

Lost Pines Groundwater Conservation District

Board of Directors Agenda Minutes

Tuesday, October 12, 2021

The Board of Directors convened at 6:10 p.m. for an in person/telephonic/video conference meeting pursuant to public notice having been given in accordance with the Texas Open Meetings Act. The following members of the Board were present: President Sheril Smith; Secretary-Treasurer Michael Simmang; Directors: Melisa Cole, Herbert Cook, Larry Schatte, Billy Sherrill and Carl Steinbach.

Recused board members: Phil Cook, David Fleming and Vice-President Rogers.

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

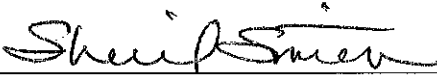
Consultants present: Natasha Martin, Attorney on behalf of the General Manager and Greg Ellis, Special Counsel.

1. President Smith called the meeting to order.
2. Welcome and introductions.
3. *Public Comments.* The Board heard comments from the public.
4. *Continued final hearing from July 14, 2021 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. 952-19-0705 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.* The Board went into executive session at 6:33 p.m. At the conclusion of the closed meeting, the Board went back into open meeting. After returning to open session at 7:59 p.m., President Smith announced that no votes were taken.
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.* President Smith called for a motion. Director Cole moved to grant a five (5) year production permit for 8,000 acre-feet per year and strike the phased production, strike every finding of fact and conclusion of law from the Proposal for Decision referencing the definition of waste, grant a thirty (30) year transport permit for 25,000 acre-feet. Director Sherrill seconded the motion, which carried unanimously.
6. *Consideration of and possible action on a resolution designating one or more place inside the district in Lee and Bastrop Counties for conducting the meeting of the Board.* General Manager

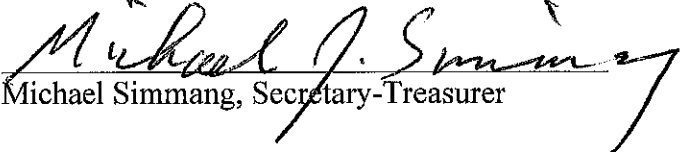
Totten explained to the Board that the resolution was to formalize meeting places that had been previously approved by the Board. Natasha Martin, Attorney, read the meeting places listed in the resolution. Director Cook moved to approve the resolution designating one or more places inside the District in Lee and Bastrop Counties for conducting the meetings of the Board with meetings being alternated between Giddings Public Library in Giddings and First National Bank in Bastrop. Director Schatte seconded the motion with eight (8) voting in favor, Director P. Cook abstaining and Director Fleming not voting. President Smith announced that the next board meeting would be at the First National Bank in Bastrop.

President Smith adjourned the meeting at 8:08 p.m.

Approved:



Sheril Smith, President



Michael Simmang, Secretary-Treasurer