



Edwards Aquifer Authority

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

NOTICE OF OPEN MEETING - Draft

Board of Directors

Tuesday, December 13, 2016

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. Administer Oath of Office.
- C. Public comment.
- D. General Manager's announcements and reports.
 - D.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
 - Recent Legislative Activities
 - Aquifer Conditions
- E. Treasurer's Report
 - E.1 Receive report from EAA staff on unaudited financial statements for October 2016.
- F. Board Reports
 - F.1 Receive report from Carriage House Partners, LLC, legislative consultants, on recent and future legislative activities.
- G. Consent Agenda
 - G.1 Approval of previous board meeting minutes
 - Regular Board Meeting - November 8, 2016

G.2 Consider recommendation from EAA staff to approve leases of permitted Edwards groundwater rights with Rio Perla Properties; Raymond and Carole Bartram; Bruce Gilleland and wife, Linda Gilleland; and Gilleland Land Co., LP, for the Aquifer Storage and Recovery Project of the San Antonio Water System, in support of the Edwards Aquifer Habitat Conservation Plan, in the total amount of \$781,613.00.

G.3 Consider recommendation from EAA staff to approve payment to Kemp Smith for legal services for October 2016.

H. Individual Consideration

H.1 Consider a settlement counter-offer from the University of Texas at San Antonio Main Campus, related to violations of EAA Water Quality Rules (Chapter 713), Subchapter G (Aboveground and Underground Storage Tanks).

H.2 Receive report from EAA staff and take possible action on the proposed EAA Response to Public Comment for the following Proposed Rules: following Chapters of the EAA rules: Chapter 702 (Definitions) and Chapter 713 (Water Quality).

H.3 Consider recommendation from EAA staff to approve, through Resolution and Order No. XX-XX-XXX of the Edwards Aquifer Authority Board of Directors, a Final Order Adopting Rules related to the EAA's water quality regulations that would amend the following Chapters of the EAA rules: Chapter 702 (Definitions) and Chapter 713 (Water Quality).

H.4 Receive report from EAA staff and take potential action on conceptual changes to the EAA's Base Irrigation Groundwater rules as they pertain to changes in land use.

I. Staff Reports

J. 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:

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

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

L. Discuss items for future board meeting agendas.

M. Adjournment.

December 8, 2016

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.