

**Barton Springs/Edwards Aquifer Conservation District
Board of Directors Meeting Minutes
Regular Meeting
October 9, 2014**

Board members present at commencement: Bob Larsen, Mary Stone, and Craig Smith. Blake Dorsett was absent. Staff present: John Dupnik, Brian Smith, Kendall Bell-Enders 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.

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

2. Citizen Communications (Public Comments).

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 September 25, 2014, Regular Meeting.**
3. **Approval of the date, time, and place for the District's Holiday Party.**
4. **Approval of execution of a contract with Ron Nelson to provide continued database support and maintenance.**
5. **Discussion and possible action related to the proposed scope of work, the estimated cost, and a commitment to contribute to an equal cost share for contracted work to support the explanatory report for GMA 9.**

Mr. Dupnik briefed the Board on the consent agenda items above.

Ms. Stone moved approval of consent agenda items 3a. 1 through 5 as presented, noting an invoice from Texas Municipal League in the amount of \$7322.12, the GMA 9 cost sharing agreement, and a tentative date of December 12th for a Holiday Party at Dr. Larsen's residence.

Mr. Smith seconded the motion and it passed with a vote of 3 to 0.

4. Presentation.

Presentation by Clark Wilson on a proposed development near Mountain City, Texas.

Mr. Clark Wilson, the project developer, presented the plans for the Anthem residential development near Mountain City. Notable points included:

- The proposed development will be located just west of Mountain City.
- The majority is located on the recharge zone with the southern portion located over the transition zone.
- The project site is about 675 acres with plans for about 2200 homes at about 6,000 square feet per lot.
- Water and wastewater plans are not determined at this point. The initial plan is to establish a MUD to provide services.
- Mountain City is not capable of providing service so wastewater will likely be managed by a wastewater plant built for the development in the transition zone. Effluent will either be sold to Plum Creek golf course or reused for other beneficial purposes.
- Water will likely come from an undisclosed water project with a Trinity well field just west of the District boundary and outside the jurisdiction of any GCD. The Directors cautioned that the Trinity might be an unreliable source.

The Board requested that Mr. Wilson keep the District informed as the project develops.

5. Discussion and Possible Action.

5c. Discussion and possible action related to an agreement with TxDOT and CTRMA in connection with proposed State Highway 45 Southwest and the 1990 Consent Decree.

The Board adjourned into executive session as authorized by the Texas Government Code Section 551.071 Consultation with Attorney at 6:44 p.m. Dr. Larsen stated that no actions or decisions would be made while in Executive Session.

The Board re-convened into open session at 7:09 p.m. Dr. Larsen stated that no actions or decisions were made while in Executive Session.

No Board action was taken.

5a. Discussion and possible action related to approval of a one-year extension of a Well Drilling Authorization for a new nonexempt commercial well to be drilled in the Saline Edwards Aquifer Management Zone and used to supply water to maintain a recreational water ski lake.

Ms. Bell-Enders stated that the Board approved a well drilling authorization for Ski Quest on September 20, 2013. She said that the lake was filled from the Halloween flood so they cancelled the drilling. The lake was full all summer but began to drop in the last two months. She said that they are requesting a 1-year extension, and if it is granted that they plan to drill the well in June of 2015.

Mr. Dupnik stated that staff confirmed that the facts of the application remained the same, and recommended approval for a 1-year extension.

Ms. Stone moved approval of a 1-year well drilling extension for Ski Quest to expire on October 9, 2015.

Mr. Smith seconded the motion and it passed with a vote of 3 to 0.

5b. Discussion and possible action on interim legislative activity and draft bills that may affect the District and groundwater management.

Mr. Dupnik provided an update on interim activity of TAGD and the TWCA, by describing the four draft bills that were being considered and the level of support for each. The four bills address: audit of GCDs, ASR project regulation, TDLR water well driller's rules, and GCD permitting. He then described the debate, issues, and the position being expressed on behalf of the District.

The Board generally indicated concurrence with the TAGD position on each bill. No action was taken.

3b. 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 on them 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**

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

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 the status of the City of Kyle’s remanded permit application**
- v. Update on the wastewater plans for the City of Dripping Springs**

Mr. Dupnik and staff updated the Board and answered Directors’ questions on the items listed above.

6. Adjournment.

Without objection, Dr. Larsen adjourned the meeting at 7:50 p.m.

Approved by the Board on October 23, 2014:

By: 
Robert D. Larsen, Acting President

Attest: 
Craig Smith, Secretary