

**Barton Springs/Edwards Aquifer Conservation District
Board of Directors Meeting Minutes
Regular Meeting
October 20, 2016**

Board members present at commencement: Craig Smith, Bob Larsen, Mary Stone, and Blake Dorsett. Blayne Stansberry arrived at 6:51 p.m. Staff present: John Dupnik, Brian Smith, Dana Wilson, Kendall Bell-Enders, and Tammy Raymond. Bill Dugat of Bickerstaff, Heath, Delgado, Acosta also participated in the meeting. Also present were those on the attached sign-in sheet. These minutes represent a summarized version of the meeting; the complete discussion of the following items is recorded digitally.

1. Call to Order.

Director Smith called the meeting to order at 6:00 p.m., noting that a quorum of the Board was present.

2. Citizen Communications (Public Comments of a General Nature).

There were no public comments of a general nature.

3. Routine Business.

a. **Consent Agenda** Note: These items may be considered and approved as one motion. Directors or citizens may request any consent item be removed from the consent agenda, for consideration and possible approval as an item of Regular Business.

1. **Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, and Specified Expenditures greater than \$5,000.**
2. **Approval of minutes of the Board's October 6, 2016 regular Meeting.**
3. **Approval to endorse the Austin Children's Outdoor Bill of Rights to encourage interaction between children and the natural world.**

Director Stone moved approval of consent agenda items 1 through 3. Noting a specified expenditure in the amount of \$56,932.00.

Director Larsen seconded the motion and it passed with a vote of 3 to 0. Director Dorsett abstained.

4. Presentation.

Presentation on aquifer testing and well development procedures associated with Electro Purification's District-approved test wells and aquifer test work plan.

Kavah Korzad of Wet Rock Groundwater Services gave a presentation on aquifer testing and well development procedures associated with Electro Purification's District approved test wells and aquifer test work plan. He went into detail regarding the acidization procedures and chemistry and answered questions from the Board.

Director Smith passed the gavel to President Stansberry upon her arrival at 6:51 p.m.

3. Routine Business.

b. General Manager's Report. *(Note: Topics discussed in the General Manager's Report are intended for general administrative and operational information-transfer purposes. The Directors will not take any action unless the topic is specifically listed elsewhere in this agenda.)*

1. Standing Topics.

- i. Personnel matters and utilization**
- ii. Upcoming public events of possible interest**
- iii. Aquifer conditions and status of drought indicators**

2. Special Topics. *(Note: Individual topics listed below may be discussed by the Board in this meeting, but no action will be taken unless a topic is specifically posted elsewhere in this agenda as an item for possible action. A Director may request an individual topic that is presented only under this agenda item be placed on the posted agenda of some future meeting for Board discussion and possible action.)*

- i. Update on Team activities and highlights**
- ii. Update on regulatory and enforcement activities**
- iii. Update on District grant projects and other Aquifer Science Team projects**
- iv. Update on activities related to area roadway projects**
- v. Update on the HCP/ITP application and the associated draft EIS**
- vi. Update on activities related to the Travis County PGMA**
- vii. Update on interim legislative activity**

Mr. Dupnik and staff updated the Board and answered Director's questions on the items listed above.

5. Discussion and Possible Action.

5a. Discussion and possible action related to the role of Board committees and the committee structure and makeup.

Mr. Dupnik explained that the Board Committees assist him in coordinating non-quorum director discussion, and offer a constructive means of getting Board direction and forwarding progress on District initiatives.

The Board discussed the current committees and possible new ones.

After discussion, Director Stone moved that the Board adopt the updates discussed on the current committees and the two new committees. The two new committees are a standing Budget and Finance Committee and an *ad hoc* Management Plan Committee.

Director Larsen seconded the motion and it passed unanimously with a vote of 5 to 0.

5b. Discussion and possible action related to an offer of compensation by the Hays Caldwell Public Utility Agency for easements on District property.

Mr. Dugat gave a brief update on the offer of compensation for an easement on District property.

President Stansberry stated that this item would remain open for discussion in Executive Session.

5c. Discussion and possible action related to the City of Dripping Springs TPDES permit application to authorize direct discharge of treated wastewater to Onion Creek in the contributing zone of the Barton Springs segment of the Edwards Aquifer.

Mr. Dupnik gave an update on the permit application timeline.

President Stansberry stated that the Board would meet in Executive Session on items 5b. and 5c. as authorized by the Texas Government Code Section 551.071 (Consultation with Attorney) and 551.072 (Deliberations about Real Property) at 7:48 p.m. President Stansberry stated that no final actions or decisions would be made while in Executive Session.

The Board reconvened into open session at 8:57 p.m. President Stansberry stated that no final actions or decisions were made while in Executive Session.

5b. Discussion and possible action related to an offer of compensation by the Hays Caldwell Public Utility Agency for easements on District property

President Stansberry stated that the Board would like additional information on the following:

Easement terms

An alignment showing the structures

Profile showing depth
Overall alignment
Request a meeting

Director Smith moved to respond with a request for a meeting to address the questions addressed in Executive Session.

Director Stone seconded the motion and it passed unanimously with a vote of 5 to 0.

Director Smith moved that the Board authorize the General Manager to deliver oral comments and questions that were discussed in Executive Session at the TCEQ public meeting in Dripping Springs on November 10, 2016.

Director Stone seconded the motion and it passed unanimously with a vote of 5 to 0.

Director Smith stated that he has been the Board's representative on the Regional Water Quality Protection Plan Core Committee that originated in 2004 -2005. He said that since then he has coordinated the meetings of the working group. He said that the group is informal, does not have any structure and they do not vote on things. He went on to say that he has written a "Working Group Statement" and would like to get those members in the group to endorse it. The statement criticizes the permit application on the basis of pointing out that the permit is inconsistent with the guiding principles of the Regional Water Quality Protection Plan. They are harming the common resource that benefits everyone is Hays and Travis Counties, and seeking the benefits of a cheap and easy way to dispose of their wastewater and pass the cost onto others. He said he is asking the Board to authorize himself and Mr. Dupnik as the representatives of the District on the working group to propose this statement at the November 10th meeting if adopted by the group.

Director Stone commented that Director Smith is bringing forward something that no one else has. Dripping Springs was part of The Regional Water Quality Protection Plan, helped to develop it and signed off on it, and they are violating their own agreement.

Director Larsen agreed, and said that he was there when the study was completed and that the working group has done a great job. He said that Director Smith has pointed out something that needs to be presented, and that he endorses it.

Director Smith made a second motion for the Board to authorize the General Manager and Precinct No. 5 Director Craig Smith, as the representatives of the Board on the Working Group to propose the working group statement and deliver it on November 10th.

Director Larsen seconded the motion.

Mr. Dupnik asked for clarification on how and whether it will be delivered.

After discussion, Ms. Stansberry called for a vote. The motion passed unanimously with a vote of 5 to 0.

6. Directors' Reports. *(Note: Directors' comments under this item cannot address an agenda item posted elsewhere on this agenda and no substantive discussion among the Board Members or action will be allowed in this meeting. Communications reported under this item may be used to support Performance Standard 4-1 of the District's Management Plan related to demonstration of effective communication with District constituents.)*

Directors may report on their involvement in activities and dialogue that are of likely interest to the Board, in one or more of the following topical areas:

- Meetings and conferences attended or that will be attended;
- Committee formation and updates;
- Conversations with public officials, permittees, stakeholders, and other constituents;
- Commendations; and
- Issues or problems of concern.

Director Smith reported the following:

Attended the Barton Springs University
Attended the RWQPP

Director Stone reported the following:

Attended a tour of the Shield Ranch
Attended meetings on Dripping Springs Permit

Director Stansberry reported the following:

Attended a tour of the Shield Ranch

Director Larsen reported the following:

Attended the TWCA Conference in San Antonio

Director Dorsett reported the following:

Attended the Creedmoor Maha WSC Board Meeting

7. Adjournment.

Without objection, President Stansberry adjourned the meeting at 9:18 p.m.

Approved by the Board on November 17, 2016:

By: Blayne Stansberry
Blayne Stansberry, President

Attest: Tammy Raymond
~~Blake Dorsett, Board Secretary~~
TAMMY RAYMOND - DEPUTY SECRETARY