

**Barton Springs/Edwards Aquifer Conservation District
Board of Directors Meeting Minutes
Regular Meeting
November 10, 2022**

Board members present at commencement: Blayne Stansberry, Craig Smith, and Dan Pickens. Christy Williams arrived at 5:11p.m. Lily Lucas was absent. Staff present included: Tim Loftus, Dana Wilson, Brian Smith, Justin Camp, David Marino, Jeff Watson, Erin Swanson, Kendall Bell-Enders, and Tammy Raymond. These minutes represent a summarized version of the meeting; the complete discussion of the following items is recorded digitally.

Note: The Board of Directors of the Barton Springs/Edwards Aquifer Conservation District reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on this agenda, as authorized by the Texas Government Code Sections §551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development) 418.183 (Homeland Security). No final action or decision will be made in Executive Session.

1. Call to Order.

President Stanberry called the meeting to order at 5:08 p.m., noting that a quorum of the Board was present.

President Stansberry thanked Director Smith for attending this meeting. She explained that new Directors cannot be sworn in until three days after the election, and this meeting is one day short of that requirement.

2. Citizen Communications (Public Comments of a General Nature).

There were no citizen communications on items not listed on the agenda.

3. Consent Agenda.

3a. Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, and Specified Expenditures greater than \$5,000.

b. Approval of minutes of the Board's October 13, 2022 Regular Meeting & Public Hearing.

c. Approval of the Master Services Contract with INTERA, Inc. for groundwater-related technical support.

d. Approval of the Master Services Contract with Austin Alliance Group.

Dr. Loftus explained that the Master Services Contract with INTERA was not complete and should be excluded from approval at this time.

Director Smith moved approval of Consent Agenda items 3a.,b., and d. noting an invoice from Bickerstaff Heath in the amount of \$7210.00.

Director Pickens seconded the motion and it passed unanimously with a vote of 4 to 0.

4. General Manager's Report.

Topics

- a. Review of Status Report and update on team activities/projects.**
- b. Aquifer status update.**
- d. Upcoming events of possible interest.**

Staff gave updates on the items above.

5. Staff Presentation.

Staff will present on permitting under district rules related to applications found to have the Potential for Unreasonable Impacts.

Ms. Bell-Enders gave a presentation on District rules pertaining to the potential for unreasonable impacts (PUI). She provided a debrief on the challenges and lessons learned from applying the rules to large permit applications following annexation of the Shared Territory and discussed administrative considerations such as inadequate fees, staff time, timelines, and public comment process for production-permit applications with PUI. She also discussed policy questions and considerations related to unreasonable impact assessment and potential for mitigation. She recommended initiating narrow rulemaking on administrative and procedural changes and to continue to move forward on sustainable yield to address the policy questions.

Dr. Brian Smith also presented information on monitoring drawdown and unreasonable impacts.

6. Discussion and possible action.

6a. Discussion and possible action related to finalizing the November 8, 2022 General Election and qualifying directors for office including, but not limited to approval of Director bonds.

After discussion, Director Smith moved approval of Director bonds for Blayne Stansberry, Lily Lucas, and Vanessa Puig-Williams.

Director Williams seconded the motion and it passed unanimously with a vote of 4 to 0.

6b. Discussion and possible action related to the performance and compliance of District permittees with their User Drought Contingency Plan curtailments.

Ms. Swanson reported that we are in Phase II of the enforcement process looking for level C & B overpumpage. She said that all of tier 3 permittees were in compliance along with the majority of

tier 2 with the exception of Aqua Texas Bliss Spillar and Huntington Utility. She said that staff will be scheduling pre-enforcement meetings with both of them.

No action was needed.

6c. Discussion and possible action related to adoption of the Groundwater Management Area 10 Desired Future Conditions and relevant aquifer designations by Resolution #111022-01.

Dr. Loftus stated that all of the Groundwater Districts within GMA 10 would need Board approval adopting the Desired Future Conditions and relevant aquifer designations by a resolution.

After discussion, Director Smith moved approval of adoption of the GMA 10 Desired Future Conditions by Resolution#111022-01.

Director Williams seconded the motion and it passed unanimously with a vote of 4 to 0.

7. Directors' Reports.

Directors may report on their involvement in activities and dialogue that are of likely interest to the Board, in one or more of the following topical areas:


- Meetings and conferences attended or that will be attended;
- Board committee updates;
- Conversations with public officials, permittees, stakeholders, and other constituents;
- Commendations; and
- Issues or problems of concern.

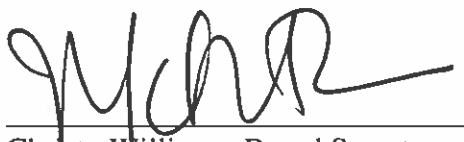
Board members gave reports on activities they have been involved with since the last meeting.

8. Adjournment.

With no objection, President Stansberry adjourned the meeting at 6:55 p.m.

Approved by the Board on December 8, 2022.

By: 
Blayne Stansberry, Board President

Attest: 
Christy Williams, Board Secretary