



# Edwards Aquifer Authority

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

## NOTICE OF OPEN MEETING - Draft

### Board of Directors

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Tuesday, January 14, 2020

3:00 PM

EAA Board Room

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Pursuant to the Texas Open Meetings Act, Ch. 551, Texas Government Code, a meeting of the Board of Directors of the Edwards Aquifer Authority will be held on the date, time, and location stated above.

#### AGENDA

- A. Call to Order – Roll Call – Pledge of Allegiance.
- B. Public comment.
- 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.)
    - Legislative Activity
    - Upcoming Activities/Events (conferences, meetings, etc.)
    - Operational Announcements (schedule changes, program updates, etc.)
    - Recent Activities of the Edwards Aquifer Habitat Conservation Program
    - Aquifer Conditions
- D. Treasurer's Report
  - D.1 Receive report from EAA staff on the unaudited financial statements for November 2019.
- E. Board Reports
- F. Consent Agenda
  - F.1 Approval of previous board meeting minutes
    - Regular Board Meeting - December 10, 2019
  - F.2 Consider EAA staff recommendation to approve payment to Kemp Smith for legal services for November 2019.
- G. Individual Consideration

- G.1 Consider recommendation from EAA staff to approve a resolution and order associated with certain ASR springflow protection program forbearance agreements approved during December 2019.
- G.2 Consider recommendation from EAA staff to approve a resolution and order associated with certain Voluntary Irrigation Suspension Program Option (VISPO) forbearance agreements previously approved in December 2019.
- G.3 Consider EAA staff recommendation to approve corrections to the Final Order Adopting Rules approved by the Board of Directors on December 10, 2019, which adopted amendments to Chapters 702, 707, 709, 711, 713, 715, and 717 of the EAA's rules.
- G.4 Consider amendments to the employment agreement with General Manager Roland Ruiz.

**H. Staff Reports**

**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.* (U.S. pet. for cert. filed Nov. 26, 2019)

*Gonzales v. Mendez* (285th Bexar Cty. filed Sept. 20, 2018; EAA intervened May 8, 2019)

*Cano Invs. v. Edwards Aquifer Auth.* (285th Bexar Cty. EAA nonsuited Dec. 12, 2019)

2. Consultation with Attorney - Attorney/Client Privileged Consultations (§ 551.071)
3. Consultation with Attorney - Settlement Offers (§ 551.071)
4. Deliberations Regarding Real Property (§ 551.072)
5. Deliberations Regarding Personnel Matters (§ 551.074)
6. Deliberations Regarding Security Devices or a Security Audit (§§ 551.076, 551.089)

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

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

**L. Adjournment.**

January 9, 2020

Jennifer Wong-Esparza  
Assistant to Board Secretary

In this Notice of Open Meeting ("Notice"), the posting of an agenda item to be discussed in open session is not intended to limit or require discussion of that item in open session if it is otherwise appropriate to discuss the item in closed session. If, during the discussion of an agenda item posted for discussion in open session, a matter is raised that is appropriate for discussion in closed session, the Board may, as permitted by the Texas Open Meetings Act, adjourn into closed session to deliberate on the matter. Additionally, the posting of an agenda item to be discussed in closed session is not intended to limit or require discussion of that item in closed session if it is otherwise appropriate to discuss the item in open session. In open session, the Board may discuss and take action on any agenda item for which notice has been given in this Notice, including an agenda item posted for closed session. In no event, however, will the Board take action on any agenda item in closed session.