

Lost Pines Groundwater Conservation District

Board of Directors Agenda Minutes

Monday, August 29, 2022

The Board of Directors convened at 6:03 p.m. in a meeting pursuant to public notice having been given under the Texas Open Meetings Act, at Elgin Public Library Civic Center – City Council Chambers, Elgin, Texas. The following members of the Board were present: President Sheril Smith; Vice-President Kathryn Rogers; Secretary-Treasurer Elvis Hernandez; Directors: Tom Arsuffi, Melissa Cole, Herbert Cook, Phil Cook, Larry Schatte, Billy Sherrill and Michael Simmang.

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

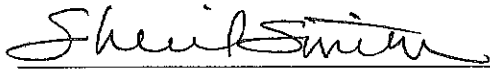
Consultants present: Natasha Martin and April Griffin, Attorneys. Board Attorney Greg Ellis attended remotely for the closed meeting on Item No. 3.

1. President Smith called the meeting to order and welcomed the public.
2. *Public Comments.* There were no public comments.
3. *Consideration of and possible action on Lower Colorado River Authority's Second Motion for Rehearing dated June 7, 2022 on the District's final decision on the Applications of Lower Colorado River Authority for Operating Permits and Transfer Permits for Eight Wells in Bastrop County; SOAH Docket No. 952-19-0705.* The Board went into executive session at 6:04 p.m. pursuant to Sec. 551.071, Government Code (consultation with an attorney regarding pending or contemplated litigation). At the conclusion of the closed meeting, the Board went back into open meeting at 6:21 p.m. President Smith announced that no votes were taken during the closed meeting. President Smith called for a motion. Director Simmang moved to grant Lower Colorado River Authority's Second Motion for Rehearing dated June 7, 2022 on the District's final decision on the applications of Lower Colorado River Authority for Operating Permits and Transfer Permits for eight wells in Bastrop County. There being no second, the motion failed.
4. *Consideration of and possible action on District General Manager's evaluation.* The Board went into executive session at 6:23 p.m. pursuant to Sec. 551.074, Government Code (to deliberate the evaluation of the District's General Manager). At the conclusion of the closed meeting, the Board went back into open meeting at 7:22 p.m. President Smith announced that no votes were taken during the closed meeting. President Smith called for a motion. Director P. Cook moved that the full board delegate to an Evaluation Committee consisting of President Smith, Vice-President Rogers and Secretary-Treasurer Hernandez the authority to perform an interim performance evaluation of General Manager Totten pursuant to the Board discussion in the closed meeting. Director Cole seconded the motion with President Smith, Vice-President Rogers,

Secretary-Treasurer Hernandez, Directors Arsuffi, Cole and P. Cook voting for and Directors Schatte, H. Cook, Simmang and Sherrill voting against. Motion passed.

President Smith adjourned the meeting at 7:24 p.m.

Approved:



Sheril Smith, President



Elvis Hernandez, Secretary-Treasurer