

Lost Pines Groundwater Conservation District

Board of Directors Agenda Minutes

Wednesday, April 18, 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; Vice-President Billy Sherrill, Secretary-Treasurer, Doug Prinz; Directors: Herbert Cook, David Fleming, Larry Schatte, Clifton Seidel, Michael Simmang, Sheril Smith and Carl Steinbach.

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

Consultants present: Natasha Martin and Mary Keeney, Attorneys, Andy Donnelly, Hydrogeologist and Robby Cook, Governmental Relations.

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.*
3. *Public Comments.* There were no public comments.
4. *Review and approval of the minutes of the March 21, 2018 regular Board meeting.* Director Steinbach moved to approve the minutes of the March 21, 2018 regular Board meeting. Director Schatte seconded the motion, which carried unanimously.
5. *Public hearing regarding the application of Thomas Turf Grass for an operating permit with a variance from the minimum spacing requirements under District Rule 8.2 for District Well No. 58 55 2 in the Simsboro aquifer to withdraw not more than 2,200 acre-feet of water per year for irrigation in Bastrop County.* General Manager Totten reviewed the Thomas Turf Grass application for the Board and the public. Mr. Thomas, owner of Thomas Turf Grass, as well as General Manager Totten and Andy Donnelly, hydrogeologist for the Board, answered questions from the Board. The Board then heard public comments. Tom Haring, who filed the only Contested Case Request, withdrew his request. At 7:55 p.m., President Talbot closed the public hearing.
6. *Consideration of and possible action regarding the application of Thomas Turf Grass for an operating permit for District Well No 58 55 2 in the Simsboro aquifer to withdraw not more than 2,200 acre-feet of water per year for irrigation in Bastrop County.* Director Smith moved to table agenda item 6 to the next Board meeting. Director Seidel seconded the motion which passed. Vice-President Sherrill, Secretary-Treasurer Prinz and Directors Cook, Schatte, Seidel, Steinbach and Smith voting in favor, with Directors Fleming and Simmang against.

7. *Discussion and possible action concerning the May 19, 2018 Lost Pines Groundwater Conservation District Workshop Session.* General Manager Totten informed the Board of the progression of finalizing details for the workshop.

8. *Consideration of the financial report for the period of March 1 through March 31, 2018.* General Manager Totten presented the financial report. Secretary-Treasurer Prinz moved to accept the financial report as presented. Director Fleming seconded the motion, which carried unanimously.

9. *General Manager's Report.* President Talbot next recognized General Manager Totten for presentation of the General Manager's report.

10. *Discussion of Lost Pines Groundwater Conservation District legislation, related legislation and/or activities occurring that affect or pertain to the District and Groundwater.* Robby Cook gave a legislative update to the Board.

11. *Consideration of conferences, meetings and educational opportunities Board members desire to attend.* Director Smith will be attending water conferences in May and June.

12. *Consideration of agenda calendar and events.* The next regular Board meeting will be held May 16, 2018 at Bastrop City Hall and the District Workshop Session will be held May 19, 2018 at the Paige Community Center.

13. *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) *End Op, LP and Lost Pines Groundwater Conservation District v. Andrew Meyer, Bette Brown, Darwyn Hanna and Environmental Stewardship, Cause No. 03-18-00049-CV, Third Court of Appeals.*

Director Fleming recused himself from executive session. The Board went into executive session at 8:21 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 8:45 p.m. and that no votes had been taken in the closed session.

14. *Consideration and possible action on End Op, LP and Lost Pines Groundwater Conservation District v. Andrew Meyer, Bette Brown, Darwyn Hanna, and Environmental Stewardship, Cause No. 03-18-00049-CV, Third Court of Appeals.* There was no action taken on this item.

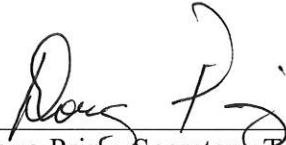
15. *Discussion and possible action concerning the creation of a mediation committee for District litigation.* President Talbot named himself, Secretary-Treasurer Prinz and Directors Simmang and Smith to the mediation committee.

President Talbot adjourned the meeting at 8:46 p.m.

Approved:



Michael Talbot, President



Doug Prinz, Secretary-Treasurer