

**Barton Springs/Edwards Aquifer Conservation District
Board of Directors Meeting Minutes
Regular Meeting
July 12, 2012**

Board members present at commencement: Gary Franklin, Bob Larsen, and Jack Goodman. Mary Stone and Craig Smith were absent. Staff present: Kirk Holland, John Dupnik, Kendall Bell-Enders, Dana Wilson and Tammy Raymond. Bill Dugat of Bickerstaff 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.

Mr. Franklin, presiding in Ms. Stone's absence, called the meeting to order at 6:01 p.m., noting that a quorum of the Board was present.

2. Citizen Communications (Public Comments).

There were no 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 from the Board's June 28, 2012, Regular Meeting.
3. Approval of migrating and hosting the Regional Water Quality Protection Plan's website on the District web server.
4. Approval of sponsoring one promotional item (pen, highlighter, or notepad) for registrants at the TAGD Texas Groundwater Summit, not to exceed \$1500 in currently budgeted funds.

After explanatory comments by Mr. Holland, Dr. Larsen moved approval of the consent agenda items 3a. 1 through 4 as presented, noting that a joint sponsorship with one or more other GCDs of some portion of the Summit, not to exceed the specified amount, would be even better.

Mr. Goodman seconded the motion and it passed with a vote of 3 to 0.

3. Routine Business

3.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 on them in this meeting, unless the topic is specifically listed elsewhere in this as-posted agenda.

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

Mr. Holland updated the Board on the Standing Topics.

2. Discussion related to current staff work areas and specific activities of staff teams and directors. 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 activities of teams and directors.
 - ii. Update on permitting and non-drought regulatory activities.
 - iii. Update on coordination with TDS and possibly other parties concerning saline zone investigations.

Mr. Holland and staff updated the Board and answered directors' questions on the teams' activities concerning the items listed above.

3. Routine Business

3.c. Directors' Reports. Note: Board Member comments in this part of the agenda cannot address any aspect of an agenda item posted elsewhere on this agenda, and no substantive discussion among the Board Members or action by the Board on these comments will be allowed in this meeting.

Individual Board Members may, on a voluntary basis, make a brief report to the entire Board on their personal involvement in activities and dialogue that are of likely interest to the rest of 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, other stakeholders, and private citizens;
- Kudos and recognition of people doing good things for groundwater management in the District;

- **Concerns about specific issues or problems for groundwater management in the District.**

No reports were given.

4. Contested-Case Hearing.

The Board will commence a preliminary contested-case hearing on issuing a Conditional Class C permit to withdraw 1.998 million gallons of Edwards Aquifer water from a well operated by DDC Creekside Villas, Ltd., located at 590 FM 967, Buda, TX, for purposes of landscape irrigation, which is being protested by the City of Buda.

Mr. Dupnik explained that the City of Buda sent a letter withdrawing their protest against Creekside Villas, therefore; a Contested-Case Hearing was no longer necessary.

Mr. Brian Laborde of the City of Buda stated that an agreement had been made with the applicant, but they would still like to work with the District to prevent future permits of this nature.

Mr. Holland stated that although the rules allow him to make the decision to approve the permit under the circumstances, he would like some direction from the Board as to whether the decision to approve it should be made by him or the Board.

After discussion, Dr. Larsen moved to cancel the Contested Case Hearing due to the protest withdrawal from the City of Buda, and to direct the GM to return the application to the Board for a final decision.

Mr. Goodman seconded the motion and it passed with a vote of 3 to 0.

5. Regular Business: Board Discussions and Possible Actions.

5a. Discussion and possible action related to reviewing the draft FY 2013 annual budget and setting a public hearing.

Mr. Holland went through the draft FY 2013 annual budget and, along with Ms. Wilson, answered questions by the Board.

After discussion, Dr. Larsen moved to approve the draft FY 2013 Version A-2 annual budget as a basis for public input and to go forward with a Public Hearing on July 26th, along with any modifications needed.

Mr. Goodman seconded the motion and it passed with a vote of 3 to 0.

5b. Discussion and possible action related to reviewing and discussing a draft of the revised District Management Plan and setting one or more public hearings.

Mr. Holland went through the changes made to the current Management Plan from what existed previously and also some late new changes not in the back-up. He then asked the

Board for approval of the draft plan as a basis for public input, and to set a Public Hearing on July 26th. He explained that public comments would be received through August 9th on the proposed plan, with final adoption scheduled at the August 23rd Board meeting.

Mr. Dugat suggested submitting a draft plan to the Water Development Board for their pre-review.

After discussion, Dr. Larsen moved to accept the draft plan as written with the additions described by Mr. Holland, and to set a Public Hearing on the proposed Management Plan on July 26th Board meeting.

Mr. Goodman seconded the motion and it passed with a vote of 3 to 0.

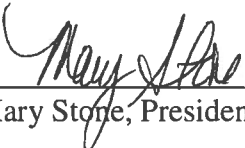
Dr. Larsen made a second motion to submit the proposed draft plan to the Texas Water Development Board in an electronic format for its pre-review, for which they will have 30 days to respond to the District.

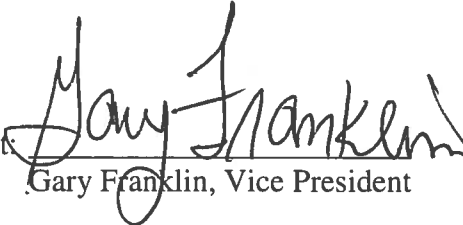
Mr. Goodman seconded the motion and it passed with a vote of 3 to 0.

6. Adjournment.

Without objection, Mr. Franklin adjourned the meeting at 7:26 p.m.

Approved by the Board on July 26, 2012:

By: 
Mary Stone, President

Attest: 
Gary Franklin, Vice President