

RESOLUTION AND ORDER NO. 11-20-984

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
EAA PROPERTY.

WHEREAS, the Edwards Aquifer Authority ("EAA") was created by the Edwards Aquifer Authority Act, Act of May 30, 1993, 73rd Leg., R.S., ch. 626, 1993 Tex. Gen. Laws 2350, as amended ("Act"); and

WHEREAS, under Section 1.02 of the EAA Act, the EAA is a conservation and reclamation district created by virtue of Article XVI, Section 59 of the Texas Constitution, and is a governmental agency and body politic and corporate vested with the full authority to exercise the powers and to perform the functions specified in the Act; and

WHEREAS, under Section 49.226, Texas Water Code, the EAA is authorized to dispose of personal property that is surplus to the needs of the EAA; and

WHEREAS, the EAA has issued bylaws to implement Section 49.226 which are found at Article XVI of the EAA's Bylaws; and

WHEREAS, the General Manager has identified items of personal property that are no longer needed by the EAA and require disposal; and

WHEREAS, the items of personal property identified by the General Manager are set out in Exhibit A which is attached to this Resolution and Order and incorporated herein for all purposes; and

WHEREAS, the General Manager has estimated the original approximate value of each item of personal property contained in Exhibit A to be greater than \$300; and

WHEREAS, EAA funds were used to obtain each item of personal property contained in Exhibit A; and

WHEREAS, a regular meeting of the Board of Directors ("Board") of the EAA was held on November 10, 2020, at 3:00 p.m., notice of public meeting having been duly and properly posted in accordance with Chapter 551, Texas Government Code and the Governor's orders temporarily suspending certain provisions of Chapter 551 due to the Covid-19 pandemic; and

WHEREAS, the Board considered the Agenda Item that is the subject of this Resolution and Order; and

WHEREAS, a majority of the Directors were present and constituted a quorum of the Board; and

WHEREAS, a vote of the majority of the quorum of the Board present passed on, voted in favor of, and adopted the following Resolution and Order; and

WHEREAS, the Board of the EAA has determined that each item of personal property contained in Exhibit A is surplus and no longer needed by the EAA; and

WHEREAS, the Board has determined that it is in the public interest that the personal property in Exhibit A be disposed of according to applicable law and the procedures of the EAA.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE EDWARDS AQUIFER AUTHORITY THAT:

- Section 1. The recitals set out above are found to be true and correct, and they are hereby adopted by the Board of Directors and are made a part of this Resolution and Orders for all purposes.
- Section 2. The Board of Directors hereby approves of and directs the disposal of the surplus personal property contained in Exhibit A, attached hereto.
- Section 3. The General Manager is directed to conduct a public and/or private sale to dispose of the personal property contained in Exhibit A.
- Section 4. The General Manager is directed to give written notice of a public sale stating the place, day and hour of the sale and post the notice at least fourteen (14) days before the scheduled time of the sale on a bulletin board convenient to the public at the business office of the EAA at 900 East Quincy, San Antonio, Texas.
- Section 5. The General Manager may also provide additional public notice, such as via publication in area newspapers, announcement on the EAA website, etc., as he may deem appropriate.
- Section 6. In the event the General Manager conducts a private sale, the General Manager is directed to develop a list of individuals or organizations that may have a particular interest the type or category of personal property that is being surplus.
- Section 7. The General Manager is directed to give written notice of a private sale to those persons or entities identified by the EAA stating the place, day and hour of the sale. The notice shall be distributed 14 days before the scheduled time of the sale.
- Section 8. Notices of public or private sale shall include a list of each item of surplus personal property for sale.
- Section 9. The General Manager shall conduct all sales using the sealed bid format selecting the bid most advantageous to the EAA.
- Section 10. The General Manager shall accept all reasonable offers and is further authorized to require any buyer to enter into such agreements or contracts as the General Manager,

at his discretion, finds reasonable and proper to complete the sale and delivery of any item of personal property.

Section 11. If there is no willing buyer at a public and/or private sale, the General Manager may, at his discretion, attempt another public or private sale, or the personal property may be abandoned, released, exchanged or transferred to another district, municipality, county, countywide agency or authority upon terms deemed necessary or advantageous to the EAA.

Section 12. The General Manager is authorized, in lieu of a public or private sale, to exchange the personal property for other personal property needed by the EAA of an equivalent fair market value. This value may be determined by the General Manager.

Section 13. The General Manager is authorized to execute any documents necessary in furtherance hereof to effectuate the surplusing of the property identified in Exhibit A.

Section 14. This Resolution and Order shall become effective from and after its adoption.

PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE EDWARDS
AQUIFER AUTHORITY THIS THE 10th DAY OF NOVEMBER, 2020.

Luana Bucker
Chairman, Board of Directors

ATTEST:

Enrique P. Valdivia
Secretary, Board of Directors

APPROVED AS TO FORM:

Darcy Alan Frownfelter
General Counsel

EXHIBIT A**Edwards Aquifer Authority****Capital Fixed Assets Recommended for Surplus**

Asset No.	Qty	Description	Purchase Date	Purchase Amount	Accumulated Depreciation	Book Value
FFE10-AS-000716-171116	1	Schwab Fire Proof File Cabinet 5000	4/28/2000	1,464.59	1,464.59	-
FFE10-AS-000718-171116	1	Schwab Fire Proof File Cabinet 1856CN	11/4/2004	1,875.00	1,875.00	-
FFE10-AS-000697-171116	1	Schwab Fire Proof File Cabinet 4HD36-5	1/1/2017	1,353.00	1,353.00	-
FFE5-AS-000305-171116	1	Dell Precision M6400/Laptop Computer	5/1/2009	1,985.90	1,985.90	-
FFE5-AS-000309-171116	1	Dell Precision M6400/Laptop Computer	5/1/2009	1,985.90	1,985.90	-
FFE5-AS-000449-171116	1	Dell Latitude D610 with Docking Station	5/1/2006	2,052.00	2,052.00	-
HWARE5-AS-000328-171116	1	DuraBook Field Pro Laptop	12/30/2014	2,391.00	2,391.00	-
HWARE5-AS-001842-190201	1	PowerEdge T440 Server	10/10/2018	7,021.80	1,755.45	5,266.35
FFE10-AS-000731-171116	1	Sharp Aquos LCD HDTV 65 Television	3/1/2009	3,021.53	3,021.53	-
FFE10-AS-000732-171116	1	Sharp Aquos LCD HDTV 65 Television	3/1/2009	3,021.53	3,021.53	-
FFE10-AS-001937-200203	1	Aqua Troll 200, 500 PSIG (non-repairable)	11/8/2019	2,888.28	48.14	2,840.14
FFE10-AS-000776-171116	1	Telemetry Equipment - Netronix AC to DC Power Cord	10/4/2013	2,733.75	1,708.63	1,025.13
FFE10-AS-000776-171116	1	Telemetry Equipment - Netronix Box w/ Box w/ Thiamis	10/4/2013	2,733.75	1,708.63	1,025.13
FFE10-AS-000776-171116	1	Telemetry Equipment - Netronix Box w/ Box w/ Thiamis	10/4/2013	2,733.75	1,708.63	1,025.13
FFE10-AS-000776-171116	1	Telemetry Equipment - Netronix Box w/ Box w/ Thiamis	10/4/2013	2,733.75	1,708.63	1,025.13
FFE10-AS-000776-171116	1	Telemetry Equipment - Netronix Box w/ Box w/ Thiamis	10/4/2013	2,733.75	1,708.63	1,025.13
FFE10-AS-000776-171116	1	Telemetry Equipment - Netronix GPS Antenna	10/4/2013	2,733.75	1,708.63	1,025.13
FFE10-AS-000009-171116	1	Netronix Dataloggers - Thiamis Nodes	12/4/2014	3,300.00	1,677.50	1,622.50
FFE10-AS-000009-171116	1	Netronix Dataloggers - Thiamis Nodes	12/4/2014	3,300.00	1,677.50	1,622.50
FFE10-AS-000009-171116	1	Netronix Dataloggers - Thiamis Nodes	12/4/2014	3,300.00	1,677.50	1,622.50
FFE10-AS-000009-171116	1	Netronix Dataloggers - Thiamis Nodes	12/4/2014	3,300.00	1,677.50	1,622.50
FFE10-AS-000009-171116	1	Netronix Dataloggers - Thiamis Nodes	12/4/2014	3,300.00	1,677.50	1,622.50
FFE15-AS-000494-171116	1	Mini Logger - OTT Hydromet Orpheus Mini (non-repairable)	6/8/2006	2,293.34	2,076.68	216.66
FFE15-AS-000495-171116	1	Mini Logger - OTT Hydromet Orpheus Mini (non-repairable)	6/8/2006	2,293.33	2,076.68	216.65
FFE10-AS-000821-171116	1	Water Level Data Logger	8/25/2008	10,400.00	10,400.00	-
FFE10-AS-001926-200203	1	Ground Water Data Logger, 40M (non-repairable)	8/14/2019	1,463.91	61.00	1,402.91
FFE10-AS-001702-180209	1	Pressure Level, SDI12, 0-10M (non-repairable)	12/1/2017	1,284.15	267.50	1,016.65
FFE10-AS-001692-180209	1	Pressure Level, SDI12, 0-10M (non-repairable)	12/1/2017	1,284.16	267.50	1,016.66
FFE10-AS-001685-180209	1	Pressure Level, SDI12, 0-10M (non-repairable)	12/1/2017	1,284.16	267.50	1,016.66
FFE10-AS-001677-180209	1	Pressure Level, SDI12, 0-10M (non-repairable)	12/1/2017	1,284.16	267.50	1,016.66
FFE5-AS-000069-171116	1	APC UPS Unit (not working)	8/12/2013	13,912.36	13,912.36	-
Various	19	HSPALINK-Data logger (not working)	11/20 - 12/31/2017	43,112.02	15,690.36	27,421.66 *
Totals				\$ 184,100.09	\$ 128,405.84	\$ 55,694.25

* Vendor accepting return of data loggers for credit on future purchases.

EXHIBIT A, Page 2**Edwards Aquifer Authority****Non-Capital Assets Recommended for Surplus**

Qty	Description	Qty	Description
1	30 in. X 72 in. Folding Table	9	Fujitsu Scan Snap Scanner iX1500 (not working)
8	3Ft Extension Cord	1	GENiPad Case
1	50 pk Jewel Cases - New	1	Giant Screen from Amazon in Box
1	AC900	2	Harman/Kardon Speakers
1	APC Battery Module SYBT5	2	HDMI Port Cable
1	Armor-X iPad Case (2,3,4 Air)	1	Helmet Strap New
1	Armor-X iPad Case (2,3,4 Air)	1	Hoffman Enclosures Cat. No. 4-3L24H1608LP
2	Audio-Technica Microphone	1	HP Laptop with charger
1	Bamboo Pen Pad	1	HP Notebook G15C-HD
1	Symmetrical X Battery Pack	1	HP Pavilion Mini Laptop
1	Battery Pack 2 Piece Set	4	In-Situ Aqua TROLL 100
1	Black Battery Box	1	In-Situ Aqua TROLL 200
1	Box of Apple Cables	2	In-Situ Level TROLL 500
1	Box of Cables	3	In-Situ Rugged Cable - Vented
1	Box of Miscellaneous Good	1	In-Situ Rugged Reader
1	Box of Screw on Bean Clamps	18	iPad 4 - Cellular - with case
2	Brother 1 Toner Cartridge TN-750	2	iPad 4 - Cellular - without case
1	Cisco AIR-AP1231G-A-K9	9	iPhone 6 S Plus
8	Computer Stand	2	iPhone 6 S Plus with Case
1	Dell Keyboard	1	Jabra Speak510
1	Dell Laptop	1	Kensington Trackball
1	Dell Precision M6400 (no battery)	1	Kingston Hard Drive
4	Dell Latitude E6420 (no software)	1	Laptop Connect Device
13	Dell Monitor	4	Lenovo ThinkPad S10 (not working)
9	Dell OptiPlex 3010	1	Large Cabinet
3	Dell OptiPlex 990	2	Large Fold-Out Table
1	Dell Power Connect 3548P	6	Medium Table
6	Dell Power Connect Port Machine	1	Microphone Fuzz Covers
1	Dell Precision 3510	1	Microsoft Software - WIN PRO 7 SP1X64 English DVD
1	Devar Analog - Digital Panel Reader/Converter	6	Microsoft Surface Pro 2 (working)
1	Diamond USB + USB Port	2	OTT Hydromet CTD Pressure Transducer
1	D-Link Wireless Access Point	1	Planao PE1500-BK
1	Durabook G15C-HD Laptop	1	Plastic Bag of AC Adapters
2	Dwyer Digital Pressure Gauge	2	Sealed Box of Refractable Cables
65	Electrolab CR-100 Rain Gauge	5	Surface Pro 4 Tempered Glass Screen Protector
1	Eureka Manta Water Quality Sonde (not working)	1	Small Cabinet
1	EVGA 750W Power Supply	2	Table w/Folding Legs
3	Faux Leather iPad Case	1	Yagi Antennas MYA1506N