

Legacy Water Supply Corporation
Special Meeting
MINUTES
September 3, 2026
at 10:30 a.m. CST
1826 North Loop 1604 West, Ste. 125
San Antonio, Texas 78248

1. Call to Order and Roll Call:

- a. Robert Byrne James IV called the meeting to order at 10:34 a.m. CST.
- b. Directors Present: Kathleen “Kandy” Walker, Melissa Johnson; Kyle Koonce; Raul Leal and attended virtually.
- c. Others Present: Johnathan L. Earl and Robert Byrne James IV with Earl & Associates, P.C., General Counsel for the Corporation; James P. Walker Jr.; Tom Sage & 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: Dr. Jordan Furnans addressed the Board and provided comments on the Texas Water Development Board, GMA-13, Region L, Region N, and Region M.

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 August 13, 2026;
 - i. *Kyle Koonce made a motion to approve August 13, 2026, Legacy Water Supply Corporation Meeting Minutes. Melissa Johnson 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 was not present at the meeting. Melissa Johnson provided a brief update to the Board on the status of commissioning the Corporation's Interim Water Treatment Plan. Gene Lindgren then discussed the status of the Affidavit of No Objection from the City of Laredo, Texas. 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, and Gene Lindgren;
 - i. Gene Lindgren provided updates on Agenda Item 5(b) and discussed current funding pursuits through the Texas Water Development Board and the Drinking Water State Revolving Fund; Gene Lindgren also discussed current pursuits through the Water Supply and Infrastructure Grant Fund and the North American Development Bank (NAD Bank). No action was taken by the Board.*
- c. Receive status update from General Counsel on 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. Johnathan Earl 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. Tom Sage provided general updates to the Corporation. No action was taken by the Board.*
- e. Consider and take possible action regarding tentative meeting dates for the Corporation;
 - i. The Board discussed a potential future Board Meeting on September 15, 2026 Board Meeting, at 10:30 a.m. CST, at 1826 North Loop 1604 West, Suite 125, San Antonio, Texas, 78248. Melissa Johnson made a motion to propose a future Special Meeting of the Corporation on September 15, 2026 Board Meeting, at 10:30 a.m. CST, at 1826 North Loop 1604 West, Suite 125, San Antonio, Texas, 78248. Kyle Koonce seconded the motion. The motion was unanimously approved and carried.*
- f. 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);
 - i. *The Board convened into Executive Session at 10:58 a.m. on Agenda Item 5(c) under TEX. GOV'T CODE § 551.071 to seek the advice of General Counsel concerning pending or contemplated litigation.*
 - 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 reconvened into Open Session at 11:20 a.m. No decisions were made and no action was taken during 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 11:21 a.m. CST.*

Approved on this the 15th day of September, 2026.

(SEAL)


Secretary, Board of Directors

