



# Edwards Aquifer Authority

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

## Meeting Minutes - Draft

### Board of Directors

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Tuesday, August 8, 2017

3:00 PM

EAA Board Room

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

*Chairman Buckner called the meeting to order at 3:05 p.m.*

**Present:** 16 - Director Amy Akers, Chairman Luana Buckner, Director Rebekah Bustamante, Director Deborah Carington, Treasurer Ron Ellis, Director Rader Gilleland, Director Kathleen Krueger, Director Don Laffere, Director Gary Middleton, Director Byron Miller, Director Carol Patterson, Director Pat Stroka, Secretary Enrique Valdivia, Director Ron Walton, Director Scott Yanta and Vice Chairman Ben Youngblood

**Absent:** 1 - Director Clark Ward

#### B. Public comment

*There were no citizens who requested to address the board.*

#### 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

*Mr. Roland Ruiz, General Manager, made the following announcements:*

- *Ms. Natasha Ponce, Field Inspection Technician, completed five years of service with the EAA.*
- *Ms. Teresa Montez, Receptionist, completed 10 years of service with the EAA.*
- *Ms. Elizabeth Woody, Executive Director - Communications and Development, completed 10 years of service with the EAA.*
- *The Bandera County River Authority and Groundwater District (BCRAGD) presented the 2017 Environmental Stewardship Award and the 2017 Recognition of Environmental Excellence to the EAA and to Dr. Marcus Gary, Field Operations Supervisor.*
- *Directors received a copy of the EAA's second quarter investment report for 2017. Since the Finance/Administrative Committee did not meet in July, this report was not formally presented to the committee.*
- *The September Executive Committee meeting would be held on Tuesday, September 5, due to the Labor Day Holiday on Monday.*
- *Mr. Geary Schindel, Chief Technical Officer/Director, briefed the board on current aquifer conditions.*

**D. Treasurer's Report****D.1 Receive report from EAA staff on unaudited financial statements for June 2017.**

*Treasurer Ellis presented the unaudited financial statements for June 2017.*

**E. Board Reports****F. Consent Agenda****F.1 Approval of previous board meeting minutes**

- **Regular Board Meeting - July 11, 2017**

*Approval of previous board meeting minutes*

- *Regular Board Meeting - July 11, 2017*

- F.2 Consider EAA staff recommendation to declare certain personal property of the EAA to be surplus and to authorize the disposal of the surplus property.**

*Adopt Resolution and Order No. 08-17-876 of the Edwards Aquifer Authority Board of Directors declaring certain personal property of the EAA to be surplus and authorizing the General Manager to sell or otherwise dispose of the surplus property.*

*[Attached and made a part of these minutes.]*

- F.3 Consider Executive Committee recommendation to approve payment to Kemp Smith for legal services for June 2017.**

*Approve payment to Kemp Smith in the amount of \$55,853.46, for legal services for June 2017.*

A motion was made by Director Laffere, seconded by Secretary Valdivia, to approve the consent agenda. The motion passed viva voce. Director Carington and Director Krueger abstained from the vote on the motion to approve previous board meeting minutes.

## **G. Individual Consideration**

- G.1 Consider EAA staff recommendation to approve the purchase of employee medical insurance from Blue Cross Blue Shield of Texas through CBG Benefits Group, in the approximate amount of \$744,471, for the period October 1, 2017, through September 30, 2018, and authorizing the General Manager to execute any necessary documents.**

*Mr. Felix Marquez, Executive Director - Administration & Financial Services, briefed the board regarding the purchase of employee medical insurance from Blue Cross Blue Shield of Texas through CBG Benefits Group.*

A motion was made by Treasurer Ellis, seconded by Vice-Chairman Youngblood, the board adopt Resolution and Order No. 08-17-877 of the Edwards Aquifer Authority Board of Directors to approve the purchase of employee medical insurance from Blue Cross Blue Shield of Texas, through CBG Benefits Group, in the approximate amount of \$744,471, for October 1, 2017, through September 30, 2018, with an option to renew for up to one additional year, and authorizing the General Manager to execute the necessary documents. The motion passed viva voce.

*[Attached and made a part of these minutes.]*

- G.2 Consider EAA staff recommendation to approve a conversion of base irrigation groundwater owned by Fry Homes, Inc., based on a change in land use.**

*Mr. Omar Garcia, Permits Supervisor, briefed the board regarding the conversion of base irrigation groundwater owned by Fry Homes, Inc. based on a change in land use.*

A motion was made by Secretary Valdivia, seconded by Director Bustamante, the board adopt a Final Order Granting Application to Convert Base Irrigation Groundwater for Initial Regular Permit No. P104-517 (UV00555) based on changes in land use submitted by Fry Homes, Inc. The motion passed viva voce.

[Attached and made a part of these minutes.]

- G.3 Consider EAA staff recommendation to approve an engagement letter with RSM US, L.L.P., to provide independent audit services for fiscal year 2017.**

*Mr. Marquez briefed the board regarding the engagement letter with RSM US L.L.P., to provide independent audit services for fiscal year 2017.*

A motion was made by Treasurer Ellis, seconded by Director Laffere, the board approve an engagement letter with RSM US, L.L.P., to provide independent audit services for fiscal year 2017, with an option to renew for up to one additional year. The motion passed viva voce.

[Attached and made a part of these minutes.]

- G.4 Consider EAA staff recommendation to approve water conservation grant contracts for 2017.**

*Mr. Chuck Ahrens, Water Resources Manager, briefed the board regarding water conservation grant contracts for 2017.*

A motion was made by Secretary Valdivia, seconded by Director Patterson, the board approve water conservation grant contracts with: Tierra Lytle, LLC (\$65,000.00); Gary Boehme (\$5,740.00); Scott Saathoff (\$9,150.69); John Persyn (\$35,229.93); Troy Zinsmeyer (\$56,083.00); and Curtis Boehme and Staci Seekatz Boehme (\$128,796.38), and authorize the General Manager to negotiate and execute the contracts. The motion passed viva voce.

[Attached and made a part of these minutes.]

## **H. Staff Reports**

**H.1 Receive report from EAA staff on the EAA's abandoned well program.**

*Mr. Ruiz and Mr. Mark Hamilton, Executive Director - Aquifer Management, provided the board with an overview of the abandoned well program.*

*Mr. Roger Andrade, Groundwater Protection Manager; Ms. Mariah Bonham, Environmental Coordinator; and Ms. Taylor Bruecher, Environmental Analyst, briefed the board regarding the EAA's abandoned well program. Staff discussed the methodologies used to find, assess, and subsequently rank risks associated with abandoned wells. Additionally, staff demonstrated a GIS based model which was developed at the EAA for estimating risk factors. Added risks may result from adjacent land use, facility type, presence of known contamination incidents, and other factors taken into consideration by the model.*

**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)*

**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)**

*The board did not meet in closed session.*

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

*The board did not consider any recommendations.*

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

*The board did not discuss future board meeting agenda items.*

**L. Adjournment.**

*There being no further business to discuss, the meeting adjourned at 4:53 p.m.*

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*Enrique P. Valdivia  
Secretary, Board of Directors*

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*Jennifer Wong-Esparza  
Assistant to Board Secretary*