

## 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 at the **District office**, located at 1124 Regal Row, Austin, Texas, on **Thursday, June 30, 2016**, 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 meet in 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 June 16, 2016 regular Meeting and Public Hearing. Not for public review at this time**
- 3. Approval of an amendment to the professional consulting services contract with Holland Groundwater Management Consultants, LLC, to continue to support the pending Incidental Take Permit application and other management consulting services as warranted. Pg. 12**

**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. Update on Team activities and highlights

- ii. Update on regulatory and enforcement activities
- iii. Update on District grant projects and other Aquifer Science Team projects
- iv. Update on the activities related to the SH 45 SW roadway project
- v. Update on activities related to the HCP and the associated draft EIS
- vi. Update on activities related to the Travis County PGMA
- vii. Update on interim legislative activity

**4. Discussion and Possible Action.**

- a. Discussion and possible action related to reviewing the draft FY 2017 annual budget and fee schedule, and setting a public hearing. **Pg. 16**
- b. Discussion and possible action related to consideration of a resolution stating the District's position on the City of Dripping Springs TPDES permit application to authorized direct discharge of treated wastewater to Onion Creek in the contributing zone of the Barton Springs segment of the Edwards Aquifer. **NBU**

**5. 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;
- Commendations; and
- Issues or problems of concern.

**6. Adjournment.**

Came to hand and posted on a Bulletin Board in the Courthouse, Travis County, Texas, on this, the \_\_\_\_\_ day of June, 2016, 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.

## **Item 1**

### **Call to Order**

## **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 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.**
- 2. Approval of minutes of the Board's June 16, 2016 Regular Meeting and Public Hearing.**
- 3. Approval of an amendment to the professional consulting services contract with Holland Groundwater Management Consultants, LLC, to continue to support the pending Incidental Take Permit application and other management consulting services as warranted.**

# Purchase Order



## Barton Springs / Edwards Aquifer Conservation District

1124 Regal Row  
Austin, TX 78748  
Phone: (512)282-8441  
Fax : (512)282-7016

The following number must appear on all related correspondence, shipping papers, and invoices. **P.O. Number:** 2016 301

**Date:** June 23, 2016

### To:

Westbay Instruments  
  
3480 Gilmore Way, Suite 10  
Burnaby, BC V5G Y1

### Ship To:

BSEACD  
1124 Regal Row  
Austin, TX 78748

PROJECT	REQUISITIONER	SHIP VIA	ACCOUNT #	TERMS
RFP Grant	B. Smith			

QTY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL
1	ea	Multiport well installation services and equipment (see attached quote)	\$23,140.00	\$23,140.00
Subtotal				\$23,140.00
Sales Tax				TAX EXEMPT
Shipping & Handling				
Other				
<b>TOTAL</b>				<b>\$23,140.00</b>

- Please send two copies of your invoice.
- Enter this order in accordance with the prices, terms, delivery method, and specifications listed above.
- Please notify us immediately if you are unable to ship as specified.
- Send all correspondence to:  
Barton Springs/Edwards Aquifer Conservation District  
Attn: Dana Wilson  
1124 Regal Row  
Austin, TX 78748  
(512)282-8441; Fax (512)282-7016  
E-Mail: bseacd@bseacd.org

(Original to Accounting/Copy to Vendor)

Authorized by

6/23/16  
Date

- expense is budgeted  
- payment subject to Board approval



Nova Metrix Ground Monitoring (Canada) Limited  
 Westbay Instruments Division  
 3480 Gilmore Way, Suite 110  
 Burnaby, BC V5G 4Y1  
 ph: +1 604-430-4272 / fx: +1 604-430-3538  
[www.westbay.com](http://www.westbay.com)

# QUOTE

Quote	QTE010153
Date	2/29/2016
Page	1
Project	868_BSE_0216_TER1

## Bill To:

## Ship To:

Barton Springs/Edward Aquif Conservation Distric  
 1124 Regal Row  
 Austin TX 78748

Barton Spring/Edwards Aquifer Conservation Distr  
 Dana Wilson  
 1124 Regal Row  
 Austin TX 78748  
 (512) 282-8441 Ext. 0000

Your Reference		Customer ID	Salesperson ID	Incoterms	Payment Terms	Lead Time	Currency
		BARSPR01-U		FCA	NET 30 DAYS	2-3 wks ARO	USD
Quantity	Item Number	Description			UOM	Unit Price	Ext. Price
1.00	6012	MP38 Open Close Tool			EA	\$9,000.00	\$9,000.00
1.00	DISCOUNT-PRODUCT	PRODUCTS DISCOUNT			EA	-\$900.00	-\$900.00
		10% Discount					
64.00	TECHNICALSERVICE	Technical Service			HR	\$168.00	\$10,752.00
		One Westbay Tech to assist Customer's technical personnel with installation of one Westbay System, travel time included between Vancouver and Site.					
1.00	FIELDEXPENSE	Field Expense			LT	\$4,000.00	\$4,000.00
		Estimated Expenses - includes return travel between Vancouver, Canada and Austin TX.					
		Accommodations, meals, vehicle rental, etc. Actual expenses will be charged at cost 15%.					
1.00	38INFLSYS-WK	MP38 Inflation System Rental Weekly			WK	\$2,188.00	\$2,188.00
		MP38 Installation Equipment					
1.00	DISCOUNT-SERVICE	SERVICES DISCOUNT			EA	-\$3,300.00	-\$3,300.00
		20% Collaboration discount on Technical Services and Rental equipment in return for provision access to site during well installation for field training of Westbay equipment operators.					
1.00	MOB-38INFL-US	Mobilization/Demobilization MP38 Inflation System			LT	\$1,400.00	\$1,400.00
		Equipment pre-ship testing, shipping & handling, and post-ship testing.					

FCA, Burnaby  
 Purchase Open/Close Tool  
 Installation Services + Rental

Subtotal	\$23,140.00
Misc	\$0.00
Tax	\$0.00
Freight	\$0.00
Trade Discount	\$0.00
Total	\$23,140.00

We are pleased to submit the above quotation for your consideration. This quote is subject to and expressly conditioned upon customer's acceptance of the General Terms and Condition of Sale provided at <http://www.westbay.com/terms> (the Terms & Conditions). The Customer is deemed to have accepted the Terms & Conditions by issuing a purchase order for product(s) based on the Quote (whether or not such purchase order purports to state terms additional to or different from the Terms & Conditions) by accepting delivery of any product under the purchase order or by paying for any product supplied under the purchase order. Additional or different terms or conditions (including those that may be contained in customer's purchase order or in any other customer correspondence) shall be void and of no effect unless Nova Metrix Ground Monitoring (Canada) Limited, Westbay Instruments Division expressly agrees in writing to be bound by such additional or different terms and conditions. Any commodities, technology, or software covered by this quote will be transferred or exported in accordance with Canadian export compliance laws, as well as the U.S. Export Administration Regulations and the Foreign Assets Control Regulations. Division contrary to Canadian or U.S. law is prohibited.

**Barton Springs/Edwards Aquifer Conservation District  
Board of Directors Meeting Minutes  
Regular Meeting and Public Hearing  
June 16, 2016**

Board members present at commencement: Blayne Stansberry, Bob Larsen, Mary Stone and Blake Dorsett. Craig Smith was absent. Staff present: John Dupnik, Robin Gary, Kendall Bell-Enders, Brian Smith, and Tammy Raymond. Bill Dugat of Bickerstaff, Heath, Delgado, Acosta 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. Stansberry called the meeting to order at 6:01 p.m., noting that a quorum of the Board was present.

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

There were no public comments of a general nature.

**6. Discussion and Possible Action.**

**6d. Discussion and possible action related to consideration of the City of Dripping Springs TPDES permit application to authorize direct discharge of treated wastewater to Onion Creek in the contributing zone of the Barton Springs segment of the Edwards Aquifer.**

Ms. Stansberry opened this item to hear a public comment from Mr. Ken Jacob, representing the Onion Creek Homeowner's Association.

Mr. Jacob stated that he is also a member of the Flood Mitigation Task Force and they are concerned about the health of Onion Creek as a whole. He said that the Onion Creek Community recently saw a proposal by the City of Buda to do something similar; they were going to discharge their waste water into Onion Creek, and that was stopped because of potential problems. He said that even though they are far down stream, they have the same concerns with Dripping Springs discharging all of their wastewater into Onion Creek. In times like last October the water would run so fast it probably wouldn't make a difference, but in the summer when there is very little flow, we may have serious problems. He said that the Board of Directors of the HOA have met and voted unanimously to oppose this permit.

Ms. Stansberry stated that she would close this item and re-open it later in the meeting.



### **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 26, 2016 Regular Meeting and Public Hearings.**
3. **Approval of the effectiveness of Directors' communications with stakeholders and constituents for the 3rd Quarter FY 2016 (March - May) per the collective judgment of the Board, as required by the District's Management Plan.**
4. **Approval of an alternate regular Board meeting schedule for the summer months.**
5. **Approval of a joint-funding agreement with USGS at an annual cost of \$7,370 to continue the inclusion of the Lovelady Drought Indicator well in the USGS-managed and reported Texas Data Collection Program.**
6. **Discussion and possible action related to amendments to the engagement letter for legislative consulting services with Sledge Law and Public Strategies.**
7. **Approval of a letter of support for an application to be submitted by the Meadows Foundation and others to fund development of a Blanco River watershed protection plan.**
8. **Approval of a contract amendment with Alan Plummer Associates for continued engineering services related to the District technical review of State Highway 45 Southwest.**

Ms. Stone moved approval of consent agenda items 1 through 8 noting, invoices from Bickerstaff in the amount of \$6557.31, USGS in the amount of \$7370.00 and CC Lynch in the amount of \$7905.60. She also noted changes to Board meeting dates in June and July, and one minor change to the meeting minutes.

Dr. Larsen seconded the motion and it passed with a vote of 4 to 0.

#### 4. Public Hearings.

**The Board will hold a public hearing on the conversion of a Temporary Production Permit issued to Aqua Texas Inc. (Sierra West) to a Regular Production Permit pursuant to the HB 3405 permit process. The Regular Permit would authorize continued operation of the existing well located at 235 Marigold Court, Driftwood, TX 78619 and withdrawal of an annual permitted volume of approximately 30,000,000 gallons of groundwater from the Trinity Aquifer for Public Water Supply Use for the Sierra West neighborhood. (6:15)**

Ms. Stansberry opened the Public Hearing at 6:16 p.m.

Ms. Bell-Enders stated that this public hearing was set to convert a Temporary Production Permit into a Regular Production Permit, and that they are one of the few that are over 2,000,000. She explained that Aqua Texas has an existing water supply well that serves the Sierra West subdivision in our new territory. They were issued a Temporary permit in October of 2015 that gave them the interim authorization to continue to operate the well as a public water supply. The application was processed to authorize a withdrawal of 30,000,000 gallons a year for a public water supply. She explained that the total demand was based on a four-year average and a two percent growth rate. She said that the application is administratively complete, and that an aquifer test was completed on the well in May of 2000. She explained that drawdown was monitored in the pumping well and a nearby observation well. She said that the Aquifer Science team reviewed the Hydrogeological Report that was submitted, and confirmed that it satisfied our requirements. We will not require an additional pump test because it was determined that the previous conducted test was adequate and that it satisfied the District's Guidelines. She ended with saying that this well has been in operation for 16 years, and there have been no impacts to surrounding wells in the vicinity.

There were no public comments, therefore; Ms. Stansberry closed the Public Hearing at 6:21 p.m.

**6a. Discussion and possible action related to approval of the conversion of a Temporary Production Permit issued to Aqua Texas Inc. (Sierra West) to a Regular Production Permit pursuant to the HB 3405 permit process that would authorize continued operation of the existing well and withdrawal of an annual permitted volume of approximately 30,000,000 gallons of groundwater from the Trinity Aquifer for Public Water Supply Use for the Sierra West neighborhood.**

Ms. Bell-Enders stated that the staff recommends approval of the conversion from a Temporary Production Permit to a Regular Production Permit for a Middle Trinity well for Aqua Texas Inc., and authorize pumping of 30,000,000 gallon per year.

Ms. Stone moved approval of the conversion from a temporary to a Regular Production Permit for Aqua Texas Inc., and to authorize pumping 30,000,000 gallons per year from the Middle Trinity Aquifer.

Dr. Larsen seconded the motion and it passed unanimously with a vote of 4 to 0.

#### **4. Presentations**

##### **Presentation by the District Aquifer Science Team of the preliminary results of the Aquifer Science Onion Creek Study.**

Dr. Brian Smith gave a presentation titled Streamflow Gain-Loss Study in the Onion Creek Watershed. The presentation included previous and on-going studies on surface water and groundwater interactions between the Trinity and Edwards Aquifers in Hays County.

##### **6b. Discussion and possible action related to amending the FY16 Budget.**

Ms. Wilson presented the major categories of budget revisions needed to continue operation until the end of fiscal year 2016. She asked for an addition of \$1500 to the copier/lease item, due to a \$1400 invoice for color copies that was not expected or budgeted.

After discussion, Ms. Stone moved approval of the FY16 Budget amendment as presented, with the additional \$1500 to the copier/lease item.

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

##### **6c. Discussion related to a briefing by the District's attorney on recent legal cases of interest to Groundwater Conservation Districts.**

Mr. Dugat gave a presentation on recent legal cases of interest to the District and other Groundwater Districts, including an Attorney General's opinion regarding the use of personal E-Mail for business.

##### **6d. Discussion and possible action related to consideration of the City of Dripping Springs TPDES permit application to authorize direct discharge of treated wastewater to Onion Creek in the contributing zone of the Barton Springs segment of the Edwards Aquifer.**

Mr. Dupnik stated that when we were asked to look at this application we new that it was going to require a detailed analysis. He said that he convened an ad hoc team of support staff consisting of himself, Kendall Bell-Enders, Stephen Davis, and Brian Hunt. He also used Kirk Holland under his existing contract, and asked him to coordinate the team and review the application. He said that Mr. Holland coordinated and completed the initial application review, and that he and Mr. Dugat prepared a memo that was sent to the Board. He said that legal matters would need to be discussed in Executive Session, but for the benefit of the public, asked Mr. Holland to provide an overview of the application.

Mr. Holland then gave a brief overview of the basic application, and answered questions by the Board.

Ms. Stansberry stated that the Board would meet in Executive Session under as authorized by the Texas Government Code Section 551.071 (Consultation with Attorney), at 8:25 p.m. Ms. Stansberry stated that no final actions or decisions would be made while in Executive Session.

The Board re-convened into open session at 9:21 p.m. Ms. Stansberry stated that no final actions or decisions were made while in Executive Session.

Ms. Stansberry appointed a Subcommittee consisting of Ms. Stone and herself for the Dripping Springs discharge permit.

Ms. Stone moved that the Board directs the staff to do the following:

1. Have conversations and meetings with public and private stakeholders regarding the Dripping Springs discharge permit.
2. Prepare input to TCEQ staff on this permit.
3. Draft a Resolution of this Groundwater District's opposition to this permit.

Dr. Larsen seconded the motion and it passed unanimously with a vote of 4 to 0.

### **3. Routine Business.**

- 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**
- ii. **Update on activities related to GMA and regional water planning**
- iii. **Update on District grant projects and other Aquifer Science Team projects**
- iv. **Update on the activities related to the SH 45 SW roadway project**
- v. **Update on activities related to the HCP and the associated draft EIS**
- vi. **Update on activities related to the Travis County PGMA**
- vii. **Update on interim legislative activity**

Mr. Dupnik and staff updated the Board and answered Director's questions on the items listed above.

Ms. Stansberry had to leave at 9:30 p.m., and passed the gavel to Mr. Dorsett for the remainder of the meeting.

Mr. Dupnik continued the General Manager's Report.

**8. Adjournment.**

Without objection, Mr. Dorsett adjourned the meeting at 9:43 p.m.

Approved by the Board on June 30, 2016:

By: \_\_\_\_\_  
Blayne Stansberry, President

Attest: \_\_\_\_\_  
Blake Dorsett, Secretary

**Amendment No. 5 to the Contractual Agreement for  
Professional Consulting Services Between  
Barton Springs/Edwards Aquifer Conservation District  
and  
Holland Groundwater Management Consultants LLC**

This is Amendment No. 5 to the contract (“Agreement”) between the Barton Springs/Edwards Aquifer Conservation District (hereinafter “District” or “BSEACD”), and Holland Groundwater Management Consultants, as contractor (hereinafter “Contractor”) dated July 11, 2013, previously amended September 12, 2013; March 27, 2014; July 29, 2014, and September 10, 2015. This amendment extends the term of the Agreement, adds work to be performed, defines the phasing of the added work, specifies not-to-exceed dollar amounts for the added work and phases, and eliminates the provision by the District of computer and server access. All other provisions will remain as in the existing Agreement, as amended.

Amendment No. 5 is entered into by the District and the Contractor as evidenced by the signatures below. Sections II, III, and VI of the Agreement are amended as follows: Except as specified in this Amendment, all other provisions of the Contractual Agreement as previously amended continue.

**Section II  
Scope, Compensation and Deliverables**

Hereinafter, Section II shall be modified as follows:

The District will engage the Contractor to continue to support the District HCP initiative as described in Phases V and VI of Amendment No 4. This work will be requested and authorized by the District’s General Manager and performed in close communication and coordination with District staff.

The billing caps (hereinafter described as Funding Limitation) and the date by which the work under this Agreement is to be performed as described in Phases V and VI of Amendment No. 4 are replaced with the Funding Limitation and termination date specified under this Amendment No. 5.

In no event will the District’s total aggregated cost, including Contractor’s expenses, paid to Contractor under this Agreement, exceed an additional \$15,000 (“Funding Limitation”) for the continued work as described in Phase V and VI of Amendment No. 4 without prior written approval of the District.

**Section III  
Term; Termination**

Hereinafter, Section III shall be modified as follows:

This Amendment No. 5 is effective June 30, 2016 without regard to the date of the signatures below, and the term of this Agreement ends on August 31, 2017 and Contractor warrants its capability and willingness to perform the work until this termination date. It is acknowledged by Contractor that the

cost to fund the continued work under this amendment is requires additional Board action approving the budget and associated contract funds. Until such action, work performed beyond the Funding Limitation, even if directed by the District, is at Contractor's risk; the District has no obligation to pay for such work, and Contractor has no obligation to perform such work.

The District may terminate this agreement with or without cause at any time, and will pay Contractor for any incurred or irrevocably committed costs to that date. Contractor may terminate this agreement with 30 days written notice.

## **Section VI District Representations and Warranties**

Hereinafter, Section VI shall be modified as follows:

District shall not be required to provide computer hardware, District email capability, or District server access or to provide a work area for the Contractor under this Amendment No. 5.

No Other Changes to the Agreement are Hereby Authorized.

The parties have executed this agreement in Austin, Texas, on the \_\_\_\_ day of \_\_\_\_\_, 2016.

**For Barton Springs/Edwards Aquifer  
Conservation District,  
LLC**  
The District:

**For W. F. (Kirk) Holland,  
Holland Groundwater Management Consultants**  
Contractor:

\_\_\_\_\_  
Blayne Stansberry  
Board President

\_\_\_\_\_  
Date

\_\_\_\_\_  
W F (Kirk) Holland  
Principal of Contractor

\_\_\_\_\_  
Date

**Attest:**

**Approved as to Form:**

\_\_\_\_\_  
Blake Dorsett  
Board Secretary

\_\_\_\_\_  
Date

\_\_\_\_\_  
William D. Dugat, III  
Counsel

\_\_\_\_\_  
Date

## **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. Update on Team activities and highlights**
- ii. Update on regulatory and enforcement activities**
- iii. Update on District grant projects and other Aquifer Science Team projects**
- iv. Update on the activities related to the SH 45 SW roadway project**
- v. Update on activities related to the HCP and the associated draft EIS**
- vi. Update on activities related to the Travis County PGMA**
- vii. Update on interim legislative activity**



## **Item 4**

### **Board Discussions and Possible Actions**

- a. Discussion and possible action related to reviewing the draft FY 2017 annual budget and fee schedule, and setting a public hearing.**

Barton Springs/Edwards Aquifer Conservation District Fiscal Year DRAFT 2017				Revision 2 Approved 6.16.16	
Budgeted Permitted Pumpage (Gallons)		3,336,650,119			Draft 2017 Preliminary Initial Budget
<b>I. INCOME</b>					
<b>A. Water Use and Production Fees:</b>					
Actual Authorized Pumpage Revenue (@ 17¢ per 1,000 gallons)	GALLONS			\$419,906	\$491,962
Actual Authorized Pumpage Revenue (@ 46¢ per 1,000 gallons)				\$148,777	\$148,777
Total Actual Authorized Pumpage				\$568,683	\$640,739
Growth @3.5% based on Total Actual Authorized Pumpage (@ 17¢ per 1,000 gallons)				4,199	17,219
Growth @3.5% based on Total Actual Authorized Pumpage (@ 46¢ per 1,000 gallons)				1,488	5,207
Pending Permit Increases (@ 8¢ per 1,000 gallons)				56	0
Pending Permit Increases (@ 17¢ per 1,000 gallons)				13,984	1,142
Pending Permit Increases (@ 46¢ per 1,000 gallons)				0	0
Temporary Permits (@ 17¢ per 1,000 gallons)				\$14,391	\$0
Total Projected Permitting Revenue				\$602,801	\$664,307
COA Contribution (Water Use Fee Assessment)				\$1,000,000	\$850,846
					now included in actual authorized pumpage
					based on budgeted permitted pumpage at 17 cents (C16 = 3,336,650,119)
<b>B. Other Fees:</b>					
Annual Permit Fees				\$5,250	\$5,500
Administrative Fees				\$11,000	\$11,000
Total Other Fees				\$16,250	\$16,500
<b>C. Other Income:</b>					
Interest Income				\$3,200	\$3,200
Total Other Income				\$3,200	\$3,200
<b>D. Grant Income:</b>					
Regional Facilities Planning Grant / TWDB				\$240,000	\$0
Total Grant Income				\$240,000	\$0
<b>E. General Account Funds to be Utilized for Core Budget</b>				\$119,200	\$68,500
<b>TOTAL PROJECTED INCOME</b>				<b>\$2,105,451</b>	<b>\$1,727,353</b>

Budgeted Permitted Pumpage (Gallons)		Revision 2 Approved 6.16.16	Draft 2017 Preliminary Initial Budget	
<b>II. EXPENDITURES</b>				
<b>A. Operational Expenses</b>				
Electricity & Water			\$7,000	
Telecommunications Services	Phone, Internet, Telemetry, Smartphone		\$19,500	includes approx = sm-phone 6600 and phone 6000
Printing / Copying / Photo Processing			\$2,000	
Postage / Freight / Shipping			\$3,500	
Office Supplies / Canteen			\$10,500	
Office Furniture			\$2,000	
Computer Hardware / Supplies / AV Equipment	Non-Capital		\$10,000	includes 2 new replacement computers each year
Computer Software Maintenance/Upgrades/Acquisitions			\$2,400	
Information Technology Monthly Maintenance			\$12,000	
Board Meetings and Staff Meetings			\$5,600	
External Meetings and Sponsorships			\$7,500	
Subscriptions / Publications			\$4,200	
Advertising and Notices			\$12,000	
Accounting System Operation and Maintenance	QB Journyx	200	\$3,700	Journyx increase, QB PY 550, upgrade to premier 600, maintenance 400
<b>Upgrades, and Repair and Maintenance</b>				
Fleet Maintenance / Repair	Vehicles		\$7,000	
Office Complex Maintenance / Offices / Lawn		2,000	\$15,800	septic maintenance
Facilities Repair & Maintenance	General R & M		\$5,000	
Remodeling Projects			\$5,000	
<b>Leases:</b>				
Postage Meter Lease	Quarterly Lease	46	\$1,150	
Copier Lease and Maintenance	GE Capital / Dahill / CTT	(1,500)	\$11,500	9500 CTT lease, 2000 Dahill
Directors Conferences / Travel			\$5,000	
Organizational / Staff Professional Dues			\$6,500	
Insurance (Auto, Liability, Property, E&O, Public Bonds)			\$6,250	actual numbers in October
Professional Development	1500 x 11		\$16,500	
Senior Staff Discretionary Funds			\$10,500	
Conservation Credits	Revenue Deduction		\$38,284	actual numbers in October
<b>Total Operational Expenses</b>			\$229,638	
<b>B. Salaries and Wages</b>				
<b>Salary &amp; Wages</b>			\$718,756	current 2016 salaries

Budgeted Permitted Pumpage (Gallons)		3,336,650,119	Revision 2 Approved 6.16.16	Draft 2017 Preliminary Initial Budget	
Salary and Wages Cost of Living Increases	COLA	\$9,193	1,588	\$10,781	1.5% of current 2016 salaries
Salary and Wage Increases, and Merit Adjustments		\$5,500	5,500	\$11,000	
Salary Merit Adjustments-deleting this line item and including in above line item		\$5,500	(5,500)	\$0	
Performance Bonuses		\$10,000	(10,000)	\$0	This was a one-time addition for 2016
Goal-based Incentive Compensation		\$41,323	2,177	\$43,500	
Interns/Temporary Employees		\$11,000		\$11,000	
Directors' Fees of Office	9000 Annual Legislative Cap	\$45,000		\$45,000	
<b>Total Salaries, Wages and Compensation</b>		<b>\$835,382</b>		<b>\$845,037</b>	
<b>C. Employment Taxes, Insurance and Benefits</b>					
Payroll Taxes	7.65%	\$65,524	739	\$66,263	
Texas Workforce Commission Taxes		\$2,000		\$2,000	
Group Health Insurance (Employee only)	United and SISlink	\$86,500		\$86,500	
Group Health Insurance (Dependent Coverage)	25% of United premium District paid	\$10,000		\$10,000	
Dental Insurance (Employee & Dependent Coverage)	MetLife	\$14,325	675	\$15,000	
Life Insurance (Employee Coverage)	Unum	\$11,250	(500)	\$11,250	
Vision Insurance (Employee Coverage)		\$2,000		\$1,500	
Workers Compensation Insurance	TML	\$4,100		\$4,100	actual number in October
Employee Pension Plan Contribution	7.50%	\$56,000	4,803	\$60,803	includes 1 new contributor (partial year)
<b>Total Employment Taxes, Insurance and Benefits</b>		<b>\$251,699</b>		<b>\$257,416</b>	
<b>D. Professional Services</b>					
Auditor (Annual)		\$9,000	2,000	\$11,000	1st year was discounted
Retirement Plan (Third Party Administration)	The Standard	\$19,000		\$19,000	
Database Management		\$5,000		\$5,000	Nelson
Legal - General Services	Buckstaff	\$86,845	(21,845)	\$65,000	
Legal- Redistricting for Annexation		\$35,000	(35,000)	\$0	
Legislative Support		\$5,000	31,000	\$36,000	new Board-approved legislative contract
Election - including Legal		\$5,000	10,000	\$15,000	legal only for 2016, legal and county payments for 2017
<b>Total Professional Services</b>		<b>\$164,845</b>		<b>\$151,000</b>	
<b>E. Team Expenditures</b>					
<b>Aquifer Science Team</b>					
Hydrogeologic Characterization		\$5,000		\$5,000	Onion Creek and Blanco River, ASR, well logging
Water Chemistry Studies		\$8,000		\$8,000	Onion Creek and Blanco River (surface water and groundwater)
Monitor Well, Equipment and Supplies		\$15,000		\$15,000	EP and Needmore areas, Antioch

Budgeted Permitted Pumpage (Gallons)		Revision 2 Approved 6.16.16		Draft 2017 Preliminary Initial Budget	Preliminary Budget
Contracted Support		\$20,000		\$20,000	USGS (Lovelady), Interra (modeling), Bruce Darling (geochemistry)
Conferences and Seminars		\$5,000		\$5,000	GCAGS (Corpus Christi), NGWA, GSA. For 3 employees
<b>Total Aquifer Science Team</b>		<b>\$53,000</b>		<b>\$53,000</b>	
<b>Education and Outreach Team</b>					
Publications		\$1,500		\$1,500	printed materials
Outreach		\$10,750	1,000	\$11,750	conservation awards, media/PR, cleanups, neighborhood and schools, scholarships
General Support		\$5,000	13,000	\$18,000	(15k for 30 yr anniversary), CTWEN conference, rainwater revival,
Equipment and Supplies		\$4,250	1,250	\$5,500	logo gear, giveaways, supplies
Contracted Support		\$5,000		\$5,000	Zavala, Galland,
Contracted Support - Special Projects		\$0	10,000	\$10,000	video and graphic design help
Conferences and Seminars		\$1,250		\$1,250	
<b>Total Education and Outreach Team</b>		<b>\$27,750</b>		<b>\$53,000</b>	
<b>Regulatory Compliance Team</b>					
Special Projects and Investigations		\$5,000	3,000	\$8,000	saline investigation, well monitoring, wastewater, drought trigger analysis, Trinity well analysis
Well Sampling and Services		\$10,000		\$10,000	routine inspections, new well sampling, geologs, etc
Equipment and Supplies		\$4,000	200	\$4,200	field gear, sampling, lab equipment and tools
Contracted Support		\$10,000	10,000	\$20,000	Vickers, SH45, DFC, ASR, abandoned well program, wastewater permits
Conferences and Seminars		\$2,500	2,500	\$5,000	for 3 employees
<b>Total Regulatory Compliance Team</b>		<b>\$31,500</b>		<b>\$47,200</b>	
<b>General Management Team &amp; Administrative Team</b>					
Contracted Support		\$25,000	5,000	\$30,000	Hegemier 10, DSWWP 10, Mgmt Consultant 10
GMA Joint Planning		\$35,550	(35,550)	\$0	
HCP-Completion Project		\$15,000	(10,000)	\$5,000	
Conferences and Seminars		\$3,000	2,000	\$5,000	for 4 employees
<b>Total General Management &amp; Administrative Team</b>		<b>\$78,550</b>		<b>\$40,000</b>	
<b>Total Team Expenditures</b>		<b>\$190,800</b>		<b>\$193,200</b>	
<b>F. Grant Expenses and Special Project Expenses</b>					
<b>Grants:</b>					
Regional Facilities Planning Grant / TW/DB		\$20,000	(20,000)	\$0	to be explained
Multi-port Well Project for RegFacPlanGrant		\$150,000	(150,000)	\$0	
Consultant		\$240,000	(215,000)	\$0	

Budgeted Permitted Pumpage (Gallons)		3,336,650,119	Revision 2 Approved 6.16.16	Draft 2017 Preliminary Initial Budget	
Total Grant Expenses			\$410,000	\$0	
Special Projects:					
Annexation - Joint Funded Trinity Aquifer Characterization			\$23,000	\$50,000	Travis and Hays counties GAM
Total Special Projects Expenses			\$23,000	\$50,000	
Total Grant Expenses and Special Projects Expenses			\$433,000	\$50,000	
G. Capital Expenses					
Total Capital Expenses			\$0	\$0	
TOTAL EXPENSES			\$2,105,364	\$1,727,037	
III. BANK ACCOUNTS					
Available Funds			\$101,477	\$79,593	
BB&T (Checking / Payroll)			\$521,927	\$721,927	
TexPool General					
Total Available Funds (Excludes Limited Use Funds)			\$623,404	\$801,520	as of 6.23.16
Limited Use Funds					
TexPool - Contingency Account		Restricted	\$732,165	\$732,165	
TexPool - Reserve Account		Restricted	\$45,276	\$45,276	
Total Limited Use Funds			\$777,441	\$777,441	
IV. NON-CASH DISBURSEMENTS					
Depreciation Expense		Per Audit Results	\$50,000	\$50,000	
Accrued Benefits Payable (Earned Vacation)			\$20,000	\$20,000	
Total Non-Cash Disbursements			\$70,000	\$70,000	
V. PROJECTED POSITION					
a. Total District Expenditures		excludes non-cash disbursements	\$2,105,364	\$1,727,037	Notice drop in revenue
b. Total District Revenue		current projected income	\$2,105,451	\$1,727,353	
c. Current Net Gain / (Loss)		revenue - expenses	\$87	\$316	
d. Total Revenue & Cash Funds (excluding Limited Use Funds)		projected income + available cash funds	\$2,728,855	\$2,528,873	
e. Contingency Fund			\$731,006	\$732,165	



# 2017 DRAFT PUMPAGE ANALYSIS 6.23.2016

<b>FY16/17 Authorized Permittee Pumpage @ 0.17/1000</b>	<b>2,893,896,038 gallons/year</b>
<b>FY16/17 Authorized Permittee Pumpage @ 0.46/1000</b>	<b>323,427,748 gallons/year</b>

excludes Nature Center for 16M  
and Grey Rock for 35M

3,217,323,786

<b>3.5% Growth in Authorized 0.17 Pumpage (not included below)</b>	<b>101,286,361 gallons/year</b>
<b>3.5% Growth in Authorized 0.46 Pumpage (not included below)</b>	<b>11,319,971 gallons/year</b>

112,606,333

## Pending Permit Increases:

Prospective Permittee	FY17 Projection /Gallons	Fee (\$/1,000g)	Annual Fee
Mesa Oaks	1,500,000	0.08	\$0
Rick Seiders	220,000	0.17	\$255
Trinity Episcopal	4,000,000	0.17	\$37
Rollingwood Wells	1,000,000	0.17	\$680
New Trinity		0.17	\$170
ElectroPurification		0.17	\$0
<b>Potential Increase Sub-Total (not included in growth factor)</b>	<b>6,720,000</b>		<b>\$0</b>

Permit Type Totals	Total Projected Annual Gallons	Total Annual Fees
Saline Edwards	0	\$0
Historical Trinity	6,720,000	\$1,142
Temporary Trinity	0	\$0

6,720,000

\$1,142

<b>Projected FY 2017 Budgeted Permitted Pumpage =</b> (FY 2016 Permitted Pumpage + Growth Factor + Potential Increases)	<b>3,336,650,119 gallons/year</b>
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<b>FY 2016 Budgeted Permitted Pumpage = 4,378,148,424</b>
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Difference is: 1,041,498,305

## MEMORANDUM

**Date:** 6/30/16  
**To:** Board of Directors  
**From:** John Dupnik, Vanessa Escobar, Dana Wilson  
**Re:** Amendments to Fiscal Year 2017 Fee Schedule

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In response to the recent amendments of District Rules in 2015 and 2016, staff has reviewed the current fee schedule and suggests specific amendments in order to streamline the information and provide more consistency with current District Rules.

The following is a summary of the proposed fee schedule changes:

- The General Permit application fee remains the same at \$300 but the language in the fee schedule has been streamlined to more accurately describe the development and inspections fees that are now incorporated into the total fee.
- The \$500 production fee has been revised in a scaled format to be commensurate with the level of time, effort, and resources involved for small volume versus large volume applications. In an effort to be consistent with the District's Hydrogeological Report Guidelines the fee scale has been created in tiers.
  - The fee was lowered to \$300 for smaller production permits that do not require an aquifer test or Hydrogeological Report.
  - Tier 1(\$600) and Tier 2(\$800) fees are based on the complexity of staff review, aquifer test planning, and coordination of district resources.
  - Tier 3 (\$1000) fees are based on the complexity of permit review and the logistics of aquifer test planning, coordinating a monitoring network, developing special provisions in cases involving potential unreasonable impacts. Tier 3 applications also typically involve more legal consultation.
- The well plugging, capping, and recompletion applications are now consolidated under one fee because the well construction work and scope of technical review is similar for these three applications.
- To be consistent with new rules a substantial alteration application fee was added as a category of minor amendment.
- The minor amendment volume increase application fee was lowered to be consistent with the revised tiered scale for production permits.
- The major amendment volume increase application fee was slightly increased to be consistent with the revised tiered scale for production permits.



- A separate fee for Class D (ASR) Conditional Edwards Permits is now created. The fee is consistent with the historical fees and was created in an effort to remove any disincentives for ASR projects.
- Well Construction Fee section has been removed because those fees are now incorporated into a single application fee. Previously there were three fees that made up the total fee for each type of application. Now it is streamlined and the single application fee accounts for all technical review, inspections and development work involved for a permit application.
- The Special Fee was increased to account for the extraordinary level of technical review that is required for special cases. This has been an underutilized fee but the revisions now provide more clarity for both the applicant and the District as to when the fee should be applied.

**DRAFT**  
**Barton Springs/Edwards Aquifer Conservation District**  
**Fiscal Year ~~2016~~2017**  
**Fee Schedule**

To be Effective September 1, ~~2015~~2016.

**I. PERMIT FEES AND PRODUCTION FEES**

**A. ~~Permit and~~ Drilling and Production Application Fees (See Table 1)**

~~\$50~~**\$300.00 General Permit Application Fee** – assessed ~~to~~ for the drilling (new well or replacement well), modification or production of all new limited production permit (LPP), monitor, and test wells subject to the general permits by rule outlined in District Rule 3-1.20. This fee includes construction inspections conducted by District staff, and additional aquifer pump tests (a non-refundable, one-time fee assessment).

- For monitoring wells, multiple wells that are similar in well design, construction, location, and purpose will be assessed an additional \$10 fee for each monitoring well.
- For test wells requiring additional aquifer pump tests an additional \$50 fee will be assessed.

~~\$500.00~~**Production Permit Application Fee** - assessed to all new Production Permits for existing or new nonexempt wells not covered by Rule 3-1.20 - general permits by rule (a non-refundable fee assessment). Permit applications will be assessed an application fee based on the following scale:

- \$ 400 - production volume requests less than 2,000,000 gallons per year
- \$ 600 - Tier 1 production volume requests >than 2,000,000 to 12,000,000 gallons per year
- \$ 800 - Tier 2 production volume requests >than 12,000,000 to 200,000,000 gallons per year
- \$ 1000 - Tier 3 production volume requests >than 200,000,000 gallons per year

**\$0.00 Temporary Production Permit Application Fee** - assessed to all Temporary Production Permit applications pursuant to District Rule 3-1.55 (a non-refundable fee assessment).

**\$500.00 Transport Permit Application Fee** – assessed to all new Transport Permit applications for existing or new nonexempt wells (a non-refundable fee assessment). This is in addition to production permit application fee, if applicable.

**\$625.00 Drilling/ Modification Application Fee**– assessed for the drilling (new well or replacement well) or modification of all nonexempt wells. This fee includes construction inspections conducted by District staff. This fee does not apply to general permits by rule outlined in District Rule 3-1.20.

**\$125.00 Well Plugging, Capping, or Recompletion** –assessed for application and site review of proposed abandonment procedures, field inspections, and registration on abandonment of all wells (a non-refundable fee assessment).

~~**\$50.00 Annual Permit Fee**~~ –assessed to all permittees for renewing annual permits (a non refundable fee assessment).

**B. Permit Amendment Applications (see District Rules for clarification).**

### **Minor Amendments**

- **\$300.00 Production Permit Increase** - minor amendments to increase pumpage authorized by individual permits (a non-refundable fee assessment)
- **\$200 Substantial Alteration** - minor amendments to substantially alter a well (a non-refundable fee assessment)
- **\$ 50.00 All other minor amendments** (a non-refundable fee assessment)

### **Major Amendments**

- **\$600.00 Production Permit Increase** - major amendments to increase pumpage authorized by individual permits (a non-refundable fee assessment)
- **\$625.00 Well Modification** - major amendment to alter the physical or mechanical characteristics that increase capacity of an existing well ( a non-refundable fee assessment)

## **BC. Production Fees**

**\$0.17 per 1,000 gallons** for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a Historical Permit or a Conditional Permit not authorized by material amendment.

**\$0.17 per 1,000 gallons** for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a Temporary Production Permit.

**\$0.46 per 1,000 gallons** for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a new Class A, B, or C Conditional Permit or a Class A, B, or C Conditional Permit authorized by material amendment.

**\$0.17 per 1,000 gallons for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a new Class D (ASR) Conditional Permit or a Class D Conditional Permit authorized by material amendment.**

**\$0.08 per 1,000 gallons** for annual permitted or authorized pumpage for water to be withdrawn from a well or an aggregate of wells in the Saline Edwards Management Zone.

**\$1.00 per acre foot** for Agricultural Wells for annual permitted pumpage for water to be withdrawn from a well or aggregate of wells.

Production Fees are assessed annually based on the current permitted pumpage volume of certain nonexempt wells. Permits are issued annually for nonexempt wells and are explicit as to the volume of water permitted to be withdrawn from a well or aggregate of wells over a specific time period.

## **CD. Transport Fees**

**\$0.31 per 1,000 gallons** - assessed annually to all permittees who are transporting water out of the District. Transport fees are based on the volume authorized to be transported outside the District boundaries, in addition to the production fee associated with the production of that water (a non-refundable fee assessment).

## **DE. Annual Permit Fees**

~~**\$50.00 Annual Permit Fee** - assessed to all permittees for renewing annual permits (a non-refundable fee assessment).~~

~~**D. Permit Amendments - Minor / Major** (see District Rules for clarification).~~

~~**Minor Amendments**~~

~~Production Permit - minor amendments to increase pumpage authorized by individual permits -  
\$400.00 (a non-refundable fee assessment)~~

~~All other minor amendments - \$ 50.00~~

~~**Major Amendments**~~

~~Production Permit - major amendments to increase pumpage volumes -  
\$500.00 (a non-refundable fee assessment)~~

~~Well Modification - major amendment to alter the physical or mechanical characteristics that increase capacity of an existing well - \$625.00 (a non-refundable fee assessment)~~

**EE. Excess Pumpage Fee**

Permittees who exceed their annual permitted pumpage shall be assessed an excess pumpage fee for groundwater withdrawn in excess of the permitted volume in accordance with the following schedule:

An excess of **500,000 gallons or less:** \$0.17 per 1,000 gallons for a Historical Permit, a Conditional Permit not authorized by material amendment, or a Temporary Production Permit.

\$0.46 per 1,000 gallons for new Conditional Permits and Conditional Permits authorized by material amendment.

An excess of **more than 500,000 gallons:**

Up to 25% of permitted pumpage -	\$0.50 per 1,000 gallons plus the applicable production fee*
25% to 100% of permitted pumpage -	\$1.00 per 1,000 gallons plus the applicable production fee*
Over 100% of permitted pumpage -	\$2.00 per 1,000 gallons plus the applicable production fee*

\* Applicable production fee means the higher rate associated with any authorized pumpage.

**FG. Regulatory/Drought Management Fees**

During periods of District-declared drought starting after two full months of a drought period, a drought management fee will be imposed on permittees permitted for more than 2,000,000 gallons annually (excludes all uses under general permits and Temporary Production Permits). This regulatory fee will be paid annually in arrears as a condition of permit renewals at the beginning of each fiscal year. The fee will be assessed per full month of declared drought, with a credit of that same fee amount per month applied for each month that



the permittee does not exceed its monthly mandated restriction in the prevailing UDCP. Fees will be assessed in accordance with the following schedule:

For production zone casing with outside diameters nominally 5.0 inches or less \* - **\$100.00/month**

For production zone casing with outside nominally between 5.0 inches and 10.0 inches\* - **\$250.00/month**

For production zone casing with outside diameters nominally greater than 10.0 inches\* - **\$500.00/month**

## **H. WELL CONSTRUCTION FEES**

### **Well Development Application—per well**

~~———— A well development application fee is assessed to drill or modify any well in the District. It is also assessed when classifying existing wells as nonexempt and bringing them into compliance with the permitting process. The first assessment of this fee also registers the well with the District. The classifications of the various well types are as defined in the District's prevailing Rules & Bylaws.~~

~~———— **\$125.00** —Drilling or modifying all new limited production permits (LPPs), and monitor and test wells subject to the general permits by rule outlined in District Rule 3-1.20.~~

~~———— **\$500.00** —Drilling or modifying all nonexempt wells including Temporary Authorizations. This does not apply to limited production permits (LPPs), and test wells subject to the general rule by permit outlined in District Rule 3-1.20. This fee is also assessed on previously unpermitted nonexempt existing wells applying for a pumpage permit for more than 12,000,000 gallons (a non-refundable fee assessment).~~

~~———— **\$125.00** —Drilling or modifying all exempt wells including closed loop geothermal well systems consisting of ten wells or less within the same system and of like well design and construction. Also assessed on previously unpermitted existing wells applying for a pumpage permit for 12,000,000 gallons or less (a non-refundable fee assessment).~~

~~———— **\$10.00** —Assessed for each additional well (above the first ten wells) of the same closed loop geothermal well system or monitoring well system and with the same well design and construction.~~

### **B. Well Construction Inspection Fee**

~~———— **\$125.00** —Assessed to all wells constructed within the District including well modifications and Temporary Authorizations. District staff provides inspection for compliance with District Rules and standards.~~

### **C. Well Abandonment / Capping Application Fee**

~~———— **\$50.00** —This fee is for application and site review of proposed abandonment procedures, inspections, and registration on abandonment of exempt wells (a non-refundable fee assessment).~~

~~———— **\$125.00** —This fee is for application and site review of proposed abandonment procedures, inspections, and registration on abandonment of all nonexempt wells (a non-refundable fee assessment).~~

#### **IIII. OTHER FEES**

##### **Meter Verification / Inspection Fee - \$50.00 to \$75.00**

Assessed only when a permitted user fails inspection after being advised that meters must be installed or calibrated, or when a permittee fails to submit the required meter readings and District personnel must visit the well site or take the meter readings. May be assessed as many times as permitted user fails to comply with Board Orders or District Rules to come into compliance. The fee will increase to \$75.00 on the third instance to occur within a 12 month period in which a \$50 fee was previously assessed two instances prior (a non-refundable fee assessment).

##### **Special Fees - ~~\$80~~300.00 ~~per hour~~**

Fee ~~rate will be based on time~~s required for such things as extensive application and technical plan review, type of project, fieldwork required, and inspection time. These fees may be applicable to a variety of special cases including closed loop geothermal well systems, Tier 3 drilling and production permits, special or innovative well developments or closures, permit requests involving District equipment, time and resources for aquifer monitoring and testing; ~~and~~ special inspections or investigations, or requests from local government or private entities.

##### **Returned Check Fee - \$25.00**

The District will assess the person writing the returned check a \$25.00 fee for each check returned by the District depository due to insufficient funds, account closed, signature missing, or any other problem causing such a return. This fee will be charged each time a check is returned. If bank charges to the District's account exceed \$25.00, the District shall assess the higher of the two amounts (a non-refundable fee assessment).

##### **Accounting Fee - \$50.00 per hour**

Anyone requesting that the District conduct any accounting, other than the routine accounting normally done by the District, shall be assessed an accounting fee of \$50.00 per hour of District staff time spent on the accounting. Accounting fees will not be assessed if District generated errors are found in the Permittee's account.

##### **Variance Request Fees - \$100.00**

An applicant may, by meeting eligibility requirements of Section 3-1.25 or Section 3-7.10 and by written petition to the Board, request a variance from the requirements of District Rule 3-1 or District Rule 5, except Sections 3-1.20, 3-1.22, 3-1.23, and 3-1.24, or District Rule 3-7, respectively.

#### **III. FEE REFUNDS**

The General Manager or a specifically designated representative may approve a refund of any fee for which no District service has been provided at the time of the request for refund is submitted. Requests for refunds must be submitted in writing to the District office and can be mailed, faxed, hand-delivered, or sent by e-mail. Fee payers who feel they have been unfairly denied a refund may request that the matter be reviewed by the Board.

## Table 1. Summary of Application Fees

Exempt Wells – Permit Actions	TOTAL
Register Existing Well/ Change of Ownership	\$0
Drill New Well/ Well Modification	\$250

Nonexempt Wells – Permit Actions	TOTAL
GP -Drill New Monitor Well	\$300
GP - Drill New Test Well	\$300
GP - Conduct Pump Test	\$50
GP - Drill New Well (LPP) Limited Production Permit	\$300
Drill New Well / Well Modification (Individual Prod)	\$625
Production From Well	\$400-\$1000
Transport Out of District	\$500
Production Volume Increase(Minor Amendment)	\$300
Production Volume Increase (Major Amendment)	\$600
Plug, Cap, Recomplete Abandoned Wells	\$125
Change of Ownership of Permitted Well	\$50

## **Item 4**

### **Board Discussions and Possible Actions**

**b. Discussion and possible action related to consideration of a resolution stating the District's position on the City of Dripping Springs TPDES permit application to authorized direct discharge of treated wastewater to Onion Creek in the contributing zone of the Barton Springs segment of the Edwards Aquifer.**



## Item 5

### Director's Reports

**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;
- Commendations; and
- Issues or problems of concern.

## **Item 6**

### **Adjournment**