

## NOTICE OF OPEN MEETING

Notice is given that a **Regular Meeting** of the Board of Directors of the Barton Springs/Edwards Aquifer Conservation District will be held in the District office, 1124 Regal Row, Austin, TX, on **Thursday, May 8, 2014**, commencing at **6:00 p.m.** for the following purposes, which may be taken in any order at the discretion of the Board.

Note: The Board of Directors of the Barton Springs/Edwards Aquifer Conservation District reserves the right to adjourn into 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.**
2. **Citizen Communications (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 a separate item of Regular Business on this agenda.)*
    1. Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, and Specified Expenditures greater than \$5,000. **Not for public review**
    2. Approval of minutes of the Board's April 24, 2014, Regular Meeting. **Not for public review at this time**
    3. Approval of the schedule for regular Board meetings in July of 2014. **NBU**
  - 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. Review of Status Update Report – at directors’ discretion **Pg. 16**
- ii. Update on activities related to GMA and regional water planning
- iii. Update on efforts to characterize the saline zone of the Edwards Aquifer
- iv. Update on status of area roadway projects
- v. Report on feedback from 2014 Kent Butler Summit **Pg. 19 a.**

**c. 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;
- Recognition of people doing good things for groundwater management in the District;
- Issues or problems of concern.

#### **4. Presentations**

- a. Award of the Kent S. Butler Memorial Groundwater Stewardship College Scholarship and the Aquatic Science Adventure Camp scholarships. **Pg. 22**
- b. Presentation by Charles Porter on an initiative to better inform buyers and real estate professionals of relevant Groundwater Conservation District jurisdictions and regulatory requirements. **Pg. 25**

#### **5. Discussion and Possible Action.**

- a. Discussion and possible action related to establishing a process for vetting and selecting a Director appointment for Precinct 2. **NBU**
- b. Discussion and possible action related to setting the legislative agenda including scheduling of a work session to set legislative priorities. **NBU**

- c. Discussion related to the preparation and status of the District Habitat Conservation Plan. **Pg. 42**
- d. Discussion and possible action related to the decision in the *SOS Alliance v. City of Kyle, Goodman et al., and the Barton Springs/Edwards Aquifer Conservation District*. **NBU**

**6. Adjournment.**

Came to hand and posted on a Bulletin Board in the Courthouse, Travis County, Texas, on this, the \_\_\_\_\_ day of May, 2014, at \_\_\_\_\_ .m.

\_\_\_\_\_, Deputy Clerk

Travis County, TEXAS

**Please note:** This agenda and available related documentation have been posted on our website, [www.bseacd.org](http://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.

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**Item 1**  
**Call to Order**

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**Item 2**

**Citizen Communications**

## **Item 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 April 24, 2014, Regular Meeting.**
- 3. Approval of the schedule for regular Board meetings in July of 2014.**

## **Item 3**

### **Routine Business**

**b. General Manager's Report. Note: Topics discussed in the General Manager's Report are intended for administrative and operational information-transfer purposes. The Directors will not deliberate any issues arising from such discussions and no decisions on them will be taken 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**

**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. Review of Status Update Report – at directors' discretion**
- ii. Update on activities related to GMA and regional water planning**
- iii. Update on efforts to characterize the saline zone of the Edwards Aquifer**
- iv. Update on status of area roadway projects**
- v. Report on feedback from 2014 Kent Butler Summit**

**STATUS REPORT UPDATE FOR MAY 8, 2014, BOARD MEETING**

Prepared by District Team Leaders

	Leader, Staff	Date	PROJECT / ACTIVITY DESCRIPTION	STATUS/COMMENTS
<b>GENERAL MANAGEMENT TEAM</b>				
	John Dupnik			
	JD	02-May-14	Meetings, Training, Presentations, and Conferences	<b>External Meetings Attended:</b> with Sharlene Leurig; with Region K Leg and Policy subcommittee; Texas State/TDS on TWDB grant application; Texas Desal/TAGD joint meeting; with Jim Walker on KBS planning; with Region K consultant AECOM on proposing new water strategies; with Charles Porter, Tim Brown, Stacey Steinbach, and ABOR; Kevin Connally; Daryl Slusher, AWU (telecon); Diane Miller (telecon); Texas Desal (telecon). <b>Other Meetings Attended:</b> with Dave Anderson on MAC coordination; with Kirk Holland on HCP; with Bryan Brooks (telecon) on HCP. <b>Presentations:</b> Water supply panel and KB Summit. <b>Conferences:</b> Organized and attended Kent Butler Summit
<b>Summary of Significant Ongoing Activities</b>	JD	04-Apr-14	Ongoing Special Projects, Committees, and Workgroups	<b>Ongoing Special Projects:</b> Kent Butler Summit planning; Risk Management Plan development; Revising Seller's Disclosure Notices; TDS saline zone investigation/alternative saline zone well locations; irrigation methodology; MAC coordination; HCP/ITP application preparation; City/BSEACD ILA; SH 45 review, TWDB saline zone grant. <b>Committees and Workgroups:</b> Region K, voting member; GMA 10 voting member; Regional WQ Plan workgroup; TAGD legislative subcommittees on Brackish groundwater, Permitting, and ASR; Texas Desalination Association Brackish groundwater committee; GMA 10 committee on DFC explanatory reports; Region K committee on Legislation and Policy; Region K strategy prioritization committee
	JD	02-May-14	Routine Activities and Day-to-Day operations	<b>Routine Activities/Day-to-Day Operations:</b> provided general oversight of staff incentive projects and activities, and oversight of day-to-day operations; approved purchase orders and expenditure; prepared agendas and backup for and attended Board meetings; prepared GM report and summary notes of meetings and assigned tasks in response to Board commitments; held regular one-on-one meetings with Team Leads; presided over Planning Team meetings; supervised permitting and regulatory compliance staff and duties. <b>Consultation with Attorney on:</b> regional HCP, boundary review; Consent Decree; Kyle lawsuit. <b>Other Activities:</b> MAC meeting planning, ILA review; Consent Decree review; Loan program from retirement plan; drought preparation; coordinate maternity leave planning.
<b>GENERAL SERVICES TEAM</b>				
	Dana Christine Wilson			
<b>Accounts Receivable - A</b>	DCW	02-May-14	Permittee accounts carrying a past due balance:	Currently there are no past due accounts.
<b>Accounts Receivable - B</b>	DCW	02-May-14	April 16th billings for May monthly (4.10.2014).	\$25,301.00
<b>Banking - Citibank Accounts</b>	DCW	02-May-14	Ongoing processes since Citibank has sold to BB&T (Branch Banking and Trust Company) and we are making this transition in May/June.	Continuing on through process. Currently we are signing the Treasury Management Agreement (more documents to come). BB&T is one of the largest financial institutions in the United States and have been serving the southeastern United States for over 140 years.
<b>Budget</b>	DCW	02-May-14	Annual Budget 2015	Have started this process.
<b>Elections</b>	DCW	05-May-14	Initial tasks in progress - preparing timelines and calendars.	Robin has created the precinct maps that have been distributed to the two directors up for re-election. Draft order has been prepared for possible Board approval to call election, on July 10, 2014 (tentative date).
<b>Financial Reporting - Website</b>	DCW	02-May-14	Most current, available financial reports are posted.	Transaction Detail by Account, Balance Sheet, and Profit and Loss Statement through March 31, 2014.



	Leader, Staff	Date	PROJECT / ACTIVITY DESCRIPTION	STATUS/COMMENTS
HCP	DCW			
Taxes	DCW			
<b>REGULATORY COMPLIANCE TEAM</b>				
	John Dupnik			
Enforcement	JD, KBE, VE	01-May-14	Stephen Oyster (1825 Fortview Management LLC) dha Dons Grass	The final agreed order was effective 3/18/14. Mr. Nassour has met all the provisions of the order. District staff just needs to order well marker plaque and conduct inspection of the well.
Enforcement	JD, KBE, VE	01-May-14	Justin and Nikki Foster ( Ladybird Montessori School)	The Agreed order allowed for limited pumpage during the 6 months of October through March at 6000per mo. Order allows for them to request extension of deadlines if show good cause. Mr. and Mrs. Foster requested an extension of the deadlines which was granted by the GM. The terms of the extension allow for 6000 per month through end of May 2014. Mr. and Mrs. Foster also submitted an application for an Edwards Class C Conditional Permit.
Drought Management	JD, KBE, VE	01-May-14	Drought Compliance Monitoring and Enforcement	Board of Director declared Stage II Alarm drought on April 24, 2014. No enforcement will be initiated for non-compliance in initial month of Alarm Stage Drought since timing does not allow for full month. May will be the first full month of declared drought and the first month of monthly compliance assessments. Therefore, the District will be assessing compliance with the monthly pumpage limits for May in early June when the monthly pumpage reports are due.
Wildflower Center	JD, KBE, VE	01-May-14	Middle Trnity Well	The WFC completed a two phase cleanout process which resulted in an improved flow rate of 30-40gpm. They further repaired the well annular seal and installing new liner casing. A production permit application has been submitted and they are still working on submitting some key materials of the application ( namely the demand estimates).
Industrial Asphalt	JD, KBE, VE	01-May-14	Middle Trinity Well	Industrial Asphalt (Tommy Matthews) provided an update on the status of the Industrial Asphalt well and production permit. Staff was informed that the pump has not yet been installed because the video log showed significant mineralization build up, possible corrosion, and an obstruction present in the well; therefore reducing the internal diameter of the casing which could be problematic in the installation of a pump. Mr. Matthews also informed staff that Industrial Asphalt has met with TCEQ Regional staff to discuss the WPAP modification but the application has not been submitted. The technical consultants for Industrial Asphalt plan to have a meeting in the near future with District staff to discuss the options for using the observation well (the original production well) as the designated production well and to schedule an more thorough inspection of the well and quarry.
Farmland Operating Company - David Trotter	JD, KBE, VE	01-May-14	Middle Trinity Well	Mr. Trotter was informed that his well drilling authorization was approved on 12/12/13 at the Board meeting. District staff has an inspection scheduled for mid-May with Mr. Trotter and his driller to determine a well location. Mr. Trotter indicated he would like to drill the well by end of June. There has been no mention of the permit amendment to date.
Hays County Water Efficiency Meeting	KBE	01-May-14	Meetings, Conferences, and Presentations	District staff (Kendall) and Board member (Blake) attended a meeting on April 30th to discuss water efficiency and water harvesting in Hays County. Attendees included representatives from Kyle and Buda, as well as, Hays County Commissioners Mark Jones, County Judge Bert Cobb, and County staff. Key points of discussion focused on ideas and options for funding rainwater harvesting and conservation rebate programs and education. Everyone concluded that more education was the first step. It could possibly be the start of a larger effort in Hays County to address water efficiency.

	Leader, Staff	Date	PROJECT / ACTIVITY DESCRIPTION	STATUS/COMMENTS
Roy Seiders - Irrigation Well	JD, KBE, VE	01-May-14	Middle Trinity Well	Roy Seiders submitted an application for a Historic Trinity Production Permit to authorize withdrawals from a new nonexempt Middle Trinity Aquifer irrigation well. The General Manager will approve the well drilling authorization on 4/17/2014. Once the well is drilled the production permit will be approved for 436,117 gallons/year.
Current Active Applications	JD, KBE, VE	01-May-14	Mike Kelly NDU; Daniel Tristan Class C Conditional; Joseph Burke NDU; Roger Martinez NDU; Daria and Chad Garret- NDU; Joe Villafrañca- NDU; Ramon Quesada - NDU; Manchaca Methodist Church (Conversion to District Monitor Well).	Staff has informed Daniel Tristan that the District is no longer in drought and that the well drilling authorization will expire on 4/11/14. Mr. Tristan expressed interest in asking for an extension of the well drilling authorization, but never submitted a written extension by the deadline; therefore the well drilling authorization expired on 4/11/14. All other applications are not administratively complete and are currently under review.
<b>EDUCATION &amp; OUTREACH</b>				
Water Well Check-up	RG	RG on Maternity Leave	Promotion of program	This year's water well check-up was promoted through direct mail, in the Hays Free Press (3/12 and 4/2 editions), Facebook, Twitter, newsletters, and press releases. Well owners will need to drop off water samples before 10am on Wed. 4/9/2014. District will cover the cost of analysis for wells in our area.
Scholarship Program	RG	RG on Maternity Leave	Application deadline	The Scholarship application deadline closed on Mar. 18. We received 8 essays for college essay contest (7 different schools) and received 23 applications for camp contest (9 different schools). This year, donations from permittees will allow us to award 4 5-day scholarships & 5 2-day scholarships. Board will pick winners and review judging results at April 24 meeting.
Aquifer Bulletin	RG et al	RG on Maternity Leave	April edition released	Many thanks to terrific articles and edits from the staff. This edition of the newsletter includes articles on: Groundwater Levels on the Decline, Permitting Summary, Environmental Board Member Shift, From the GM's Desk: More Salt, Please, Habitat Conservation Plan Overview & Estimated Timeline, Hydrologic Connection Between Edwards and Trinity Aquifers, Edwards Aquifer, Storm Flows, and Your Well, and Upcoming Events.
MAC Draft HCP Review	RG, JD, DA	RG on Maternity Leave	Feedback Facilitation Activity	Robin worked with John and Dave Anderson to develop a feedback activity to help facilitate comments from small groups during the April 14 MAC meeting. The activity focuses attention and asks for technical review of the take estimates, avoidance and minimization measures, research and mitigation measures, proposed responses for changed circumstances, and budget/program/staffing impacts.
Internet Traffic Report	RG	RG on Maternity Leave	Page views and visits to the District Website	On the District website over the past month, we've had a increase in the number of page views from last month. There were 3,377 page views from 1,495 unique visits. Top pages viewed (in order of hits) are the home page (823 views), Scholarships (295), Newsletters (220 views), and Drought Status (212 views). On the District Facebook page we have 185 people who have signed up to 'Like' us.
<b>AQUIFER SCIENCE</b>				
Dye Tracing	BS, BH	02-May-14	Dye tracing	Discussions are underway with the EAA and CoA about potential dye tracings in the upcoming months. Locations include sinkholes and wallets in the Blanco River.
319(h) Grant	BS, BH, AA	02-May-14	Onion Creek Recharge Enhancement Project	The grant officially ended on August 31, 2011, but the District is committed to continuing upkeep and improvements to the system at Antioch and Sky Ranch. We have installed (7/15/13) a shallow monitor well near the recharge vault to help us monitor recharge. Flooding in Onion Creek on October 31 caused some minor damage to equipment at Antioch.
Water-Quality Studies	BS, BH, AA	02-May-14	Sampling and analysis of groundwater and surface water	The District's summer sampling program will take place in June and July of 2014. The number of wells and springs to be sampled will depend largely on the amount of funding from the TWDB. Samples for the Magellan project were collected in March.

	Leader, Staff	Date	PROJECT / ACTIVITY DESCRIPTION	STATUS/COMMENTS
Saline Zone Studies	BS, BH	02-May-14	Installation of multiport monitor well	Plans are moving forward for installation of a saline Edwards multiport well in conjunction with a test well installed by TD and we are currently working on an access agreement. Walton Development has drilled a deep test well east of Kyle to study the middle and lower Trinity and the saline Edwards. They are still testing the well. A report on the Walton well to PCCD is expected by April. Staff are looking into a TWDB grant for a possible water-supply project in the Edwards saline zone.
Drought and Water-Level Monitoring	BH, BS, AA	02-May-14	Drought status, monitor wells, and synoptic water level events	Heavy rains on October 12 and 13 and again on October 30 and 31 led to flooding and good aquifer recharge. The Board voted to change drought status from Alarm Drought to No Drought effective November 19. As of May 2, discharge from Barton Springs was 41 cfs and the water level in Lovelady on May 2 was 476.2 ft msl. Alarm State II drought was declared by the Board on April 24.
Information Transfer	BS, BH, AA	02-May-14	Presentations, conferences, reports, and publications	District staff presented two papers at the Geological Society of America, South-Central Section meeting in Fayetteville, Arkansas in mid March 2014.
<b>AD-HOC TEAMS</b>				
Technical Team	BAS	02-May-14	Current areas of discussion	Topics of discussion at the technical team meeting in April were desal investigation, saline boundary, geologic mapping projects, and Longhorn pipeline changes.
Planning Team	JD	02-May-14	Strategic and tactical planning and discussion topics	Routine items: reviewed current Board agenda items and identified possible future agenda items. Reviewed status of current Board commitments. New Business: MAC planning, HCP cost estimates, MP objectives review.
<b>UPCOMING ITEMS OF INTEREST</b>				
Austin Water Science Expo		6-May-14	thru 5-7-14, Austin Convention Center	
Buda City Council Meeting		6-May-14	6pm, Buda City Hall	
1st May Board Meeting		8-May-14		
MAC 3a meeting		12-May-14	6pm, District Office	
House Committee on Environmental Regulation, Public Hearing on env. Permitting		13-May-14	10am, State Capital, E2.014	
MAC 3b meeting		14-May-14	6pm, District Office	
GMA 10 Meeting		19-May-14	EAA Office, San Antonio	
2nd May Board Meeting		22-May-14		
Memorial Day Holiday		26-May-14	Office Closed	
TAGD Quarterly Meeting		27-May-14	thru 5-28, South Austin Marriott	
1st June Board Meeting		12-Jun-14		
Region K meeting		09-Jun-14	10am-2pm, LCRA montopolis complex	
Lone Star State Water Summit		23-Jun-14	thru 6-24, Hilton Austin Hotel. \$\$ (early bird deadline: 5-23)	
2nd June Board Meeting		26-Jun-14		

## Kent Butler Summit 2014

### 32 Comment Cards rec'd.

#### Card No. 1

1. New perspectives: What is the best thing that could happen to BSEA region in next 2 years?
  - That we have/experience a change in paradigm
2. Who is /are the stakeholders that are most in opposition to this?
  - Regulatory agencies, planners, politicians
3. How could they be engaged?
  - Include stakeholder report from "real" people who are out there trying to do this.

#### Card No. 2.

Best thing BSEACD can do

- Under the authority to protect water quality, require this use of de - - -fying biofilter/drip irrigation systems for all on-lot systems and what are now "TLAP" systems. This will also route a very large majority of this "waste" water to irrigation reuse.

Who is in the way?

- A Bankrupt regulatory system that doesn't give a rip about water management – quality or quantity
- The ATU(?) industry
- "normal" engineers
- How to engage them positively?
- If I'd been able to figure that out, I'd be doing it. How do you get them to transcend their perceived short-torn self-indorsed?

#### Card No. 3

- We need distributed water collection – ROOFS and distributed wastewater re-use, treatment and release....below ground. No water is lost through usage! And regulations that encourage & allow it.

#### Card No. 4

- 1 Best thing that could happen: a solution that would allow wastewater to be reused for most non-potable uses, freeing up aquifer water for higher priority uses.
- 2 Who is opposed: TCEQ, engineering firms, builders, bankers
- 3 How could we engage them: find a demonstration project to prove a water-wise project can be sold and make a profit.

#### Card No. 5

Suggestion 1: Tell us ahead of time that you'd like feedback and pass the cards out before the final panel discussion. It takes time to articulate these ideas.

- BSEACD given more authority to regulate pumpage.
- Anti-regulatory culture in public & govt.
- Recognition of how problem affects them and their interests personally.

#### Card No. 6

- Goal of summit was to expose you to different points of view to perhaps understand an issue from another perspective in addition to your own. So, with that in mind, give a prediction on what will be true in 2 years.

1 What is best thing that could happen to BSEA in next 2 years?

2 Who are stakeholders in opposition to that?

3 How could they be engaged to achieve your goal

- If only they.....
- If only we.....
- If only I.....

#### Card No. 7

- Where the heck are the developers/engineers at these summits?
- (1) Full county authority
- (2) Those residences & leaders of the unregulated portions of the county
- (3)

#### Card No. 8

Enjoyed the presentations

The microphones need to be set up better! Hard to hear

The presentations by Chris Herrington and the other on Wastewater/nitrate pollution of Barton Springs Zone was very good.

Three questions

1. More rec??tations to wastewater disposal to mitigate the nitrate pollutions
2. Land developers/ anti government people
3. ...

#### Card No. 9

Best thing: An educated population working together to conserve creatively!

Opposition: Traditional Texas attitudes - "my land is my business", right-wing extremists, Big corporation money, Degradation of democracy, lousy science as factual!

Positive Goals: Target younger citizens, Balance big money and small stakeholders, increase public awareness via today's "journalism", Disseminate FACTS, photos, reality

As a new Master Naturalist, I found today's summit highly useful and succinct as an experience I can share with others! Thank you!

#### Card No. 10

- Regulators (tions) – to ? lawn irrigation!
- Escalating Pricing – to ? lawn irrigation!
- Hard to sell yuk factors when their are any lawns!
- Always plenty of water to drink until you waste it on other stuff!
  - 1) Rain/Severe Drought: Either will force issues
  - 2) Those that are selfish
  - 3) Talk to them... about their resource! Appeal to their selfishness

#### Card No. 11

- The best thing to happen to BSEACD in the next 2 years is having the ability to influence those that have the authority to make the necessary regulatory change.
- Stake holders most opposed to this would be land developers

- The could be engaged by developmental incentives or just in general that regulatory agencies aren't the "bad guy" we are charged with the public good.

#### Card No. 12

Keep all wastewater (untreated) out of the aquifer.  
Everyone who builds a residence  
D???? regulations

#### Card No. 13

Best thing for BSEA in next 2 years –  
Implementation of alt. gov or gw resources such as De??? & ASR

- Water purveyors
- Present case studies to them; pool resources to scale needed

Well done

#### Card No. 14

- 1) Great conference – I like the moderator pushing for specific answers and the conflict on SH45
- 2) Best thing – drastic improvement in conservation (also like the co-located de???/ASR)
  - Water sellers
  - Improved financial incentives

#### Card No. 15

Best Thing: Have decisions (individual, institutional) be based on true value of water, esp. at the margin.  
Opposition: TCEQ, water utilities, end-users  
Engagement: Education as to end result if it doesn't happen.  
Message to organizers: Jim Walker did a great job of not allowing content-free answers.  
Great job on topics and speakers (enjoyed the diversity)

#### Card No. 16

Best thing question.... Texas legislature enact legislation requiring widespread adoption of rainwater harvesting, water reuse, and conservation landscaping.  
Opposing forces – big business & vested interests must be overcome

#### Card No. 17

Best thing: Concentrate explosive development/reduce sprawl of large lots. Connect land use and water management  
Opposition: Natural home builders, citizen who see densification as a threat to their way of life.  
Engaged: Demonstrate the profits possible through green-building and LID code techniques. ? them to develop & ?

#### Card No. 18

Best thing: Purchase all undeveloped land as preserve land (permanently)  
Opposition: Dev. Community  
Engage: Redirect their interest elsewhere centers & corridors with innovative controls/LID/redevelopment  
Dear Summit,  
Thank you! I really appreciated variety of opinions. Great moderator, presenters, panelists.  
Next time – better mics for panelists.

#### Card No. 19

Best things:

1. Continued support and funding for land conservation in BSZ.
2. Improved support for mass transit of all I????ds.

Against:

1. Developers/spending hawks
2. Highway advocates/spending hawks

Coopt (same for both issues)

1. Property value analyses, cost-benefit analysis, projected impacts to large term livability of region and economic vitality.
2. Better communication of the positive benefits of current programs projects.

Feedback:

Good broad expertise and perspectives

Good conversational and problem solving orientation. However something missing: land conservation as a strategy for protection of water quality and volume. Used across the world – S. America, state of Florida, New York City, San Antonio. Austin has spent \$150 million protecting >28,000 acres in Barton Springs Zone for water quality and recharge volume, yet this program was not represented at the Summit and rec'd almost no mention all day. Seemed to be a deficiency in the program.

#### Card No. 20

Best thing in 2 years:

Regulatory changes to improve wastewater management options to protect water quality

Opposition:

Finance/regulatory traditional methods

How engaged:

Citizens pushing legislators

#### Card No. 21

Barbra from wild flower center seeking statistics on the costs involved in using potable water for landscaping vs. well water, and if possible statistics on how much water is evaporated (ie how much you can recycle water on the land)

[brodriguez@wildflower.org](mailto:brodriguez@wildflower.org)

#### Card No. 22

Questions

1. Beneficial use of effluent water over all segments of the district
2. Those concerned with water quality issues
3. Setup regional meetings to discuss in details how treatment processes can be engaged to mitigate the concerns.

Message to organizers:

The summit covered a nice variety of topics that affect this area.

#### Card No. 23

Comments to Organizers

- Bring in representative from rural TX
- Potential conflicts between rural, suburban/rural uses?
- Differences in messages required to influence behavior changes in the different groups?
- Bring in regional climate change specialists

Thanks for a great summit!

#### Card No. 24

1. Best thing;
  - Install rainwater collection systems in all new construction &
  - Create incentives to add rainwater harvesting to existing homes and small businesses. Reg. with low interest loans @ county level
2. Some HOA's & real estate folks will oppose
3. ?

Suggestion –

Geo speakers to use microphones more effectively

Lots of this got lost due to poor amplification (of rapid speech)

#### Card No. 25

- Well run
- Keep looking to future
- Kent Butler Summit Jr. – afterhours effort for youth or teams meet with schools to present water issues & solutions
- Continue trying to bring people together & attack issue from every angle; especially the organic, personal grassroots level
- Turn to education & remodel the current system turning urban development back to DIY bike, reduce footprint minded people
- Moratorium on building to consider sustainable development.

#### Card No. 26

1. Legalize rainwater collection, consumption grey water use & composting toilets.
2. The State
3. Present them with ideal homestead, electronically, tour of how well, how sanitarily, how economically, this functions, the their homeowner constituents

Conference was great! It'd have been better if Carlos Rubenstein, and these politicians, were here all day to hear & learn from other presenters.

#### Card No. 27

Get done:

- More to use the models from California (no lawns, use spray irrigation etc.) and Australia (required rainwater harvesting for all new homes)

Ba???: ??? ?? at local level and prospect of veto at state level

#### Card No. 28

Best thing BSEA

- Better regulation at development especially as it pertains to recharge feature protection
- Developers most in opposition
- Create green space in development to increase values

#### Card No. 29

Conference – great seminar, well organized, excellent speakers

Best thing:

- RAIN!
- State regulation for reuse



- Integration of water planning statewide

**Card No. 30**

What is the best thing to BSEA?

Besides rain, greater political will & innovation to inspire citizenry & shift decisions in favor of resource protection.

Opposition?

Developers who require exploitation of water for their profitability

Engage?

Invite them to discussion

**Card No. 31**

For summit Organizers:

- Very well organized
- Love the location great auditorium
- Appreciated the diversity in perspectives from speaker/panelist.
- Lunch was fantastic, thank you for vegetarian option

**Card No. 31**

Letting knowledge be economical, not expensive.

TWDB vision was good

Stop Californians

TXOUT & silicon people

## Item 3

### Routine Business

**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.** *(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.)*

**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.**

**Item 4  
Presentations**

- a. Award of the Kent S. Butler Memorial Groundwater Stewardship College Scholarship and the Aquatic Science Adventure Camp scholarships.**
- b. Presentation by Charles Porter on an initiative to better inform buyers and real estate professionals of relevant Groundwater Conservation District jurisdictions and regulatory requirements.**



**Barton Springs  
Edwards Aquifer**  
CONSERVATION DISTRICT

**For Immediate Release: Tuesday, April 29, 2014**

For more information, contact: Alan Andrews at (512) 282-8441 or  
aandrews@bseacd.org

## **Aquifer District Announces Winners of 2014 Scholarship Contests**

(Austin) - The Barton Springs/Edwards Aquifer Conservation District has announced the winners of the Kent S. Butler Memorial Groundwater Stewardship College Scholarship Essay Contest and its Aquatic Science Adventure Camp Scholarship program.

The District would like to thank Creedmoor-Maha WSC, Texas Lehigh Cement Company, St. Andrews Episcopal School, and Goforth Water SUD for donating a portion of their Conservation Credits to the scholarship program.

### **Kent S. Butler Memorial Groundwater Stewardship College Scholarship**

The District's college scholarship is dedicated as a memorial scholarship honoring one of Austin's most influential environmental planners, Dr. Kent S. Butler. Dr. Butler specialized in bringing science and policy together. He encouraged open conversation, collaboration, and participation from all perspectives. The Kent S. Butler Groundwater Stewardship Scholarship Essay Contest increases the awareness of groundwater issues by rewarding high school students for high quality research and writing.

This year's winner of the essay contest is Bowie High School junior Jenna Trejo. An independent evaluation panel scored Ms. Trejo's essay, titled "Kubla Khan: Protecting Our Groundwater One Drop at a Time," with the highest marks for content, accuracy of information, originality, grammar, quality of research, and style. She will receive a \$2,500 scholarship to the college, community college, or training institution of her choice. Essays had to focus generally on groundwater or groundwater issues; however, it was not mandatory that applicants be planning a career in water resources. High School students attending public schools in the Austin, Eanes, Dripping Springs, Hays Consolidated, Del Valle, Bastrop, and Lockhart Independent School Districts, as well as private and home-schooled students in these areas, were eligible.

District staff selected at-large judges from the Austin area along with a District staff member to read and evaluate the essays. This year's judges were Christy Muse, Executive Director of the Hill Country Alliance; Louise Liller, Volunteer Coordinator with the City of Austin; Doug Wierman, Environmental Consultant with ERM; Dave Anderson, Consultant with FORM; Stacey Steinbach, Executive Director of the Texas Alliance of Groundwater Districts; Jennifer Walker, Water Resources Coordinator with the Sierra Club; and Vanessa Escobar, BSEACD Regulatory Compliance Coordinator.

### **Aquatic Science Adventure Camp Scholarships**

The District awards program also includes additional age groups of District-area students through scholarships to the Edwards Aquifer Data and Research Center's Aquatic Science Adventure Camp at Texas State University in San Marcos. This very successful program required interested students to submit an application and a 1-page essay/artwork entitled "Why I want to attend the Aquatic Science Adventure Camp!" to establish eligibility. The contest was open to children ages 9 through 15 who reside in one of the six school districts that cross the District's boundary.

Four winners for 5-day camp scholarships and five winners for 2-day camp scholarships were chosen in a random drawing. 2014 Winners of the 5-day camp scholarship are Somaya Jimenez-Haham of Austin Discovery School and Skylar Koenig, Katelyn Allen, and Savannah Kelsey of Pfluger Elementary School. 2014 Winners of the 2-day camp scholarship are Griffin Rans of Mills Elementary, Kaitlyn Manire of Gorzycki Middle School, and Megan Morris, Sarai Diaz, and McKenzi Pritchard of Pfluger Elementary.

All winners are invited to be special guests of the District's Board of Directors at its regular meeting at 6:00pm on Thursday, May 8th, to be officially acknowledged and commended for their efforts. The meeting will be held at District Headquarters at 1124 Regal Row, Austin, 78748. Public and media are welcome.

For information about future scholarship programs visit [www.bseacd.org](http://www.bseacd.org).

*BSEACD is a groundwater conservation district charged by the Texas Legislature to preserve, conserve, and protect the aquifers and groundwater resources within its jurisdiction, which includes parts of three Central Texas counties. It is governed by a Board of five elected directors and staffed with hydrogeologists, groundwater regulatory compliance specialists, environmental educators, geospatial systems specialists, and administrative support personnel.*

#

## **Essay Contest Scholarship Winner**

**Jenna Trejo.....Bowie High School**

## **Five-Day Camp Scholarship Winners**

**Skylar Koenig.....Pfluger Elementary**

**Katelyn Allen.....Pfluger Elementary**

**Savannah Kelsey.....Pfluger Elementary**

**Somaya Jimenez-Haham.....Austin Discovery School**

## **Two-Day Camp Scholarship Winners**

**Griffin Rans..... Mills Elementary**

**Megan Morris.....Pfluger Elementary**

**Sarai Diaz.....Pfluger Elementary**

**McKenzi Pritchard.....Pfluger Elementary**

**Kaitlyn Manire.....Gorzycki Elementary**

\_\_\_ B. Number \_\_\_\_\_

By: \_\_\_\_\_

A BILL TO BE ENTITLED  
AN ACT

relating to requiring groundwater districts to record their boundaries and for purchasers to receive notice thereof.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Water Code, chapter 36 is amended as follows:

- (a) A district created under chapter 35 or 36 of the Water Code or by a special Act of the Legislature is required to record in the office or offices of the county clerk where its boundaries, in whole or part, are located, its boundaries and a map or plat thereof, and each amendment thereto.
- (b) The recordation shall be made within one hundred and eighty (180) days from the effective date of this legislation.

Section 2. Notice to Purchasers

(a) (1) Any person who proposes to sell or convey real property located in a district created under this title or by a special Act of the legislature must first give to the purchaser the written notice provided in this section.

(2) The provisions of this section shall not be applicable to:

- (A) transfers of title under any type of lien foreclosure;
- (B) transfers of title by deed in cancellation of indebtedness secured by a lien upon the property conveyed;
- (C) transfers of title by reason of a will or probate proceedings; or
- (D) transfers of title to a governmental entity.

(b) The prescribed notice shall read as follows:

"The real property, described below, that you are about to purchase is located in the \_\_\_\_\_ District. The district has (or has not) taxing authority separate from any other taxing authority and may, subject to voter approval, issue an unlimited amount of bonds and levy an unlimited rate of tax in payment of such bonds. As of this date, the rate of taxes levied by the district on real property located in the district is \$ \_\_\_\_\_ on each \$ 100 of assessed valuation. If the district has not yet levied taxes, the most recent projected rate of tax, as of this date, is \$ \_\_\_\_\_ on each \$ 100 of assessed valuation. The total amount of bonds, excluding refunding bonds and any bonds or any portion of bonds issued that are payable solely from revenues received or expected to be received under a contract with a governmental entity, approved by the voters and which have been or may, at this date, be issued is \$ \_\_\_\_\_ , and the aggregate initial principal amounts of all bonds issued for one or more of the specified facilities of the district and payable in whole or in part from property taxes is \$ \_\_\_\_\_ .

"The purpose of this district is to regulate and conserve groundwater within the district through the issuance registrations or permits for drilling, equipping and pumping groundwater. The legal description of the property you are acquiring is as follows:

(Date)

Signature of Seller

PURCHASER IS ADVISED THAT THE INFORMATION SHOWN ON THIS FORM IS SUBJECT TO CHANGE BY THE DISTRICT AT ANY TIME. PURCHASER IS ADVISED TO CONTACT THE DISTRICT TO DETERMINE THE STATUS OF ANY CURRENT OR PROPOSED CHANGES TO THE INFORMATION SHOWN ON THIS FORM.

"The undersigned purchaser hereby acknowledges receipt of the foregoing notice at or prior to execution of a binding contract for the purchase of the real property described in such notice or at closing of purchase of the real property.

(Date)

Signature of Purchaser

"(Note: Correct district name, tax rate, bond amounts, and legal description are to be placed in the appropriate space.) Except for notices included as an addendum or paragraph of a purchase contract, the notice shall be executed by the seller and purchaser, as indicated. If the district does not propose to provide one or more of the specified facilities and services, the appropriate purpose may be eliminated. If the district has not yet levied taxes, a statement of the district's most recent projected rate of tax is to be placed in the appropriate space. If the district does not have authority to adopt and impose a tax, the second paragraph of the notice may be deleted. For the purposes of the notice form required to be given to the prospective purchaser prior to execution of a binding contract of sale and purchase, a seller and any agent, representative, or person acting on the seller's behalf may modify the notice by substitution of the words 'January 1, \_\_\_\_\_' for the words 'this date' and place the correct calendar year in the appropriate space."

(c) The notice required by this section shall be given to the prospective purchaser prior to the execution of a binding contract of sale and purchase either separately or as an addendum or paragraph of a purchase contract. In the event a contract of purchase or sale is entered into without the seller providing the notice required by this subsection, the purchaser shall be entitled to terminate the contract. If, however, the seller furnishes the required notice at or prior to closing the purchase and sale contract and the purchaser elects to close even though such notice was not timely furnished prior to execution of the contract, it shall be conclusively presumed that the purchaser has waived all rights to terminate the contract and recover damages or other remedies or rights under the provisions of this section. Notwithstanding any provision of this subchapter to the contrary, all sellers, title companies, real estate brokers, and examining attorneys, and any agent, representative, or person acting on their behalf, shall not be liable for damages to any person for:

(1) failing to provide the notice required by this section to a purchaser prior to execution of a binding contract of a purchase and sale or at or prior to the closing of the purchase and sale contract when the district has not filed the boundaries of the groundwater district; or



(2) unintentionally providing a notice prescribed by this section that is not the correct notice required hereunder prior to execution of a binding contract of purchase and sale or at or prior to the closing of the purchase and sale contract.

(d) The purchaser shall sign the notice or purchase contract including such notice to evidence the receipt of notice.

(e) At the closing of purchase and sale, a separate copy of such notice with current information shall be executed by the seller and purchaser, acknowledged, and thereafter recorded in the deed records of the county in which the property is located. For the purposes of this section, all sellers, title companies, real estate brokers, and examining attorneys, and any agent, representative, or person acting on their behalf, shall be entitled to rely on the accuracy of the information form and map or plat as last filed by each district hereunder. Any information taken from the boundary information or map or plat as last filed by each district and the information contained in or shown on the notice form issued by the district shall be, for purposes of this section, conclusively presumed as a matter of law to be correct. All subsequent sellers, purchasers, title insurance companies, real estate brokers, examining attorneys, and lienholders shall be entitled to rely upon the boundary information and map or plat filed by the district or the notice form issued by the district hereunder.

(f) For the purposes of this section, an executory contract of purchase and sale having a performance period of more than six months shall be considered a sale under Subsection (a).

(g) For the purposes of the notice form to be given to the prospective purchaser prior to execution of a binding contract of sale and purchase, a seller and any agent, representative, or person acting in the seller's behalf may modify the notice by substitution of the words "January 1, " for the words "this date" and place the correct calendar year in the appropriate space. All sellers, and all persons completing the prescribed notice in the seller's behalf, shall be entitled to rely on the information contained in or shown on the information form and map or plat filed of record by the district as required hereunder in completing the prescribed form to be given to the prospective purchaser prior to execution of a binding contract of sale and purchase. Except as otherwise provided, any information taken from the boundary information or map or plat filed of record by the district in effect as of January 1 of each year shall be, for purposes of the notice to be given to the prospective purchaser prior to execution of a binding contract of sale and purchase, conclusively presumed as a matter of law to be correct for the period January 1 through December 31 of such calendar year. A seller and any persons completing the prescribed notice in the seller's behalf may provide more recent information, if available, than the information contained in or shown on the boundary information and map or plat filed of record by the district in effect as of January 1 of each year in completing the prescribed form to be given to the purchaser prior to execution of a binding contract of sale and purchase. Nothing contained in the preceding sentence shall be construed to create an affirmative duty on the part of a seller or any persons completing the prescribed notice in the seller's behalf to provide more recent information than the information taken from the information form and map or plat filed of record by the district as of January 1 of each year in completing the prescribed notice to be given to the purchaser prior to execution of a binding contract of sale and purchase. All subsequent sellers, purchasers, title insurance companies, real estate brokers, examining attorneys, and lienholders shall be entitled to rely upon the information form and map or plat filed by the district.

(h) If such notice is given at closing as provided in Subsection (g), a purchaser, or the purchaser's heirs, successors, or assigns, shall not be entitled to maintain any action for damages or maintain any action against a seller, title insurance company, real estate brokers, or lienholder, or any agent, representative, or person acting in their behalf, by reason of use by the seller of the information filed for record by the district or reliance by the seller on the filed plat and filed legal description of the district in determining whether the property to be sold and purchased is within the district. No action may be maintained against any title company for failure to disclose the inclusion of the described real property within a district when the district has not filed for record the information form, map, or plat with the clerk of the county or counties in which the district is located.

(i) Any purchaser who purchases any real property in a district and who thereafter sells or conveys the same shall on closing of such subsequent sale be conclusively considered as having waived any prior right to damages under this section.

(j) It is the express intent of this section that all sellers, title insurance companies, examining attorneys, vendors of property and tax information, real estate brokers, and lienholders, and any agent, representative, or person acting on their behalf, shall be entitled to rely on the accuracy of the boundary information and map or plat as last filed by each district or the information contained in or shown on the notice form issued by the district hereunder, or for the

purposes of the notice to be given the purchaser prior to execution of a binding contract of sale and purchase the information contained in or shown on the information form and map or plat filed of record by the district in effect as of January 1 of each year for the period January 1 through December 31 of such calendar year.

(k) Except as otherwise provided, if any sale or conveyance of real property within a district is not made in compliance with the provisions of this section, the purchaser may institute a suit for damages under the provisions hereunder.

(l) A purchaser of real property covered by the provisions of this section, if the sale or conveyance of the property is not made in compliance with this section, may institute a suit for damages in the amount of all costs relative to the purchase of the property plus interest and reasonable attorney's fees. The suit for damages may be instituted jointly or severally against the person, firm, corporation, partnership, organization, business trust, estate, trust, association, or other legal entity that sold or conveyed the property to the purchaser. Following the recovery of damages under this subsection, the amount of the damages shall first be paid to satisfy all unpaid obligations on each outstanding lien or liens on the property and the remainder of the damage amount shall be paid to the purchaser. On payment of all damages respectively to the lienholders and purchaser, the purchaser shall reconvey the property to the seller.

(m) A purchaser of real property covered by the provisions of this section, if the sale or conveyance of the property is not made in compliance with this section, may institute a suit for damages in an amount not to exceed \$ 5,000, plus reasonable attorney's fees.

(n) A purchaser is not entitled to recover damages hereunder, and entry of a final decision awarding damages to the purchaser shall preclude the purchaser from recovering damages under the other subsection. Notwithstanding any part or provision of the general or special laws or the common law of the state to the contrary, the relief provided hereunder shall be the exclusive remedies for a purchaser aggrieved by the seller's failure to comply with the provisions of this section. Any action for damages shall not, however, apply to, affect, alter, or impair the validity of any existing vendor's lien, mechanic's lien, or deed of trust lien on the property.

(o) In a groundwater district that imposes taxes, a suit for damages under the provisions of this section must be brought within 90 days after the purchaser receives the first district tax notice or within four years after the property is sold or conveyed to the purchaser, whichever time occurs first, or the purchaser loses the right to seek damages under this section.

(p) Notwithstanding any provisions of this subchapter to the contrary, a purchaser may not recover damages of any kind under this section if that person:

(1) purchases an equity in real property and in conjunction with the purchase assumes any liens, whether purchase money or otherwise; and

(2) does not require proof of title by abstract, title policy, or any other proof of title.

Section 3. Boundary information, a map or plat filed before the effective date of this Act is governed by the law in effect when the filing occurred.

Section 4. This Act takes effect September 1, 2015.

## **Item 5**

### **Board discussions and possible actions**

- a. Discussion and possible action related to establishing a process for vetting and selecting a Director appointment for Precinct 2.**

## **Item 5**

### **Board discussions and possible actions**

**b. Discussion and possible action related to setting the legislative agenda including scheduling of a work session to set legislative priorities.**

## **Item 5**

### **Board discussions and possible actions**

- c. Discussion related to the preparation and status of the District Habitat Conservation Plan.**

**Review of Review Draft HCP  
Scheduling Scenarios beginning 4/23/14**

Date	with 3 <sup>rd</sup> MAC meeting	with 4 <sup>th</sup> MAC meeting	Extended Public Comment Period
4/23/14	deadline for written comments from MAC		
4/24/14	Board meeting (bare quorum): 1. present Director's comments for inclusion in review draft HCP 2. present MAC comments received to date		
5/5 or 5/7/14	3 <sup>rd</sup> MAC meeting held (poll MAC on need for 4 <sup>th</sup> meeting)		
5/8/14	Board meeting (bare quorum)		
Week of 5/12		4 <sup>th</sup> MAC meeting held	
5/16/14	Deadline for written comments from MAC		
5/22/14	1. Board meeting 2. FORM provides compilation of all MAC comments	1. Board meeting 2. Deadline for written comments from MAC	
5/30/14		FORM provides compilation of all MAC comments	
6/6/14	Staff and HGMC to complete response to MAC comments and suggested edits for 6/12 Board backup		
6/12/14	Board meeting: 1. Consider approving draft HCP with MAC edits 2. Set public hearing on 6/26	Board meeting: 1. Consider approving draft HCP with MAC edits 2. Set public hearing for 7/24 3. Begin extended public comment period	
6/13/14	Press Release and publish notice of public hearing to be held on 6/26	Press Release announcing extended public comment period and hearing on 7/24	
6/26/14	Board meeting and public hearing: 1. Consider approval of draft HCP and submittal of ITP application, or 2. delay to 7/8/14 to consider public hearing input		
7/8/14	<i>Optional Special called Board meeting:</i> 1. <i>consider approval of draft HCP and submittal of ITP application, or</i> 2. <i>delay to 8/14/14 to consider public hearing input</i>		

7/11/04		End of extended public comment period
7/18/14		Staff and consultant to complete response to public comments and suggested edits for 7/24 Board backup
7/24/14	<i>Optional Board meeting: consider approval of draft HCP and submittal of ITP application</i>	Board meeting and public hearing: <ol style="list-style-type: none"> <li>1. consider approval of draft HCP and submittal of ITP application, or</li> <li>2. delay to 8/14/14 to consider public hearing input</li> </ol>
8/14/14		<i>Optional Board meeting: consider approval of draft HCP and submittal of ITP application</i>

## **Item 5**

### **Board discussions and possible actions**

**d. Discussion and possible action related to the decision in the *SOS Alliance v. City of Kyle, Goodman et al., and the Barton Springs/Edwards Aquifer Conservation District.***



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**Item 6**

**Adjournment**