendation to approve ASR springflow protection program forbearance agreements with Raymond and Carole Bartram for the Aquifer Storage and Recovery Forbearance Program, in support of the Edwards Aquifer Habitat Conservation Plan, in the total amount of \$210,000.**
- G.4** **Consider EAA staff recommendation to assess an Administrative Penalty under Section 1.37 of the EAA Act against Mr. Eddie Miller (\$500) for exceeding his authorized 2020 withdrawal amount and failing to settle the violation with the EAA.**

H. Staff Reports

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)
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)

J. Consider recommendation(s) regarding matters discussed in closed session.**K. Discuss items for future board meeting agendas.****L. Adjournment.**

December 9, 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.