

## **Board Backup Material:**

### Agenda Items:

1) The Board of Directors met on Wednesday, June 13 for discussion and possible action on Dripping Springs Water Supply Corporation's unpaid connection fees and possible fines. The Board voted in favor to send DSWSC a Notice of Violation and a Demand letter in the amount of \$101,400.

2)

3) See email below.

4) Currently the District is within Voluntary Stage. As our triggers have yet to meet the next drought stage condition, the District will remain in this stage. June water levels have been recorded and they show a steady lowering of the water table.

5) Staff is working along with the Texas Water Development Board to install a telemetry system within the W&L well on RR 12. This well is within the Lower Trinity Aquifer and will provide the District data on the aquifer and its health. Information from the well will be automatically uploaded to the District website as a hydrograph.

6) Staff continues to work with Hays County Elections Officer, Joyce Cowen. Addresses presented by the County are being spot checked against the new District map.

7) The study is intended to aid our District and the entire GMA9 including its constituents on the progress of the DFC. The study will show actual water level numbers compared to GAM model runs.

8) District staff presented to three age groups on "Water Day" at the Walnut Springs Elementary School. Hand outs included were: posters on the water cycle, book marks with conservation tips, coloring books on conservation, and Frisbees with "Conserve, Pass It On!" printed on them. A four minute animated movie was shown as well as the District's own film, "Exploring the Trinity Aquifer".

9) Groups such as the Cypress Creek Project are currently meeting to discuss this same concern.

Item 3: Continued

From: **David Glenn** <[david.glenn@vownet.net](mailto:david.glenn@vownet.net)>

Date: Mon, May 14, 2012 at 2:30 PM

Subject: FW: HTGCD Board Meeting Agenda: L2

To: "Bert Cobb MD." <[bert.cobb@co.hays.tx.us](mailto:bert.cobb@co.hays.tx.us)>, Will Conley <[will.conley@co.hays.tx.us](mailto:will.conley@co.hays.tx.us)>, Ray Whisenant <[raywhisenant@gmail.com](mailto:raywhisenant@gmail.com)>

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-----Judge Cobb, Commissioners Conley and Whisenant,

The upcoming HTGCD meeting (5/17/12-Agenda attached) is one that raises real concerns for me. The Board has a practice of providing very limited information about agenda action items. The public is therefore ill-informed about the issues and is left at a loss about how to comment. Judge Cobb, you have made it a priority to bring decorum to Commissioners Court proceedings. Your weekly agenda contains detailed back-up information about agenda items to come before the Court that is helpful for staff, commissioners, and the public.

The HTGCD has been advised about the need to improve their agenda documentation so the public might be aware of the issues and be more knowledgeable in offering comments at their meetings. I understand that even some members of the HTGCD Board are similarly uninformed until there are verbal presentations at the Board meeting. The public is invited to speak in advance of these verbal presentations and is typically uninformed at that time. **Specific agenda items of concern are:**

1. **Unpaid DSWSC connection fees dating back to September 2001 in the amount of \$60,000 (?) are being negotiated.** What is being offered? Is there a quid quo pro? And what is the planned action for settlement?
2. **DSWSC water supply permit between 300AF and 1,600AF per year is being negotiated.** What is the justification for the amounts of water needed? A mental calculation for the 1,600 AF per year number suggests that it might be as much as 20% to 40% of the fifty year MAG (modeled available groundwater) to be made available to the HTGCD area. Where is the due diligence and a specific recommendation for action?
4. **A FY 2013 Budget is being submitted to the County by a May 25<sup>th</sup> deadline.** What is the budget? How does it compare to current and prior years? How does it address the new responsibilities of implementing, monitoring, and adaptive management of the Trinity Aquifer DFC?
10. **Hiring attorney to interpret existing rules and advise proposed new rules.** Is this a new attorney? Or an additional attorney? If so, what is the relationship and division of responsibility with existing legal counsel? It is my understanding that Mr. Davis is an engineer and a patent attorney. What is his experience with groundwater rules and regulations? How and what are you going to pay him? Or is he an unpaid volunteer like the task force writing the new rules?
13. **DSWSC has contributed to HTGCD related groundwater film.** How much is the contribution? Who made the contribution? When was the contribution

made? Does this have a relationship to items 1 & 2 above? What's going on here?

Gentlemen in your opinion is the HTGCD Board in compliance with Texas Open Meeting laws with such limited Board agenda information? I would appreciate your review of the attached HTGCD Board Agenda and Board Material Backup. Anything you can do to help your constituents to be better informed about upcoming Board actions will be helpful. Your prompt response to this Thursday night's situation is needed as this is a matter of significant concern for your constituents who attend the HTGCD Board meetings.