

**Barton Springs/Edwards Aquifer Conservation District
Board of Directors Meeting Minutes
Regular Meeting
December 15, 2016**

Board members present at commencement: Blayne Stansberry, Craig Smith, Bob Larsen, and Mary Stone. Blake Dorsett was absent. Staff present: John Dupnik, Brian Smith, Robin Gary, Vanessa Escobar, 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.

President Stansberry called the meeting to order at 6:04 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.

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 November 17, 2016 regular Meeting.**
3. **Approval of the effectiveness of Directors' communications with stakeholders and constituents for the 1st Quarter FY 2016 per the collective judgment of the Board, as required by the District's Management Plan.**

Director Smith moved approval of consent agenda items 1 through 3, noting an invoice from Bickerstaff, Heath, Delgado, Acosta in the amount of \$7659.62.

Director 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 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 HCP/ITP application 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 the District's financial auditor on the FY 2016 Annual Financial Audit Report.

Mr. Archie Montemayor gave the District a "clean audit" and reported no problems. He commended staff, and stated that we were in the top 10% of his clients on the organization and ease of preparation of materials needed to conduct an audit.

5. Discussion and Possible Action.

5a. Discussion and possible action related to receipt and approval of the FY 2016 Annual Financial Audit report provided by the District's financial auditor.

Mr. Dupnik thanked Ms. Wilson for her efforts in working with the auditor.

Director Larsen moved approval of the FY 2016 Annual Financial Audit report as presented.

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

5b. Discussion and possible action related to approving the District's FY 2016 Annual Report and submitting it to the TCEQ.

Mr. Dupnik stated that the audit report has two key purposes, it serves as a vehicle to present the financial auditing which is a requirement of the statute to the TCEQ, and a way to measure our compliance with our Management Plan Objectives and Standards.

Director Larsen noted an error on page 2 of the report regarding Director Elections.

After discussion, Director Smith moved approval of the District's FY 2106 Annual Report and submission to the TCEQ, with the correction pointed out by Director Larsen.

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

5c. Discussion and possible action related to adoption of Desired Future Conditions (DFCs) for Groundwater Management Area (GMA) 9.

Mr. Dupnik stated that this is the final stage in the process for GMA 9. He then presented an overview of the timeline of events that brought us to this point. He stated that the applicable Trinity DFC is ready to be adopted by this Board and will conclude the process.

After discussion, Director Smith moved approval of the DFCs for GMA 9.

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

5d. Discussion and possible action related to approval of an access agreement with the Hays County Emergency Services District No. 4) (dba Wimberley Volunteer Fire Department) to install and collect data from a multiport monitor well on their property.

Mr. Dupnik reported that District Staff had negotiated the terms of an Interlocal agreement with the Fire Department to install a multiport monitor well on their property for data collection purposes. The agreement approved by the Fire department was presented to the Board with some legal explanation by Bill Dugat.

After discussion, Director Smith moved approval of the Access Agreement with the Hays County Emergency Services District No. 4.

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

5e. Discussion and possible action related to consideration of a District legislative agenda for the upcoming 85th Legislative session.

Mr. Dupnik gave an overview of proposed bills that concern Groundwater Districts.

President Stansberry stated that the Board would meet in Executive Session as authorized by the Texas Government Code Section 551.071 (Consultation with Attorney) at 7:24 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 8:51 p.m. President Stansberry stated that no final actions or decisions were made while in Executive Session.

Director Smith moved to direct the staff and legislative counsel to draft a bill to carry out an annexation of the triangular area into Precinct 4 as discussed in closed session, and with a provision to redistrict if the current redistricting formula is considered illegal under the voting rights act.

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

Director Larsen moved to direct staff and legislative counsel to draft a fee bill as provided in the Board backup.

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

5f. 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.

Mr. Dupnik gave a brief update on the progress of the Dripping Springs permit application.

No Board action was needed.

5g. Discussion and possible action related to the annual election of the officers of the BSEACD Board of Directors.

Director Stone nominated Director Stansberry for President.

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

Director Stone nominated Director Smith for Vice President.

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

Director Stone nominated Director Dorsett for Secretary.

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

6. 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.

Director Smith reported the following:

Attended the RWQPP working group
Attended the Austin Water Forward Meeting

Director Stone reported the following:

Meetings and phone calls concerning the Dripping Springs Permit

Director Stansberry reported the following:

Budget subcommittee meeting
Meetings concerning Dripping Springs Permit

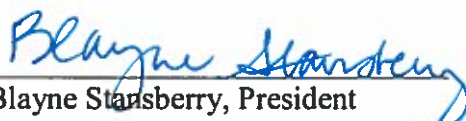
Director Larsen reported the following:

Attended the Hill Country Summit
Redistricting Subcommittee meeting
Will attend the GMDA Conference in early January

6. Adjournment.

Without objection, President Stansberry adjourned the meeting at 9:06 p.m.

Approved by the Board on January 12, 2017.

By: 
Blayne Stansberry, President

Attest: 
Tammy Raymond
Deputy Board Secretary