

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, September 24, 2015**, 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. **NBU**
 2. Approval of minutes of the Board's September 10, 2015 Regular Meeting. **Not for public review at this time**
 3. Approval of issuing the earned Conservation Credits to permittees for FY 2015. **Pg. 12**
 4. Approval of alternative dates for the November and December Board meetings. **Pg. 14**
 5. Approval of rescheduling the bi-annual Groundwater Stewardship Awards pushing the award ceremony from this fall to next spring. **Pg. 15**
 - 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 GMA planning activities
- iv. Update on ongoing grant projects
- v. Update on efforts to assess saline Edwards desalination and ASR feasibility
- vi. Update on the District's review of the SH 45 SW design plans
- vii. Update on the HCP/ITP application and the associated draft EIS

4. Discussion and Possible Action.

- a. Discussion and possible action related to the schedule and process for redistricting to include the annexed Shared Territory. **Pg. 18**
- b. Briefing and discussion of activities related to annexation of the Shared Territory in Hays County including the status of implementation of the HB 3405 permitting process. **NBU**
- c. Discussion related to setting the FY 2016 District Goals. **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 September, 2015, at _____ .m.

_____, Deputy Clerk

Travis County, TEXAS

Please note: This agenda and available related documentation have been posted on our website, www.bseacd.org. If you have a special interest in a particular item on this agenda and would like any additional documentation that may be developed for Board consideration, please let staff know at least 24 hours in advance of the Board Meeting so that we can have those copies made for you.

The Barton Springs/Edwards Aquifer Conservation District is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal opportunity for effective communications will be

provided upon request. Please contact the District office at 512-282-8441 at least 24 hours in advance if accommodation is needed.

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 September 10, 2015 Regular Meeting.**
- 3. Approval of issuing the earned Conservation Credits to permittees for FY 2015.**
- 4. Approval of alternative dates for the November and December Board meetings.**
- 5. Approval of rescheduling the bi-annual Groundwater Stewardship Awards pushing the award ceremony from this fall to next spring.**

Conservation Credits - Fiscal Year 2015

Permittee	FY15 Historical & Conditional Permitted Pumpage	FY15 Historical Permitted Pumpage	FY15 Actual Pumpage	FY14 Actual Pumpage	FY13 Actual Pumpage	Metered Entire Year	Reporting Violations	Payment Violations	Total Violations	Drought Violations	Aggregated Drought Curtailment Obtained	UDCP/UCP Status	Total Calculated Credit/Overpumpage Fees Credit (Owe)	Permitted Eligible for Credit ¹	10% Administrative Fee	50% Earned Credit	Up to 40% Optional Credit	Conservation Credits Due or (Owe)
Neuro Institute of Austin, L.P	5,625,000	5,625,000	70,800	1,452,600	1,489,300	Yes	7		7	0	Yes	OK	\$237.75	No				\$0.00
Onion Creek Inn, LLC	1,300,000	1,300,000	872,000	907,810	982,280	Yes	1	1	1	0	Yes	OK	\$18.75	No				\$0.00
Onion Creek Kennels	850,000	486,838	293,780	341,240	325,240	Yes	1		1	0	Yes	OK	\$8.07	No				\$0.00
Onion Creek Memorial Park, Inc.	590,625	590,625	0	0	0	Yes	9		9	0	Yes	OK	\$0.00	No				\$0.00
Park Hills Baptist Church	420,000	420,000	161,000	188,200	185,200	Yes	2		2	0	Yes	OK	\$4.82	No				\$0.00
Professional Contract Services, Inc.	1,331,000	0	205,500	173,700	389,500	Yes			0	0	Yes	OK	\$0.00	No				\$0.00
Randolph Austin Company	565,000	565,000	323,200	401,000	481,100	Yes			0	0	Yes	OK	\$26.84	No				\$0.00
Roy Seiders	436,117	436,117	30	N/A	N/A	No	1	1	2	0	Yes	OK	\$0.00	No				\$0.00
Rudy's Country Store	1,875,000	1,875,000	314,900	192,200	431,600	Yes			0	0	Yes	OK	\$19.84	No				\$0.00
Shoal Creek Properties	500,000	0	0	0	0	Yes	1	1	1	0	Yes	OK	\$0.00	No				\$0.00
Sasabee, E.V	517,500	517,500	134,780	96,830	126,540	Yes	1	1	2	0	Yes	OK	\$3.44	No				\$0.00
Southern Hills Church of Christ	400,000	400,000	117,280	78,700	211,920	Yes	5		5	0	Yes	OK	\$16.89	No				\$0.00
St. Alban's Episcopal Church	562,500	562,500	299,950	419,590	331,380	Yes			0	0	Yes	OK	\$20.34	No				\$0.00
St. Andrew's School	16,000,000	16,000,000	6,882,100	8,227,800	10,326,900	Yes	2		2	0	Yes	OK	\$823.02	No				\$0.00
St. John's Presbyterian	100,000	100,000	36,210	35,430	30,900	Yes			0	0	Yes	OK	\$0.82	No				\$0.00
Stipes - Stussor Corp.	150,000	150,000	160,850	78,800	87,020	Yes	7		7	0	No	OK	(\$1.81)	overpumped!				\$0.00
Texas - Lehigh Cement Co (Howe)	1,500,000	1,500,000	285,381	179,498	246,526	Yes			0	0	Yes	OK	\$7.28	No				\$0.00
The Porter Company	825,000	825,000	176,004	192,753	486,111	Yes			0	0	Yes	OK	\$53.81	No				\$0.00
The Porter Company	500,000	500,000	55,470	54,090	55,580	Yes			0	0	Yes	OK	\$0.02	No				\$0.00
Travis County	1,500,000	800,000	8,220	82,400	15,630	Yes			0	0	Yes	OK	\$12.85	No				\$0.00
Twin Creek Park Water Supply	12,000,000	12,000,000	5,533,800	5,641,900	6,085,000	Yes	1		1	0	Yes	OK	\$93.70	No				\$0.00
Twin Oaks Ranch/Church Camp	1,000,000	1,000,000	820,780	820,100	1,036,330	Yes		1	1	0	Yes	OK	\$20.83	No				\$0.00
Uplifting Properties, LP	1,000,000	387,889	384,824	373,220	386,400	Yes	7		7	0	Yes	OK	\$3.67	No				\$0.00
V.F.W. Post No. 3377	500,000	180,000	99,002	100,680	126,718	Yes	10		10	0	Yes	OK	\$4.71	No				\$0.00
Weatherford, Thomas	5,000,000	5,000,000	0	0	0	Yes			0	0	Yes	OK	\$0.00	No				\$0.00
Whittington, Keith and Kelly	500,000	300,000	48,570	51,230	50,880	Yes	2		2	0	Yes	OK	\$1.75	No				\$0.00

Total Conservation Credits **\$23,927.30**
 City of Austin Portion (60%) **\$14,356.38**
\$38,283.68
 Total Overpumpage Fees **\$0.00**
 Net Total **\$38,283.68**

¹Eligibility requirements:
 -Conservation Credit > \$100
 -No more than one violation for late reporting and/or late payments
 -Current UCP/UDCP on file and aggregated drought curtailment obtained
 -Metered entire year
 -No more than 3 months of drought management fees and if so, must meet the aggregated drought curtailment
²Based on formula of percentage increases for excess pumpage (<500,001 gals @ \$.17/1000g) + (<=25% permitted @ \$.42/1000g) + (<=25% permitted @ \$ 50/1000g) + (>25% to 100% permitted @ \$17/1000g) + (>100% permitted @ \$2/1000g)
³Overpumpage fees less than \$10.00 are not charged



**Barton Springs
Edwards Aquifer**
CONSERVATION DISTRICT

MEMORANDUM

Date: September 18, 2015
To: Board of Directors
From: John T. Dupnik, P.G., General Manager
Re: Agenda Item 3.a.4 – Board meeting schedule

Due to office closure during District Holidays in November and December, I am recommended a reduced Board meeting schedule with one meeting for each month. Staff recommends the following alternate schedule for November and December of 2015.

November:

11/12/15: 1st Regular Board meeting date.

Recommendation: Postpone regular meeting until 11/19

11/19/15: Alternate regular meeting date.

Recommendation: Reschedule 1st meeting for this date as only Board meeting for November.

11/26/15: 2nd Regular Board meeting date and Thanksgiving Day (District Holiday).

Recommendation: Cancel regular meeting date.

December:

12/10/15: 1st Regular Board meeting date.

Recommendation: Postpone regular meeting until 12/17

12/17/15: Alternate regular meeting date.

Recommendation: Reschedule 1st meeting for this date as only Board meeting for December.

12/24/15: 2nd Regular Board meeting date and Christmas Eve Day (District Holiday).

Recommendation: Cancel regular meeting date.



**Barton Springs
Edwards Aquifer**
CONSERVATION DISTRICT

MEMORANDUM

Date: 9/17/2015

From: Robin Gary

Re: Agenda Item 3.a.5. - Groundwater Stewardship Awards

The Barton Springs/Edwards Aquifer Conservation District presents stewardship awards to deserving individuals, organizations, companies or agencies that have invested exemplary effort towards the protection and conservation of water resources in the Barton Springs segment of the Edwards Aquifer. The Stewardship Awards happen every other year (odd years). We are due to host the awards program this fiscal year.

Typically, the award ceremony is held at Bowie High School and catered by the students in the Culinary Arts Program. Due to school scheduling conflicts, the Culinary Program does not have an opening for lunch until Friday, March 4, 2016. The date has been reserved tentatively pending Board approval.

Staff recommends rescheduling the selection and presentation of the awards for next spring to accommodate this 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.

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- ii. Upcoming public events of possible interest**
- iii. Aquifer conditions and status of drought indicators**

2. Special Topics.

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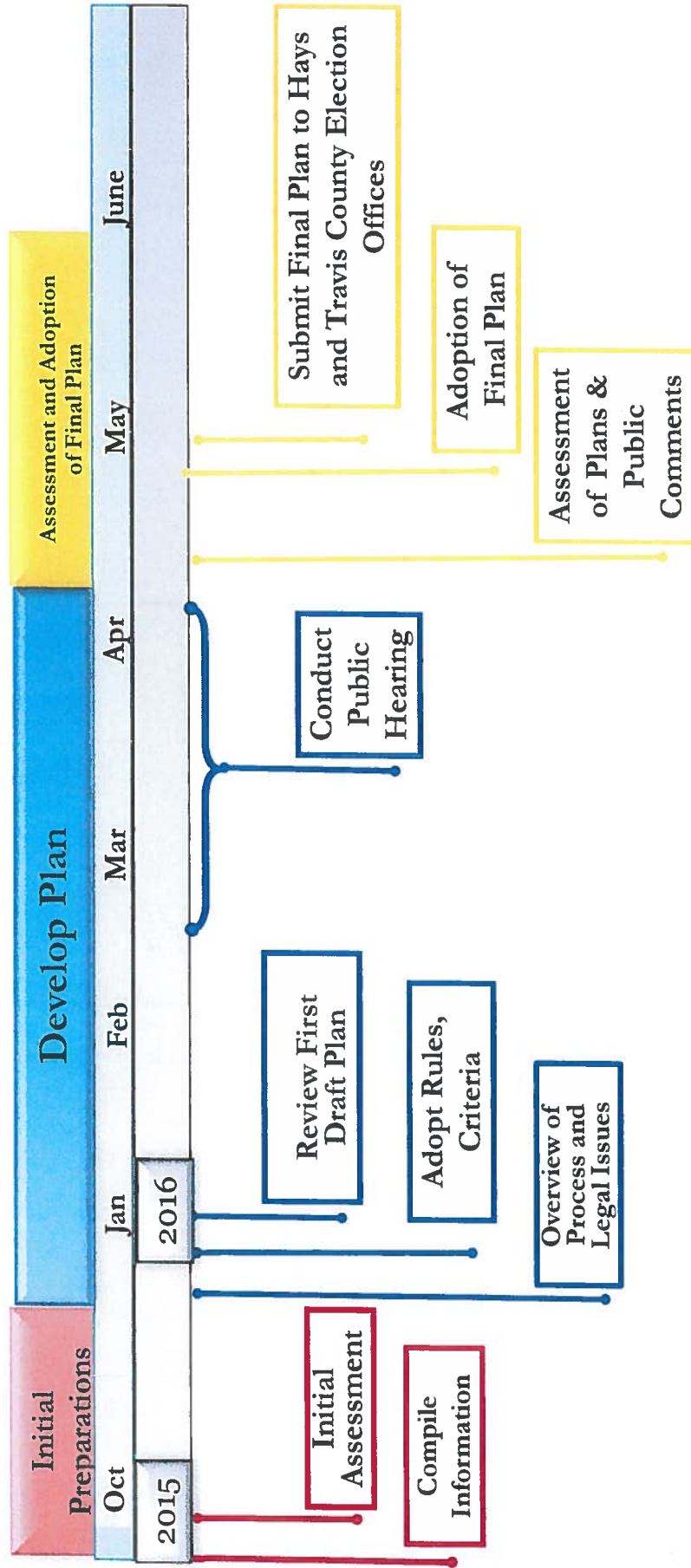
Item 4

Board Discussions and Possible Actions

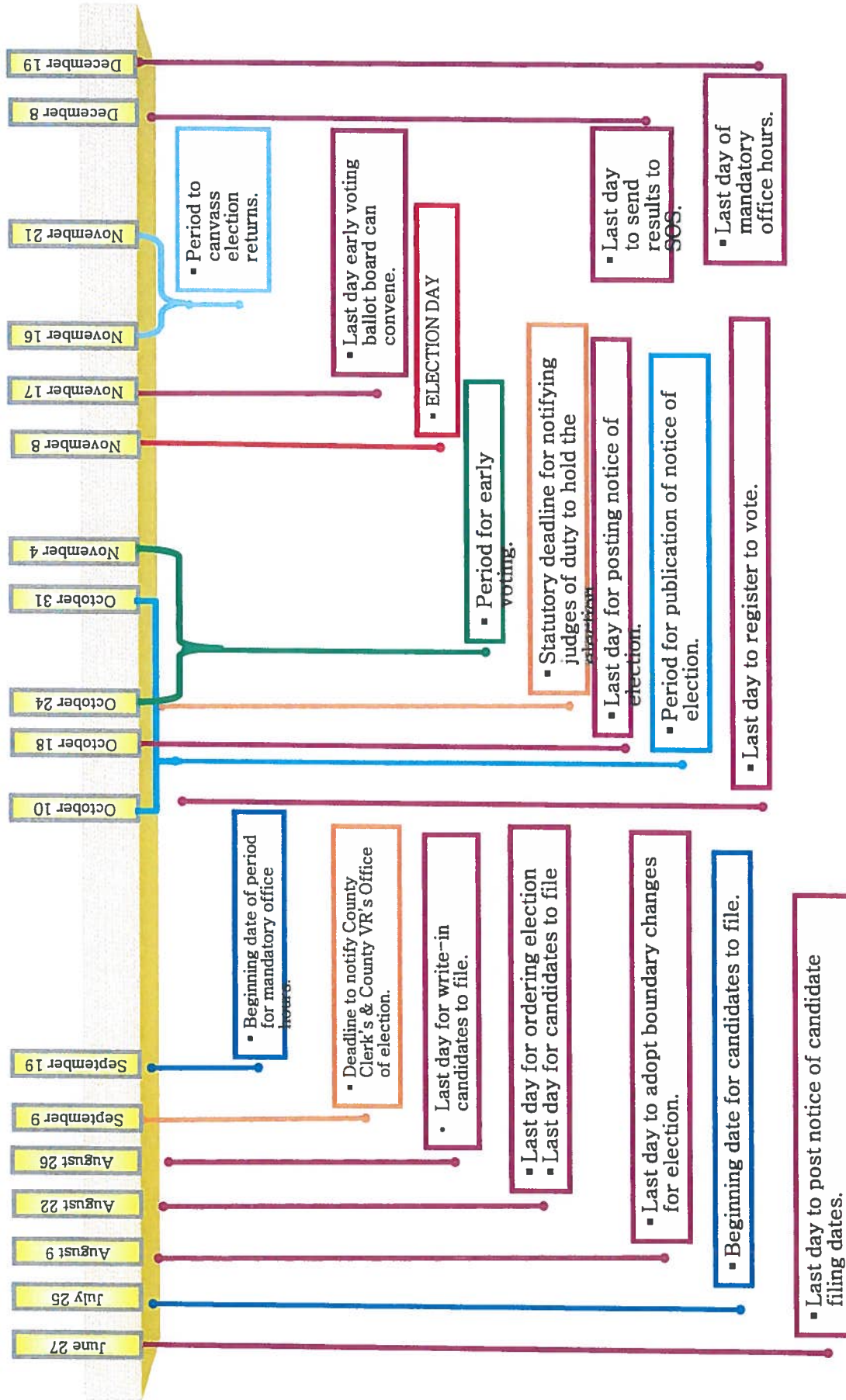
- a. Discussion and possible action related to the schedule and process for redistricting to include the annexed Shared Territory.**

Barton Springs Edwards Aquifer Conservation District

Proposed 2016 Timeline for Redistricting



Timeline for General Election Process November 8, 2016



Bickerstaff
Heath Delgado Acosta LLP

3711 S. MoPac Exp., Building One, Suite 300
Austin, Texas 78746
800-749-6646 512-472-8021

Item 4

Board Discussions and Possible Actions

- b. Briefing and discussion of activities related to annexation of the Shared Territory in Hays County including the status of implementation of the HB 3405 permitting process.**

Item 4

Board Discussions and Possible Actions

c. Discussion related to setting the FY 2016 District Goals.

Item 5

Director's Reports

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Item 6

Adjournment