

Legacy Water Supply Corporation

Special Meeting

MINUTES

August 13, 2026 at

10:00 a.m. CST

1826 North Loop 1604 West, Ste. 125

San Antonio, Texas 78248

1. Call to Order and Roll Call:

- a. Johnathan Earl called the meeting to order at 10:07 a.m. CST.
- b. Directors Present: Kathleen “Kandy” Walker, Melissa Johnson; Kyle Koonce; Raul Leal and Chris Arthur attended virtually.
- c. Others Present: Johnathan L. Earl and David L. Earl with Earl & Associates, P.C., General Counsel for the Corporation; Jordan Wise, Developer’s Representative; James P. Walker Jr.; Justin Hicks with Hunton Andrews Kurth LLP, Bond Counsel for the Corporation; and Jordan Furnans with Windward Water Resources Engineering & Geoscience, PLLC.

2. Determine Quorum: A quorum was present.

3. Public Comments: There were no public comments.

4. Public Hearing(s): None.

5. Consent: The following item(s) may be acted upon in a single motion. No separate discussion or action on any of these item(s) will be held unless pulled at the request of a member of the Board:

- a. Minutes of the Board of Directors for the Corporation Meeting held on: (i) April 4, 2023; and July 28, 2026;
 - i. *Melissa Johnson made a motion to approve the April 4, 2023, and July 9, 2026, Legacy Water Supply Corporation Meeting Minutes. Kathleen “Kandy” Walker seconded the motion. The motion was unanimously approved and carried.*

6. Action/Discussion Items:

- a. Receive status updates on construction schedule and permitting activities related to the Corporation’s Interim Water Treatment and Permanent Water Supply Project from Developer’s Representative;

- i. Developer's Representative provided updates on Agenda Item 5(a) and discussed the commissioning timeline for the Corporation's Interim Water Treatment Facility. No action was taken by the Board.*
- b. Receive status updates on pursuit of state and federal grants and other funding for Regional Wholesale Water Project from General Counsel, Gene Lindgren, and Bond Counsel;
 - i. General Counsel, Gene Lindgren, and Bond Counsel provided updates on Agenda Item 5(b) and discussed current funding pursuits. No action was taken by the Board.*
- c. Receive status update on the activities of Area Groundwater Utility Agency (AGUA) in related to the coordinated effort and response by the City, County, District, and the Corporation to the actions of Wintergarden GCD, GMA 13, Region M Planning Group, and the Texas Water Development Board;
 - i. General Counsel for the Corporation provided background on Agenda Item 5(c) and discussed current legal action being taken through the Area Groundwater Utility Agency ("AGUA"). No action was taken by the Board.*
- d. Receive status updates/report from Bond Counsel for the Corporation;
 - i. Justin Hicks provided updates to the Corporation. No action was taken by the Board.*
- e. Consider and take possible action on Resolution Authorizing Issuance of a Request for Qualifications (RFQ No. 2026-001) for the Provision of Professional Engineering Services in Relation to the Corporation's Regional Wholesale Water Supply Project, and such other matters related and incidental thereto;
 - i. Melissa Johnson made a motion to Authorize General Counsel to Issue a Request for Qualifications (RFQ No. 2026-001) for the Provision of Professional Engineering Services in Relation to the Corporation's Regional Wholesale Water Supply Project, subject to the members of AGUA depositing their pro rata shares in accordance with the agreement of the parties thereto. Kathleen "Kandy" Walker seconded the motion. The motion was unanimously approved and carried.*
- f. Consider and take possible action on Task Order No. 3 under Master Services Agreement between the Corporation and Plummer Associates, Inc.;
 - i. Melissa Johnson made a motion to approve execution of Task Order No. 3 under Master Services Agreement between the Corporation and Plummer Associates, Inc. Raul Leal seconded the motion. The motion was*

unanimously approved and carried.

- g. Consider and take possible action approving execution of a Regional Water Supply Planning Interlocal Agreement for the South Texas Water Supply Council, authorizing payment of the Membership Fee associated therewith, and such other matters related thereto;

- i. Melissa Johnson made a motion to table Agenda Item 5(g) until a future meeting date. Kathleen "Kandy" Walker seconded the motion. The motion was unanimously approved and carried.*

- h. Consider and take possible action regarding tentative meeting dates for the Corporation;

- i. The Board discussed the previously scheduled August 27, 2026 Board Meeting, at 10:00 a.m. CST, at 1826 North Loop 1604 West, Suite 125, San Antonio, Texas, 78248. No action was taken on this item.*

- i. New Business/Future Agenda Items; and

- i. The Board discussed items to consider on a future agenda. No action was taken by the Board on this item.*

- 7. **Executive Session:** No action shall be taken in Executive Session. A closed Executive Session may be held if the discussion of any of the above agenda items concerns any one of the following:

- a. Seeking the advice of General Counsel concerning pending or contemplated litigation, settlement offers, or any matter in which the duty of General Counsel to the Board of Directors of the Corporation under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act (TEX. GOV'T CODE § 551.071);
 - b. Deliberating the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third person (TEX. GOV'T CODE § 551.072);
 - c. Deliberating a negotiated contract for a prospective gift or donation to the Corporation if the deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third person (TEX. GOV'T CODE § 551.073);
 - d. Deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an employee or officer unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing (TEX. GOV'T CODE § 551.074); or
 - e. Deliberating economic development negotiations or the offer of a financial or other incentive to a business prospect (TEX. GOV'T CODE § 551.087);

- f. Reconvene in Open Session to consider and take possible action on any item discussed in Executive Session.

8. Reconvene in Open Session

- i. *The Board did not convene into Executive Session..*

9. Adjourn.

- i. *Kathleen "Kandy" Walker made a motion to adjourn the meeting. Kyle Koonce seconded the motion. The motion was unanimously approved and carried, and the meeting was adjourned at 11:01 p.m. CST.*

Approved on this the 3rd day of September, 2026.

(SEAL)




Secretary, Board of Directors