

Lost Pines Groundwater Conservation District

Board of Directors Agenda Minutes

Wednesday, August 15, 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, Attorney.

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 July 18, 2018 regular Board meeting.* Secretary-Treasurer Prinz moved to approve the minutes of the July 18, 2018 regular Board meeting. Director Steinbach seconded the motion, which carried unanimously.
5. *Consideration of the financial report for the period of July 1 through July 31, 2018.* General Manager Totten presented the financial report. Director Seidel moved to accept the financial report as presented. Director Steinbach seconded the motion, which carried unanimously.
6. *Consideration of and possible action regarding the request of Aqua Water Supply Corporation to aggregate the annual withdrawals authorized under District Well Nos. 854501, 5854518, 5854516, 4544527, and 4544520 (the Camp Swift Well Field) from the Simsboro aquifer located in Bastrop County.* Director Fleming recused himself from this agenda item. General Manager Totten explained to the Board this request was made so that Aqua have more flexibility in the operation of these wells and to better utilize and monitor the aquifer. After Board discussion, Director Seidel moved to approve An Order Granting Request of Aqua Water Supply Corporation to Aggregate Authorized Annual Withdrawals from Permitted Wells in Bastrop County. Director Smith seconded the motion, which carried unanimously.
7. *Consideration and possible action on District standard operating procedures for lawsuits.* Natasha Martin, Attorney, discussed the changes made to the policy after receiving feedback from the public and Board. Before beginning Board discussion, President Talbot called for a motion to

pass or deny the resolution. Director Fleming moved to adopt the Resolution Adopting Litigation Policy Lost Pines Groundwater Conservation District Board. Director Seidel seconded the motion. After Board discussion on the changes made to the policy, President Talbot called for a vote, which carried unanimously.

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

9. *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 was unable to attend.

10. *Consideration of conferences, meetings and educational opportunities Board members desire to attend.* There will be a Reg G and Reg K meeting held in August, which Vice-President Sherrill will be attending.

11. *Consideration of agenda calendar and events.* The next regular Board meeting will be held September 19, 2018 at Bastrop City Hall, Bastrop, Texas.

12. *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 7:31 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 7:52 p.m. and that no votes had been taken on 12 a) in the closed session. President Talbot then called for a motion to set the hearing on the LCRA permits. Director Seidel moved to direct General Manager Totten to schedule the hearing on the LCRA permits for September 25 or 26, 2018. Director Smith seconded the motion, which carried unanimously.

13. *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.

President Talbot adjourned the meeting at 7:54 p.m.

Approved:



Michael Talbot, President



Doug Prinz, Secretary-Treasurer