

Lost Pines Groundwater Conservation District

Board of Directors Agenda Minutes

Wednesday, January 28, 2021

The Board of Directors convened at 6:08 p.m. in an in person/telephonic/video conference meeting pursuant to public notice having been given, pursuant to the Office of the Governor's temporary suspension of certain open meetings act laws due to the novel coronavirus. The following members of the Board were present: President Michael Talbot; Vice-President Sheril Smith; Secretary-Treasurer Michael Simmang; Directors: Herbert Cook, Larry Schatte, Billy Sherrill and Carl Steinbach.

Recused board members present and not participating: Phil Cook, David Fleming and Kay Rogers.

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


Consultants present: Greg Ellis, Special Counsel and Andy Donnelly, Hydrogeologist.

1. President Talbot called the meeting to order.
2. Welcome and introductions. President Talbot then asked Special Counsel Ellis to go over the procedures for the hearing.
3. *Public Comments.* The Board heard comments from the public.
4. *Final Hearing on applications of Lower Colorado River Authority for Operating Permits and Transport Permits for 8 wells located in Bastrop County, Texas and the Administrative Law Judges' Proposal for Decision issued in SOAH Docket No. 952-1900705 recommending granting said permits in an aggregate amount of 25,000 acre-feet of water per year from the Simsboro Aquifer along with other terms and conditions.* Director Fleming recused himself from this agenda item. Directors P. Cook and Rogers were also recused. The Board heard from Counsel for Lower Colorado River Authority (LCRA). LCRA then answered Board questions. The Board then heard from each of the Protestant's attorneys and Natasha Martin, attorney for General Manager Totten. At the conclusion of comments, there was a break taken at 8:10 p.m. After returning to open meeting, LCRA presented their rebuttal and answered questions from the Board. Special Counsel Ellis then questioned each Protestant attorney, LCRA's attorney and General Manager Totten's attorney. At 8:40 p.m. the Board went into executive session. At the conclusion of the closed meeting, the Board went back into open meeting. After returning to open session at 9:04 p.m., President Talbot called for a motion. Vice-President Smith moved to continue the hearing to a later date. Director Sherrill seconded the motion, which carried unanimously.
5. *Consideration of and possible action on the applications of Lower Colorado River Authority for Operating Permits and Transport Permits for 8 wells located in Bastrop County, Texas and to withdraw an aggregate amount of 25, 000 acre-feet of water per year from the Simsboro Aquifer*


to be used in Bastrop, Lee and Travis Counties. Being there was a motion to continue to a later date, there was no action on this item.

President Talbot adjourned the meeting at 9:08 p.m.

Approved:



Michael Talbot, President



Michael Simmang, Secretary-Treasurer