

**Barton Springs/Edwards Aquifer Conservation District
Board of Directors Meeting Minutes
Regular Meeting
May 23, 2013**

Board members present at commencement: Mary Stone, Gary Franklin, Bob Larsen, Craig Smith and Blake Dorsett. Staff present: Kirk Holland, John Dupnik, Robin Gary, Vanessa Escobar, and Tammy Raymond. 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 6:04 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 of the Board's May 9, 2013, Regular Meeting.**
3. **Approval of summer Board meeting schedule.**

Mr. Holland stated that after looking at the Directors' schedules there will be a quorum for all of the Board meetings during the summer months; therefore, there is no need to change the regular schedule.

Mr. Franklin moved approval of the consent agenda items 1 through 3.

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

4. Presentations. (6:05 PM)

Award of the Kent S. Butler Memorial Groundwater Stewardship College Scholarship, and the Aquatic Science Adventure Camp scholarships.

Ms. Stone presented certificates and congratulations to the winners of the Aquatic Science Adventure Camp scholarships. Pictures were taken of each winner, and a group picture with the Board.

Later in the evening Ms. Stone presented a framed certificate to Bonnie Devany, the winner of the College Scholarship. Ms. Devany stated that she plans to attend nursing school, and her hobbies are knitting and being a volunteer fire fighter. Pictures were taken.

3b. 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.

- a. Personnel matters and utilization;
- b. Upcoming public events of possible interest;
- c. Aquifer conditions and status of drought indicators.

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.

- 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. Holland and the staff updated the Board and answered directors' questions on the items listed above.

3c. 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.

Reports were given by Ms. Stone and Mr. Smith.

5. Board Discussion and Possible Action.

5a. Discussion and possible action related to the performance and compliance of District permittees with their User Drought Contingency Plan curtailments.

Mr. Dupnik stated that it was refreshing and encouraging to report that all permittees then within the scope of enforcement action were in compliance with their UDCPs.

No Board action was required.

5d. Discussion and possible action related to the appointment of Director Bob Larsen to the Central Texas Regional Mobility Authority's committee on State Highway 45 Southwest and the committee's charges and recent discussions.

Dr. Larsen said that he had been approached by Will Connolly, the chair of CAMPO (not CTRMA), to join the advisory subcommittee on SH 45 Southwest as a citizen, and not as a representative of the District, but that he intends to keep the Board updated on subcommittee developments as they relate to aquifer protection and impact mitigation. He stated that he would never vote to build anything that would jeopardize the recharge features of the aquifer, and took offense to the letter written to the Board by Save our Springs Alliance, and provided in the meeting. Dr. Larsen offered explanatory context of a map he requested to be prepared of publicly known recharge features in the area of SH45SW and existing roadways. Mr. Holland suggested that this map's purpose and content may have been either miss-comprehended or mischaracterized by SOS.

No Board action was required.

5e. Update, discussion and possible action related to the District's legislative agenda in this legislative session, including the consideration of specific bills that have or likely will pass and their particular impact on the District.

Mr. Holland updated the Board on the status of legislation concerning the District.

No Board action was required.

5b. Discussion and possible action related to approving the terms of employment for John Dupnik, the selected candidate for General Manager, including compensation to be offered and specification of a start date as GM

5c. Discussion and possible action related to defining the continuing role of current General Manager, Kirk Holland, after the hiring of the new General Manager and prior to August 31, 2013.

Ms. Stone opened items 5b. and 5c. simultaneously.

The Board adjourned into Executive Session at 7:51 p.m. as authorized under the Texas Government Code Section 551.074 (Personnel Matters). Ms. Stone stated that no action or decisions would be made while in Executive Session.

The Board reconvened into open session at 8:19 p.m. Ms. Stone stated that no actions or decisions were made while in Executive Session.

Dr. Larsen moved to offer the following to John Dupnik as the General Manager of the District. If the offer is accepted the following will apply:

Start date: May 27, 2013, the first day of the pay period. If further negotiations require additional Board approval, the start date would be pushed back to June 24, 2013.
Title: General Manager through August 31, 2013; after the 31st of August, title would be General Manager and Chief Operating Officer.
Initial Salary increase of \$5000 to current salary which would be an effective salary of \$85,912.

September 1, 2013, forward:

Title: General Manager and Chief Operating Officer

First Salary and Performance Review on or before January 6, 2014

Salary until January 6, 2014: Continues at \$85,912

Salary from January 6, 2014: \$90,912 provided reviewed performance is at least satisfactory.

Next Salary and Performance Review: On or before August 31, 2014

Incentive compensation will be up to 7.5% at the Board's discretion.

Vacation accrues at the existing rate of 3 weeks per year now, and upon the 10th anniversary, in March 2014, will be four weeks per year.

Personal days remain at the current rate of 2 days per year.

Compensatory time will be according to the current accrual schedule.

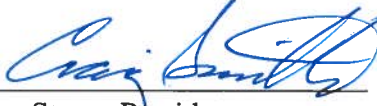
Personal discretion funds per staff Achievement Level are not included..

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

6. Adjournment.

Without objection, Ms. Stone adjourned the meeting at 8:23 p.m.

Approved by the Board on June 13, 2013:

By: 
Mary Stone, President

Attest: 
Craig Smith, Secretary