

**Barton Springs/Edwards Aquifer Conservation District
Board of Directors Meeting Minutes
Regular Meeting
August 23, 2012**

Board members present at commencement: Mary Stone, Gary Franklin, Jack Goodman, and Craig Smith. Bob Larsen was absent. Staff present: Kirk Holland, John Dupnik, Brian Hunt, and Shannon DeLong. 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.

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 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 August 9, 2012, Regular Meeting.**
3. **Approval of out-of-state travel for Senior Hydrogeologist Brian B Hunt, P.G., to attend an NGWA short course on Contaminant Hydrogeology of Karst, to be held in September 20-21, 2012, in Tampa, FL.**
4. **Approval and scheduling of a work session of the Board to discuss and establish the FY 2013 District goals and the FY 2013 Goals and Objectives for the General Manager.**

After discussion by Mr. Holland and among the directors, Mr. Franklin moved approval of the consent agenda items 1 through 4, noting a Work Session will be scheduled on Thursday, September 6, 2012, at 6:00 p.m.

Mr. Goodman seconded the motion and it passed with a vote of 4 to 0.

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. Review of Status Update Report – at directors' discretion.**
- ii. Update on GMA 9 and GMA 10 activities.**
- iii. Update on alternative investigations of the Saline Edwards zone for ascertaining feasibility of desalination and/or aquifer storage and recovery utilizing this resource**

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

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.**

Mr. Franklin gave a report.

4. Board Discussion and Possible Action.

4a. Discussion and possible action related to the comments on the draft rule language markup provided by the Stakeholder Advisory Committee's review, followed by Board revision, as warranted, and approval of its use as proposed rules to initiate formal rulemaking, including setting a public hearing on the proposed rules.

Mr. Dupnik, on behalf of the Leader of the SAC Jennifer Walker, provided the Board with a summary of comments received from the SAC on the draft rule changes and its suggestions for a revised definition and a few specific clarifications.

After discussion, Mr. Smith moved to direct the staff to make the minor revisions to the current version of the rules as discussed and agreed by consensus in the meeting, and then approved setting a public hearing on those revised rules to be part of the Board meeting on September 27, 2012, to receive additional comments from other SAC members and the public.

Mr. Franklin seconded the motion and it passed with a vote of 4 to 0.

4b. Discussion and possible action related to establishing an additional risk-management policy concerning texting and talking on a cell phone while driving District vehicles.

After discussion, Mr. Goodman moved that the Board asserts "the staff is prohibited from using any type of electronic communications, including cell phones and texting, while driving a District vehicle that would create a distraction to the safe operation of the vehicle", and directs that such prohibition should be entered into the next revision of the Employee Policy Manual.

Mr. Smith seconded the motion and it passed with a vote of 4 to 0.

4c. Discussion and possible action related to certain personnel actions, including the annual salary and performance review of the District's General Manager and the award of his incentive compensation earned in FY 2012.

The Board went into Executive Session at 6:54 p.m. Ms. Stone stated that no decisions or actions would be made while in Executive Session.

The Board reconvened into open session at 7:20 p.m. Ms. Stone stated that no decisions or actions were made while in Executive Session.

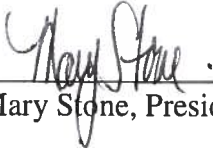
Mr. Smith moved to approve a 3.43% increase in the General Manager's annual salary, and award an incentive compensation of 10%.

Mr. Goodman seconded the motion and it passed with a vote of 4 to 0.

5. Adjournment.

Without objection, Ms. Stone adjourned the meeting at 7:21 p.m.

Approved by the Board on September 13, 2012:

By:  _____
Mary Stone, President

Attest:  _____
Craig Smith, Secretary