

Lost Pines Groundwater Conservation District

Board of Directors Agenda Minutes

Thursday, February 1, 2018

The Board of Directors convened at 7:00 p.m. in a meeting pursuant to public notice having been given, at Giddings Public Library, Giddings, Texas. The following members of the Board were present: President, Michael Talbot; Secretary-Treasurer, Doug Prinz; Directors: Herbert Cook, David Fleming, Clifton Seidel, Michael Simmang, Sheril Smith and Carl Steinbach.

Staff members present: Jim Totten, General Manager and Peggy Campion.

Consultants present: Natasha Martin and Mary Keeney, Attorneys.

The following members of the public attended the meeting: see attachment one (1).

1. President Talbot called the meeting to order.
2. Welcome and introductions.

Prior to going into executive session, President Talbot recommended tabling Agenda Items 3b and 5 until the February 21, 2018 meeting. Director Smith moved to table Agenda Items 3b and 5 to the February 21, 2018 meeting. Director Seidel seconded the motion, which carried unanimously.

3. *Executive session pursuant to Tex. Gov't Code section 551.071 so that the Board may seek the advice of its Attorney regarding pending or contemplated litigation, including, but not limited to the following:*

- a) *Andrew Meyer, Bette Brown, Darwyn Hanna, and Environmental Stewardship v. Lost Pines Groundwater Conservation District, Cause No. 29,696, Bastrop County District Court.*
- b) *Grant Crump, David Odom, Jimmy Odom and Linda Odom, Tommy Odom and Linda Odom, Mr. and Mrs. J. D. Rhoades, David and Bridget Vance, and Jimmy and Sarah Williamson v. Lost Pines Groundwater Conservation District; and Michael Talbot, William "Billy" Sherrill, Doug Prinz, Alice Darnell, David Fleming, Keith Hansberger, Larry Schatte, Clifton Seidel, Michael Simmang, and Carl Steinbach, in their respective Official Capacities as Directors of the Lost Pines Groundwater Conservation District, Cause No. 194-21, Bastrop County District Court.*

The Board went into executive session at 7:03 p.m. At the conclusion of the closed meeting, the Board went back into open meeting. After returning to open session, President Talbot announced the time to be 8:05 p.m. and that no votes had been taken in the closed session. Director Fleming recused himself from executive session.

4. *Consideration and possible action on Andrew Meyer, Bette Brown, Darwyn Hanna, and Environmental Stewardship v. Lost Pines Groundwater Conservation District, Cause No. 29,696, Bastrop County District Court.* Director Fleming recused himself from this agenda item. After the Board returned to open session,

Attorneys Natasha Martin and Mary Keeney answered questions from the Board in reference to the appeal. The Board then heard public comments.

The Board then went back into executive session at 9:00 p.m. At the conclusion of the closed meeting, the Board went back into open meeting. After returning to open session, President Talbot announced the time to be 9:15 p.m. and that no votes had been taken in the closed session. President Talbot then called for a motion on Agenda Item 4. Director Seidel moved to not appeal the Court's ruling on Andrew Meyer, Bette Brown, Darwyn Hanna, and Environmental Stewardship v. Lost Pines Groundwater Conservation District, Cause No. 29-696, Bastrop County District Court. Director Cook seconded the motion, which failed with Secretary Treasurer Prinz and Directors Simmang, Smith and Steinbach voting against and Directors Seidel and Cook for.

Director Simmang then moved to file an appeal on the Court's ruling on Andrew Meyer, Bette Brown, Darwyn Hanna, and Environmental Stewardship v. Lost Pines Groundwater Conservation District, Cause No. 29-696, Bastrop County District Court. Director Steinbach seconded the motion which carried with Secretary Treasurer Prinz and Directors Simmang, Smith and Steinbach voting for and Directors Seidel and Cook against.

5. Consideration and possible action on Grant Crump, David Odom, Jimmy Odom and Linda Odom, Tommy Odom and Linda Odom, Mr. and Mrs. J.D. Rhoades, David and Bridget Vance, and Jimmy and Sarah Williamson v. Lost Pines Groundwater Conservation District; James Totten, in his Official Capacity as General Manager of the Lost Pines Groundwater Conservation District; and Michael Talbot, William "Billy" Sherrill, Doug Prinz, Alice Darnell, David Fleming, Keith Hansberger, Larry Schatte, Clifton Seidel, Michael Simmang, and Carl Steinbach, in their respective Official Capacities as Directors of the Lost Pines Groundwater Conservation District, Cause No. 194-21, Bastrop County District Court.

President Talbot adjourned the meeting at 9:21 p.m.

Approved:



Michael Talbot, President



Doug Prinz, Secretary-Treasurer