

Lost Pines Groundwater Conservation District

Board of Directors Agenda Minutes

Wednesday, March 15, 2023

The Board of Directors convened at 7:00 p.m. in a meeting pursuant to public notice having been given, at Elgin Public Library Civic Center – City Council Chambers, Elgin, Texas. The following members of the Board were present: President Hernandez; Vice-President Kathryn Rogers; Secretary-Treasurer Michael Simmang; Directors: Thomas Arsuffi, Melissa Cole, Herbert Cook, Phil Cook, Larry Schatte, Billy Sherrill and Sheril Smith.

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

Consultants present: Natasha Martin, Attorney, and Allan Standen, Hydrogeologist.

President Hernandez called the meeting to order and welcomed the public.

2. *Public Comments.* The Board heard public comment from Emery Thomas, Thomas Turfgrass.

3. *Consent Agenda:*

- a. *Minutes of the February 15, 2023 regular Board meeting.*
- b. *Financial report through February 28, 2023*
- c. *Invoices received and payments greater than \$5,000.00*
- d. *Water well monitoring update.*
- e. *Recent and future educational opportunities, calendar and events.*

Vice-President Rogers moved to approve the consent agenda. Director Arsuffi seconded the motion, which carried unanimously.

4. *Regular Agenda:*

a. *Announcements.* President Hernandez announced that comments had been received from Thomas Turfgrass on the rules and would be made part of the rulemaking record, the planning for the rules stakeholder group is ongoing as well as the search for a facilitator. Public comments on the application by Corix Utilities (Texas) Inc. have been submitted to TCEQ and comments on Gapped Bass will also be submitted to TCEQ.

b. *Discussion, consideration, and possible action on contract award for renovations of the District office building in Giddings, Texas.* Director P. Cook, Chair of the Infrastructure Committee reported that the committee had met to score the two (2) bids received for renovations to the District office building in Giddings, Texas. The Infrastructure Committee, as well as the General Manager, were in accord with recommending Gaeke Construction to the Board to be awarded the

contract. Director P. Cook informed the Board that there would be additional expenses for the renovations that were not included in the contract, and that would require Board approval. He further informed the Board that if the Board approved the contract with Gaeke Construction, he would suggest a motion to approve an additional \$20,000.00 for such additional expenses and possible change orders to the contract. After Board discussion, Director P. Cook moved to award the contract for renovations to Gaeke Constuction, allow the infrastructure committee to negotiate the contract, and authorize the President Hernandez to sign the contract in substantially the same form as presented to the Board. Director H. Cook seconded the motion, which carried unanimously. Director P. Cook then suggested that the Board act on approving an additional amount to cover items not included in the Gaeke contract and for possible change orders. The Board took no such action.

c. Committee Reports with possible Board discussion. No action will be taken.

- i. Financial Services Committee.* President Hernandez reported no update.
- ii. Governance Committee.*
- iii. Infrastructure Committee.*
- iv. Education Outreach Committee.*
- v. Management Committee.*

Please see attachments for committee reports ii-v.

d. General Manager's Report. President Elvis Hernandez next recognized General Manager Totten to present the General Manager's report. Please see attached.

4 d i. Hydrogeologist report. Allan Standen reported on the progress made on the collection well logs across the District.

e. Discussion of Lost Pines groundwater Conservation District legislation, related legislation and/or activities occurring that affect or pertain to the District and groundwater. There was no legislative report.

f. Discussion, consideration, and possible action on District Board meeting calendar. There was none at this time.

g. Set date and location of next meeting. There will be a rules hearing April 19, 2023, 6:00 p.m. at the Bastrop Convention Center. The next regular Board meeting of the Lost Pines Groundwater Conservation District will be held April 19, 2023, 7:00 p.m at Bastrop Convention Center, Bastrop, Texas.


h. Future agenda items. There were none at this time.

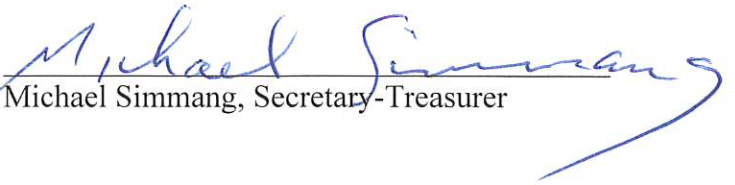
5. Executive Session:

a. Executive session of the Board pursuant to Tex. Gov't Code section 551.071, or any closed session permitted by law, to consult with its attorneys and seek advice regarding GateHouse Water, LLC v. Lost Pines Groundwater Conservation District, et al., Cause No: 1:22-cv-00132, United States District Court of the Western District of Texas. The Board did not go into executive session.

President Hernandez adjourned the meeting at 7:36 p.m.

Approved:


Elvis Hernandez, President


Michael Simmang, Secretary-Treasurer