



Edwards Aquifer Authority

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

Meeting Minutes - Draft

Board of Directors

Tuesday, July 10, 2018

3:00 PM

EAA Board Room

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

Chairman Buckner called the meeting to order at 3:01 p.m.

Present: 14 - Director Amy Akers, Chairman Luana Buckner, Director Deborah Carington, Treasurer Ron Ellis, Director Rader Gilleland, Director Susan Hughes, Director Don Laffere, Director Gary Middleton, Director Byron Miller, Director Carol Patterson, Director Pat Stroka, Secretary Enrique Valdivia, Director Scott Yanta and Vice Chairman Ben Youngblood

Absent: 3 - Director Kathleen Krueger, Director Ron Walton and 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. Kristy Kollaus was hired as an Environmental Scientist for the HCP EAA Projects Department.*
- *Ms. Jennifer Adkins Schudrowitz, Hydrogeologist, completed five years of service with the EAA.*
- *Mr. Earl Parker, Director of Regulatory Affairs, completed 15 years of service with the EAA.*
- *Ms. Robin Lynn Tremallo, Technical Data Coordinator, completed 20 years of service with the EAA.*
- *Ms. Sandy Haglund, Executive Assistant, completed 20 years of service with the EAA.*
- *Last month, the EAA initiated a new internship program specific to high school students. Our first intern in the program was Ms. Indya Warner, an incoming senior at Sam Houston High School where she studies engineering, robotics, and choir. After graduation, Indya plans on attending college and majoring in animation and music. As the EAA's first high school intern, Indya works in the Aquifer Management Services Division with Ms. Gizelle Luevano as her staff mentor. For the past four weeks, Indya learned how scientists and other professionals applied their skills to Edwards Aquifer related questions. Throughout her internship, Indya documented her weekly activities by taking photographs and notes. Indya presented a summary of her internship experience with the EAA to the board.*
- *The EAA would officially be filing four applications for amendments to our diversion amounts at our recharge dam facilities. Staff expects the process to take some time before finalization.*
- *Mr. Javier Hernandez manages the current Precipitation Enhancement Program contract and provided a brief update on current activities as part of July's aquifer conditions report.*
- *Mr. Paul Bertetti, Director of Aquifer Science, briefed the board regarding current aquifer conditions.*

D. Treasurer's Report**D.1 Receive report from EAA staff on unaudited financial statements for June 2018.**

Treasurer Ellis presented the unaudited financial statements for May 2018.

E. Board Reports**F. Consent Agenda**

**F.1 Approval of previous board meeting minutes
 - Regular Board Meeting - June 12, 2018**

*Approval of previous board meeting minutes
- Regular Board Meeting - June 12, 2018*

**F.2 Consider recommendation from the Permits/Enforcement
Committee to approve an application to convert base irrigation
groundwater owned by Scott G. Yanta and, Kimberly Yanta,
based on the installation of conservation equipment.**

*Adopt a Final Order Granting Application to Convert Base Irrigation Groundwater for
Regular Permit No. P101-916 (UV00529) based on the installation of conservation
equipment submitted by Scott G. Yanta and wife, Kimberly Yanta.*

[Attached and made a part of these minutes.]

**F.3 Consider EAA staff recommendation to approve payment to
Kemp Smith for legal services for May 2018.**

*Approve payment to Kemp Smith in the amount of \$96,673.42, for legal services for
May 2018.*

**F.4 Consider EAA staff recommendation to approve an amendment
to the 2018 EAA Operating Budget, increasing the appropriation
for an agreement with Allied SCSS for services related to MWBE
outreach efforts in the amount of \$49,700.**

*Amend the 2018 EAA Operating Budget, increasing the appropriation for an agreement
with Allied SCSS for professional services related to MWBE outreach efforts in the
amount of \$49,700.*

[Attached and made a part of these minutes.]

*A motion was made by Treasurer Ellis, seconded by Director Stroka, the board
approve the consent agenda. The motion passed viva voce. Director Yanta abstained
from the vote on the motion for agenda item F.2.*

G. Individual Consideration

- G.1 Consider recommendation from EAA staff to approve a resolution and order calling for the election of 10 voting members to the EAA Board of Directors from 10 single-member districts within the boundaries of the EAA to be held on November 6, 2018.**

Mr. Marc Friberg, Executive Director - External & Regulatory Affairs, briefed the board regarding the election of 10 voting members to the EAA Board of Directors from 10 single-member districts within the boundaries of the EAA to be held on November 6, 2018.

A motion was made by Director Laffere, seconded by Director Akers, the board adopt Resolution and Order No. 07-18-902 of the Edwards Aquifer Authority Board of Directors calling for the election of 10 voting members to the EAA Board of Directors from 10 single-member districts within the boundaries of the EAA to be held on November 6, 2018, and providing for matters related to the holding of said election in accordance with applicable law. The motion passed viva voce.

[Attached and made a part of these minutes.]

- G.2 Consider recommendation from EAA staff to approve a Joint Election Agreement between the Bexar County Elections Administrator, acting on behalf of Bexar County, and other political subdivisions, including the Edwards Aquifer Authority, for the conducting of joint elections by the political subdivisions, including for the 2018 general directors election of the Edwards Aquifer Authority.**

Mr. Friberg briefed the board regarding a Joint Election Agreement between the Bexar County Elections Administrator and the EAA, for the conducting of joint elections, including the 2018 general directors election of the Edwards Aquifer Authority.

A motion was made by Director Laffere, seconded by Vice-Chairman Youngblood, the board approve a Joint Election Agreement between the Bexar County Elections Administrator, acting on behalf of Bexar County, and other political subdivisions, including the Edwards Aquifer Authority, for the conducting of joint elections by the political subdivisions, including for the 2018 general directors election of the Edwards Aquifer Authority. The motion passed viva voce.

[Attached and made a part of these minutes.]

- G.3 Consider recommendation from EAA staff to approve an amendment to Contract No. 16-805-AFS between the Edwards Aquifer Authority and Web-Hed Technologies Inc. for the development of an EAA data management system.**

Mr. Felix Marquez, Executive Director - Administration & Financial Services, briefed the board regarding amending Contract No. 16-805-AFS between the EAA and Web-Hed Technologies Inc., for the development of an EAA data management system, and extending the contract term through December 31, 2019.

A motion was made by Treasurer Ellis, seconded by Secretary Valdivia, the board adopt Resolution and Order No. 07-18-903 of the Edwards Aquifer Authority Board of Directors approving and amending Contract No. 16-805-AFS between the EAA and Web-Hed Technologies Inc., for the development of an EAA data management system in an amended amount not to exceed \$463,436.20, and extending the contract term through December 31, 2019. The motion passed viva voce.

[Attached and made a part of these minutes.]

- G.4 Consider recommendation from EAA staff to approve an amendment to the 2018 EAA Operating Budget, increasing the appropriation for an agreement with Web-Hed Technologies Inc. for services related to the development of an EAA data management system in the amount of \$104,641.**

Mr. Marquez briefed the board regarding amending the 2018 EAA Operating Budget, increasing the appropriation for the continued development of an EAA data management system.

A motion was made by Treasurer Ellis, seconded by Director Patterson, the board amend the 2018 EAA Operating Budget, increasing the appropriation for the continued development of an EAA data management system, in the amount of \$104,641. 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 Five-Year Financial Forecast for fiscal years 2019-2023.**

Ms. Shelly Hendrix, Director/Controller Financial Services, briefed the board regarding the Five-Year Financial Forecast for fiscal years 2019-2023.

This staff report was presented.

H.2 Receive report from EAA staff regarding EAHCP Strategic Adaptive Management Process.

Dr. Chad Furl, Chief Science Officer - HCP EAA Projects, briefed the board regarding the EAHCP Strategic Adaptive Management Process.

This staff report was presented.

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:

Chairman Buckner closed the meeting to the public at 4:21 p.m.

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)

Uvalde Cty. UWCD. v. Edwards Aquifer Auth. (38th Uvalde Cty. filed Jan. 16, 2018)

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)

Chairman Buckner reopened the meeting to the public at 4:46 p.m.

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 4:47 p.m.

Enrique P. Valdivia
Secretary, Board of Directors

Jennifer Wong-Esparza
Assistant to Board Secretary