

**Barton Springs/Edwards Aquifer Conservation District
Board of Directors Meeting Minutes
Regular Meeting & Public Hearing
August 10, 2017**

Board members present at commencement: Blayne Stansberry, Mary Stone, Craig Smith and Bob Larsen. Blake Dorsett was absent. Staff present: John Dupnik, Dana Wilson, Brian Smith, Vanessa Escobar, Kendall Bell-Enders, Justin Camp and Tammy Raymond. Bill Dugat of Bickerstaff 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.

President Stansberry called the meeting to order at 6:00 p.m., noting that a quorum of the Board was present.

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

There were no comments of a general nature.

3. Routine Business.

a. **Consent Agenda.** Note: These items may be considered and approved as one motion. Directors or citizens may request any consent item be removed from the consent agenda, for consideration and possible approval as an item of Regular Business.

1. **Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, and Specified Expenditures greater than \$5,000.**
2. **Approval of minutes of the Board's July 13, 2017 regular Meeting.**
3. **Approval of an amendment to the contract with Sledge Law Group for legislature consulting services.**
4. **Approval of an amendment to the contract with the State Office of Administrative Hearings (SOAH) on the Needmore Water, LLC contested case matter.**
5. **Approve of issuance of a request for statements of interest and qualifications for comprehensive District employee classification and compensation analysis.**

6. Approval of issuance of a Request for Qualifications to support the technical review of a Hydrogeological Report and Trinity Aquifer Production Permit application.

Director Smith moved approval of consent agenda items 1 through 6, noting an invoice from USGS in the amount of \$7370.00, and invoices from Carollo in the amounts of \$28,092.50 and \$11,772.50.

Director Stone seconded the motion and it passed unanimously with a vote of 4 to 0.

4. Presentation.

Awarding of the Kent S. Butler Memorial Groundwater Stewardship College Scholarship to Raden Bowerman.

President Stansberry presented the Kent S. Butler college scholarship to Raden Bowerman.

Congratulations were given, and pictures were taken during a short recess.

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 GMA and regional water planning**
- iii. Update on regulatory and enforcement activities**
- iv. Update on District grant projects and other Aquifer Science Team projects**
- v. Update on activities related to area roadway projects**
- vi. Update on the District HCP and ITP application**
- vii. Update on the status of the Needmore Water LLC application and contested case**
- viii. Update on Board committee activity**

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

5. Public Hearing.

The Board will hold a public hearing on the Proposed FY 2018 annual budget.

President Stansberry opened the Public Hearing at 7:19 p.m.

No public comments were given.

Mr. Dupnik and Ms. Wilson provided an overview of the changes that resulted from discussion at the last meeting. Those changes included \$76,000 being applied to several different accounts, and \$50,000 going into the contingency fund.

After discussion President Stansberry closed the Public Hearing at 7:26 p.m.

6a. Discussion and possible action related to approving the FY 2018 annual budget.

Director Smith moved approval of the FY 2018 draft budget as presented tonight.

Director Stone seconded the motion and it passed unanimously with a vote of 4 to 0.

6b. Discussion and possible action related to the presentation of rule concepts related to District regulation of Aquifer Storage and Recovery Projects (ASR).

Ms. Bell-Enders and Ms. Escobar gave a presentation of draft rule concepts that were formulated to regulate future aquifer storage and recovery projects. Staff took notes of the Board's questions and comments and clarified that the rule ideas presented were just in the conceptual phase. Staff also indicated that the concepts would be further vetted through a technical working group and the Board Rules committee before being brought back to the Board for consideration.

No formal action was taken.

6c. Discussion and possible action related to assessment of progress made towards achievement of District Goals set for FY 2017.

Mr. Dupnik gave a progress report on each of the seven District goals.

After discussion, Director Smith moved that the Board finds that the District has achieved the FY 2017 goals.

Director Stone seconded the motion and it passed unanimously with a vote of 4 to 0.

6e. Discussion and possible action related to activity in the first-called special session of the 85th Legislative of interest to the District.

Mr. Dupnik gave a progress report on the interim special session. He stated that according to the District's legislative consultant, all of the bills on the tracking report of interest to the District would not likely pass.

No action was taken.

6d. Discussion and possible action related to evaluation of the performance of the General Manager in FY 2017 including assessment of incentive compensation.

President Stansberry stated that the Board would meet in Executive Session as authorized by the Texas Government Code Section 551.071 (Consultation with Attorney) on item 6f, and Section 551.074 (Personnel Matters) on item 6d. at 8:31 p.m. President Stansberry stated that no final actions or decisions would be made while in Executive Session.

The Board reconvened into open session at 9:17 p.m. President Stansberry stated that no final actions or decisions were made while in Executive Session.

Director Larsen made a motion to approve a 1.5% cost of living raise, and a one-time incentive compensation bonus of 10% of the general manager's salary.

Director Smith seconded the motion and it passed unanimously with a vote of 4 to 0.

f. Discussion and possible action related to 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.

No action was taken.

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

President Stansberry stated that due to time constraints this item would be tabled until the next meeting.

7. Adjournment.

Without objection, President Stansberry adjourned the meeting at 9:20 p.m.

Approved by the Board on August 24, 2017

By: Blayne Stansberry Attest: Blake Dorsett
Blayne Stansberry, President Blake Dorsett, Board Secretary