

Barton Springs/Edwards Aquifer Conservation District
Board of Directors Meeting Minutes
Regular Meeting
May 28, 2015

Board members present at commencement: Mary Stone, Craig Smith, Blayne Stansberry, Bob Larsen and Blake Dorsett. Staff present: John Dupnik, Brian Smith, Kendall Bell-Enders, Dana Wilson, and Shannon DeLong. 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.

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

2. Citizen Communications (Public Comments).

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 May 14, 2015 Regular Meeting.**

Ms. Stansberry moved approval of consent agenda item 1, noting that the May 14, 2015 minutes would be approved at the next meeting.

Mr. Smith seconded the motion and it passed with a vote of 5 to 0.

4. Presentation.

Award of the Aquatic Science Adventure Camp scholarships.

Ms. Robin Gary stated that she was pleased to announce that District Permittees Centex, Texas Lehigh, Creedmoor Maha Water Utility, City of Hays, and Goforth Special Utility, donated their conservation credits to send 19 kids to the Aquatic Camp in San Marcos.

The following Camp Scholarship winners received their certificates from Board President, Mary Stone.

Bernardo Uriarte Pedraza
Caitlin Koenig
Isis Rivera
Jacob Crosby
Leonardo "Leo" Sanchez
Nikki Davern
Saraya Manning
Trinity Ann Alford McCray
Kelly Monashan
Krystal Cortez
Kyler Monashan
Miriam Larson
Nolan Arellano
Olivia Capochiaro
Ramsey Calvino
Samantha Ruthven
Sarah Ruthven
Tyler Hensley
Victor Valdez

Congratulations were given and pictures were taken.

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 current Aquifer Science Team projects
- iv. Update on efforts to prepare for prospective annexation
- v. Update on efforts to assess saline Edwards desalination and ASR feasibility
- vi. Update on activities related to the HCP and the associated draft EIS

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

5a. Discussion and possible action related to amending the FY15 Budget

Ms. Dana Wilson explained the needed amendments to the FY15 Budget, and answered questions from the Board.

After discussion, Dr. Larsen moved approval of the FY15 Budget amendment as presented.

Ms. Stansberry seconded the motion and it passed with a vote of 5 to 0.

5b. Discussion and possible action related to amendments to the Engagement Letter for Legislative Consulting Services with Sledge Law and Public Strategies.

Mr. Dupnik explained that the original engagement letter went through the end of May. He said that it's fair to say that we that we did not anticipate the level of effort that would be required of Sledge Law when we entered into the agreement. Brian Sledge has gone above and beyond on the Hays County expansion and suggests adding an additional \$10,000 (continue flat fee of \$5,000/month for an additional two months) extending the contract until the end of July.

Ms. Stansberry moved approval of the amendment to the engagement letter for Legislative Consulting Services.

Mr. Dorsett seconded the motion and it passed with a vote of 5 to 0.

5c. Discussion and possible action related to the District review of the State Highway 45 Southwest design and ongoing coordination with the Central Texas Regional Mobility Authority.

Mr. Dupnik updated the Board on the SH45 Southwest milestone schedule. He said that the subcommittee of Dr. Larsen, Ms. Stansberry, Brian Smith and himself, would look over Statements Of Qualifications received by the deadline of June 1st, and possibly talk to the best candidates. He went on to say that they would share a short list of firms and give a recommendation for a first-choice firm to begin contract negotiations to the Board at the June 11th meeting.

No Board action was needed.

Dr. Brian Smith gave a brief update on activities conducted in the field including the set up of a monitoring program of about a dozen wells, and an MOU with the four Groundwater Districts to cooperate on a pump test and evaluation of data.

5e. Discussion and possible action related to pursuit of the District's legislative agenda including proposed legislation to expand the District's territory.

Mr. Les Carnes expressed concerns that legislation appears to place the burden of proof of being harmed by the pumping of EP on private well owners.

Ms. Stone stated that the Board would adjourn into Executive Session as authorized by the Texas Government Code Section 551.071 Consultation with Attorney at 7:15 p.m. Ms. Stone stated that no final actions or decisions would be made while in Executive Session.

The Board re-convened into open session at 8:45 p.m. Ms. Stone stated that no final actions or decisions were made while in Executive Session.

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;
- Conversations with public officials, permittees, stakeholders, and other constituents;
- Commendations; and
- Issues or problems of concern.

Mr. Dorsett reported the following:

Attended a meeting with Charles Laws of Creedmoor Maha
Attended a meeting with Billy Gray

Ms. Stansberry reported the following:

Attended a meeting with the Onion Creek Meadows POA
Attended a meeting with Cimarron Park Water
Attended an Annex Committee meeting

Dr. Larsen reported the following:

Attended meetings on legislation
Attended a meeting with STW Water Resources

Attended a meeting with Texas Disposal Systems

Ms. Stone reported the following:

Attended meetings on legislation

7. Adjournment.

Without objection, Ms. Stone adjourned the meeting at 8:47 p.m.

Approved by the Board on June 11, 2015:

By: 
Mary Stone, President

Attest: 
Blayne Stansberry, Secretary