

Barton Springs/Edwards Aquifer Conservation District
Board of Directors Meeting Minutes
Regular Meeting
October 22, 2015

Board members present at commencement: Mary Stone, Craig Smith, Blayne Stansberry, Bob Larsen and Blake Dorsett. Staff present: John Dupnik, Brian Smith, Robin Gary, Kendall Bell-Enders, Vanessa Escobar, 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. Stone called the meeting to order at 6:00 p.m., noting that a quorum of the Board was present.

2. Citizen Communications (Public Comments).

Brian Lillibridge of the City of Buda, thanked Mary Stone and Brian Smith for attending the ASR tour at the Kerrville Plant.

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 24, 2015 and October 8, 2015 Regular Meetings.**

Ms. Stansberry moved approval of consent agenda items 3a. 1 and the October 8th minutes of item 3a. 2.

Mr. Smith seconded the motion and it passed with a vote of 3 to 2. Ms. Stone and Mr. Dorsett abstained.

Mr. Smith moved approval of the September 24th minutes of item 3a 2.

Ms. Stansberry seconded the motion and it passed with a vote of 4 to 1. Dr. Larsen abstained.

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. **Update on Team activities and highlights**
- ii. **Update on activities related to GMA and regional water planning**
- iii. **Update on regulatory and enforcement activities**
- iv. **Update on ongoing and prospective District grant projects**
- v. **Update on efforts to assess saline Edwards desalination and ASR feasibility**
- vi. **Update on the activities related to the SH 45 SW roadway project**
- vii. **Update on activities related to the HCP and the associated draft EIS**

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

4. Presentation.

Presentation by Graham Moore on the Hays Caldwell Public Utility Agency's (HCPUA) regional water supply projects.

Mr. Moore gave a presentation on the HCPUA's regional water supply projects, and requested a right of entry onto property owned by the District. He stated that the right of entry would be for the purpose of a preliminary investigation into conducting studies in preparation for improvements to their water system.

5. Discussion and Possible Action.

5a. Discussion and possible action related to the HCPUA request for Right of Entry to District property to conduct studies in preparation for improvements to its water system.

After discussion, Dr. Larsen moved approval to grant the HCPUA access to the District's property for a preliminary investigation, as outlined in Mr. Moore's presentation.

Mr. Dorsett seconded the motion and it passed unanimously with a vote of 5 to 0.

5b. Discussion and possible action related to the status of implementation of HB 3405 in the new Shared Territory including an update on actions on Temporary Permits.

Ms. Escobar gave a presentation on the 21 temporary permits that were received and approved as a result of the annexation. Ms. Escobar provided a more detailed overview of the Needmore Water, LLC Temporary Production Permit to provide additional information on the rationale for issuance of the largest and most complex Temporary Permit application.

Mr. Dupnik stated that the District' interpretation of HB 3405 is that it provides interim authorization for wells that were in use, and in existence, to continue to operate as they were in June when the bill became effective. Mr. Dupnik further explained that all of the Temporary Permit were issued on the basis of this interpretation.

No Board action was needed.

5c. Discussion and possible action related to approval of Resolution #102215-01 to submit a grant application to the Texas Water Development Board (TWDB) to fund demonstration projects for alternative water supplies.

Dr. Brian Smith explained that this grant opportunity came about in the last legislative session providing \$1,000,000 of funding from the state through the TWDB. He said that ASR is the District's key focus and with matching partners would be a viable feasibility and demonstration project. He gave a presentation on the proposed project and the grant application to be submitted to the TWDB to fund demonstration projects for alternative water supplies.

After discussion, Dr. Larsen moved approval of Resolution #102215-01 to submit a grant application to the TWDB to fund the demonstration projects as outlined, and to authorize a District contribution of up to \$60,000 of in-kind services and up to \$150,000 in cash, for a total maximum contribution of \$210,000.

Ms. Stansberry seconded the motion and it passed unanimously with a vote of 5 to 0.

5d. Selection of the first-choice firm and authorization to negotiate a contract to support the TWDB Regional Facilities Planning Grant awarded to District for saline Edwards Aquifer feasibility studies.

Mr. Dupnik stated that the subcommittee met earlier in the week to look at the two proposals received. He went on to say that based on the RFP criteria provided in the backup, they went through the exercise of scoring both proposals. He said that there was a clear distinction between the proposals, with Carollo Engineering meeting all of the criteria. He said that the subcommittee recommends Carollo Engineering as the best fit for what the District is looking for.

Dr. Larsen agreed with Mr. Dupnik, and moved approval of Carollo Engineering as the first-choice firm to initiate contract negotiations in support of the TWDB Regional Facilities Planning grant awarded to the District for a the saline Edwards feasibility study, and to authorized the general manager to negotiate and execute a contract.

Mr. Smith seconded the motion and it passed unanimously with a vote of 5 to 0.

5e. Discussion and possible action related to setting a work session for consideration of progress made in FY15 towards the goals and objectives of the District's Management Plan.

Mr. Dupnik asked the Board if they would like to set a work session to discuss progress that was made to the FY15 goals and objectives of the District's Management Plan.

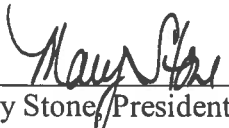
The Board agreed to discuss the FY 15 goals and objectives at the next regular meeting on November 19th.

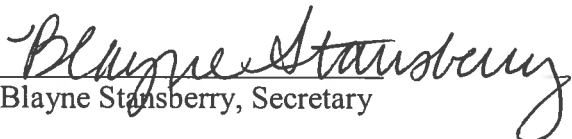
No Board action was needed.

6. Adjournment.

Without objection, Ms. Stone adjourned the meeting at 8:11 p.m.

Approved by the Board on November 19, 2015:

By: 
Mary Stone, President

Attest: 
Blayne Stansberry, Secretary