



NOTICE OF REGULAR MEETING of the BARTON SPRINGS-EDWARDS AQUIFER CONSERVATION DISTRICT BOARD OF DIRECTORS

Thursday, September 11, 2025

4:00 PM

IN-PERSON

Notice is given that a **Regular Meeting** of the Board of Directors (Board) of the Barton Springs-Edwards Aquifer Conservation District will be held on **Thursday, September 11, 2025**, commencing at **4:00 p.m.** at the **District office, located at 1124 Regal Row, Austin, Texas.**

This meeting will be video and audio recorded and the recording will be available on the District's website after the meeting.

Public Comments at the Board Meeting – Please complete a comment card prior to the start of the meeting. Each registered person will be recognized and identified by the Presiding Officer or staff moderating the communications when it is their turn to speak. **Public comment is limited to 3 minutes per person.**

AGENDA

Board members present at commencement: Vanessa Puig-Williams, Blayne Stansberry, Jon Cradit. Christy Williams joined virtually. Lily Lucas arrived at 4:21 p.m.

Staff present: Erin Swanson, Jeff Watson, Bri Moore, Justin Camp, Shay Hlavaty, Jacob Newton, and Alyssa Garcia.

Note: The Board of Directors of the Barton Springs/Edwards Aquifer Conservation District reserves the right to meet in a closed Executive Session at any time during the course of this meeting to discuss any of the matters listed on this agenda, as authorized by the Texas Government Code Sections §551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development), 418.183 (Homeland Security). No final action or decision will be made in Executive Session.

1. Call to Order.

President Puig-Williams called the meeting to order at 4:06 p.m. Puig-Williams stated that the agenda would not be followed in the indicated order, but that all items would be addressed.

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

Victoria Rose, staff attorney at Save Our Springs (SOS), encouraged the District to make comments opposing the wastewater discharge request for the Hays Commons development. She stated that 45,000 gallons/day of wastewater would be discharged into an Onion Creek tributary where there is little to no flow. The wastewater would contain total phosphorus concentration approximately 10

times higher than conditions known to spur algae growth and ecological changes. Without flow, these pollutants won't be diluted. Victoria recalled a similar issue in San Antonio in which wastewater with high phosphorus concentration created a huge channel of algae. She stated that we can expect something similar for this large development permit. She noted the applicant has several alternatives to the requested permit, including inclusion into the City of Dripping Springs discharge permit. Although SOS staff are well versed in this science, they believe the District can bring important subject matter expertise to emphasize the importance of not dumping wastewater with contaminants of concern into recharge features.

3. 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 a separate item of Regular Business on this agenda.)*

- a. Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, Specified Expenditures greater than \$10,000.
- b. Approval of minutes of the Board's August 14, 2025, Regular Meeting and Public Hearing. Director Stansberry moved to approve the Consent Agenda. Director CREDIT seconded the motion, and it passed 4-0.

4. General Manager's Report.

a. Aquifer Status Report

Justin Camp provided the drought update. He reported that in August 2025, the region experienced an average rainfall of 1.2 in, which is 0.7 in below the historical rainfall average for August. The region has experienced just over .10 of an in of rainfall thus far in the month of September, which had no effect on Barton Springs flow or Lovelady water elevation.

The Middle Trinity has shown little rise from rainfall events and is experiencing a declining trend in water levels. Jacob's well has been measured at less than 1 cfs of flow since early August.

The 10-day average flow at Barton Springs is 17 cfs, which is 3 cfs above the stage 3 threshold. A manual measurement of the spring flow was made on September 11th. The 10-day average at Lovelady is 457.0 ft-msl. Water levels in Lovelady dropped into the stage 3 threshold on September 10.

The monthly rain outlook predicts equal chances of average rainfall, as with the month of September, totaling about 3.5 in.

5. Staff Presentation: "Update on 2026 DFC planning cycle for GMA 10"

Jeff Watson presented an update on the DFC joint planning process for Groundwater Management Area (GMA) 10, the GMA in which BSEACD participates. The cycle is every 5 years, with one

beginning in 2026. Jeff proposes that the district begin to use well water elevation to determine district DFCs.

6. Discussion and Possible Action.

- a. Discussion and possible action related to the performance and compliance of District permittees with their User Drought Contingency Plan curtailments.
Jacob Newton presented the UDCP, updated through August. Tier 3 permittee Creedmoor-Maha WSC was 129% over their allotted pumpage in July. He also reviewed the Ruby Ranch enforcement agreement that included increased communication with water users and the implementation of advanced metering infrastructure (AMI).

- b. Discussion and possible action on declaring the next stage of drought.
Jeff Watson noted that the Lovelady drought trigger has crossed into stage 3 drought conditions. BSEACD staff proposed to declare stage 3 drought for the District, effective October 1st.

Director Stansberry moved to approve a stage 3 drought declaration. Director Lucas seconded the motion, and it passed 4-0.

- c. Discussion and possible action on submitting comments to the Texas Environmental Commission on Environmental Quality related to the Texas Pollutant Discharge Elimination System Permit No. WQ0016475001 and the Decision of the TCEQ Executive Director for Allied Development LLC.
Jeff Watson presented the TCEQ TPDES permit application. BSEACD staff proposes that the District submit a comment in opposition to the application

Director Stansberry moved to approve the submission of comments by BSEACD. Director Lucas seconded the motion, and it passed 4-0.

- d. Discussion and possible action related to Texas Land Application Permit No. WQ0016373001 and the Decision of the TCEQ Executive Director for Hays Commons Development, Inc.
- e. Discussion and possible action related to the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the General Manager, including but not limited to, conducting interviews of candidates for the General Manager position.
President Puig-Williams called an executive session at 5:35 p.m. to discuss the appointment of a BSEACD General Manager. No final action or decision was made in executive session.

Directors returned from executive session at 8:15 p.m.

Director Stansberry moved to approve the appointment of Charlie Flatten as the new General Manager for the District. Director Lucas seconded the motion, and it passed 5-0.

- f. General Counsel's Report: The District's legal counsel will brief the Board on pertinent legal issues and developments impacting the District since the last Board meeting, and legal counsel's activities on behalf of the District, including without limitation waste injection well monitoring activities including any protests of injection well applications with the Railroad

Commission of Texas or the Texas Commission on Environmental Quality (TCEQ), monitoring or protests of water rights, wastewater discharge, or other waste-related applications at the TCEQ that may impact groundwater resources in the District; District rules enforcement activities, possible amendments to the District rules and management plan, or implementation issues related to the rules or plan, the District rules or groundwater-related legislative activities, aquifer joint planning and DFC development activities, developments in groundwater case law and submission of legal briefs, contractual issues related to the District, open government, policy, personnel, and financial issues of the District, threatened or pending claims or litigation against the District, and other legal activities on behalf of the District – Brian Sledge, Legal Counsel, Sledge Law Group, PLLC

President Puig-Williams called an executive session at 4:49 p.m. to discuss item 6f with the District's attorney. No final action or decision was made in executive session.

Directors returned from executive session at 5:31 p.m.

7. Director Reports.

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

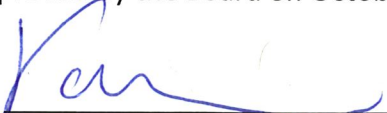
8. Adjournment.

President Puig-Williams adjourned the meeting at 8: 17 p.m.

Please note: This agenda and available related documentation, if any, have been posted on the District website, www.bseacd.org. If you have a special interest in a particular item on this agenda and would like any additional documentation that may be developed for Board consideration, please let staff know at least 24 hours in advance of the Board Meeting so that we can have those copies made for you. The Barton Springs/Edwards Aquifer Conservation District is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal opportunity for effective communications will be provided upon request. Please contact the District office at 512-282-8441 at least 24 hours in advance if accommodation is needed.

Approved by the Board on October 9, 2025.

By:



Vanessa Puig-Williams, Board President

Attest:



Christy Williams, Board Secretary