

MINUTES
OF THE
SOUTHWESTERN TRAVIS COUNTY GROUNDWATER CONSERVATION DISTRICT

At the
Bee Cave School House
13333-A Highway 71 West
Bee Cave, Texas 78738
(Bee Cave Schoolhouse is located adjacent to Lake Travis Fire and Rescue Station 603)

Wednesday, November 15, 2019 at 10:00 am

1. Call to order, declare meeting open to the public, and take roll

Director and Board President Scadden called the meeting of the Southwestern Travis County Groundwater Conservation District (SWTCGCD or District) Board of Directors to order at 10:00 AM on November 15, 2019. Five District Directors were present constituting a quorum, including Directors Hennings, Dower, Davis, Scadden, and O'Malia. Director Urie arrived at 10:05 AM and Director Buddin was absent. Also present were Director Elect Van Ackeren, State Representative Vikki Goodwin, visitors; Kirk Holland, Carl Jones, Gene Lowenthal, Vince Clause, Allen Standen, Amy Rae Dadamo, and Pete Golde.

Director Scadden thanked everyone for their support in getting the SWTCGCD confirmed and he welcomed Representative Vikki Goodwin

The meeting sign-in sheet is attached as Exhibit A

2. Public comments

Director Scadden called for public comments and there were no public comments. He then asked to go around that room and have everyone introduce themselves. Director O'Malia thanked the Board and offered to help going forward after his retirement from the Board and Gene Lowenthal commented that the 75% vote to confirm the SWTCGCD "rocks" adding that he plans to "retire" from work on groundwater issues and he wished the SWTCGCD success.

3. Discuss, consider and take action on previous meeting minutes

Approval of the October 9, 2019 Meeting Minutes.

On a motion by Director Dower and a second by Director Hennings the Final draft version of the October 9, 2019 meeting minutes was approved – 4 Ayes to 0 Nays with 2 Directors (Davis and Urie) Abstaining

A copy of the approved October 9, 2019 Meeting Minutes is attached as Exhibit B

4. Discuss, consider, and possibly act on matters related to the statutorily required canvass of the votes received in the November 5, 2019 election to Confirm Creation of the SWTCGCD and to Elect the Initial Board of Directors, including approval of the Canvassing Record and issuance of Certificates of Election to the initial directors.

The SWTCGCD Attorney, Theresa Golde, discussed the Canvassing Record with the Board, which is the Order Canvassing the Returns and Declaring the Results of November 5, 2019 Special Election and Other Matters in Connection Therewith. Attorney Golde explained that the final results were obtained from Travis County and are reflected in the Order. The temporary Board of Directors then transitioned control of the Board over to the Directors Elect, and the Certificates of Election were issued to each Director Elect and signed by the President of the Board.

On a motion by Director Davis and a second by Director Hennings the Board approved the Order Canvassing the Returns and Declaring the Results of November 5, 2019 Special Election and Other Matters in Connection Therewith – 6 Ayes to 0 Nays

The approved Order Canvassing the Returns and Declaring the Results of November 5, 2019 Special Election and Other Matters in Connection Therewith is attached as Exhibit C

The Certificates of Election are attached as Exhibit D

- 5. Discuss, consider, and possibly act on matters related to implementing the outcome of the November 5, 2019 election, including receiving the mandatory Sworn Statements from the initial directors, administering Oaths of Office by the initial directors, and approving the payment of performance bonds executed by and for each initial director.**

Each Director Elect signed the Statements of Officer and gave it to Attorney Golde. Representative Goodwin then administered the Oath of Office to all of the elected Directors. Then, the Oaths of Office were signed by each Director and were notarized by the City of Bee Cave notaries who had been invited by Director Scadden to be present at the meeting.

On a motion by Director Scadden and a second by Director Davis the Board approved the procurement of performance bonds for each of the Directors – 6 Ayes to 0 Nays

The Statements of Officers and Oaths of Office are attached as Exhibit E

- 6. Discuss, consider, and possibly act on the ratification of all prior acts and decisions of the previous Temporary Board of Directors.**

On a motion by Director Dower and a second by Director Hennings the Board approved the ratification of all prior acts and decisions of the previous Temporary Board of Directors – 6 Ayes to 0 Nays

- 7. Discuss, consider, and possibly act on the determination of the terms of office for the Initial Directors.**

Attorney Golde conducted a drawing to determine which Directors would have two-year terms with former Temporary Director O'Malia drawing the names. The result of the drawing was that Directors Urie and Van Ackeren will serve two-year terms, and Directors Dower, Davis, Hennings, and Scadden will serve four-year terms. The vacant position was not included in the drawing.

- 8. Discuss the vacancy on the Initial Board of Directors.**

Director Scadden expressed the desire that the Board recruit and appoint a seventh director to fill the vacant director position at next month's meeting and he proposed that he would put it on the agenda for that meeting. He went on to say that Carl Jones from Spicewood may be interested in filling the vacancy since he has a well that almost went dry during the drought and he and his neighbors are concerned. They are also interested in the correlation between lake levels and groundwater levels. Carl Jones said that he was thrilled that the SWTCGCD was confirmed and that he would like to participate in helping to conserve groundwater.

Director Scadden suggested that the Board form a sub-committee to work on filling the vacancy and further suggested that Directors Hennings, Dower, and Davis make up the sub-committee nothing that he and Directors Urie and Van Ackeren will be working on the budget.

On a motion by Director Dower and a second by Director Van Ackeren the Board approved the formation of a sub-committee consisting of Directors Hennings, Dower and Davis to recruit a candidate to be appointed to the vacant director position – 6 Ayes to 0 Nays

9. Committee Reports

- a. Finance – Director Urie presented the finance reports for September and October stating that the bank balance at the end of September was \$1,407.79 after the issuance of five checks and the receipt of \$0.15 in interest and the balance at the end of October was \$12,692.85 after receipt of \$15,000 from Travis County and issuance of one check and receipt of \$0.06 in interest.

The financial reports for September and October are attached as Exhibit F

- b. Legislative – Nothing to report
- c. Science-Outreach – Director Scadden congratulated and thanked Director Hennings for a successful outreach effort for the election. Director Hennings said that she, and Directors Davis and Scadden would be going to the GMA 9 meeting where BSEACD would be providing an update on the Hydrogeologic Study. Director Scadden added that there will be a celebration of the confirmation of the SWTCGCD at the Saltgrass restaurant in Bee Cave on December 5th.
- d. Groundwater Management Plan Committee – Director Scadden said the he and Kirk Holland have been in touch with the Texas Water Development Board regarding modeling and the we need to schedule a work session to initiate the Groundwater Management Plan development suggesting a two hour work session on December 4th from 9 to 11 AM.

10. Discuss, consider, and possibly act on SWTCGCD budgeting activities, Travis County funding and the ILA with Travis County.

Director Scadden said that the Travis County ILA is in place and the initial \$15,000 has been paid with \$100,000 more earmarked for the first year. He proposed that Director Van Ackeren be part of the Budgeting Sub-Committee making the committee membership being Directors Scadden, Urie, and Van Ackeren.

On a motion by Director Davis and a second by Director Hennings the Board approved the formation of a Budget Sub-committee consisting of Directors Scadden, Urie and Van Ackeren – 6 Ayes to 0 Nays

Director Scadden then asked for input from all directors on budget items. Director Dower added that we need a budget as soon as possible and that it can always be amended later. Attorney Golde advised that the Travis County ILA requires a budget to be submitted to Travis County within 30 days of today (Canvass Vote).

11. Discuss, consider, and possibly act on the Draft SWTCGCD Financial Guidelines.

Item delayed until later in the meeting

12. Discuss, consider, and possibly act on IT matters including, but not limited to, GCD emails and our website.

Item delayed until later in the meeting

13. Discuss, consider, and possibly act on an Interlocal Agreement with Bandera County River Authority and Groundwater District for the purpose of Joint Planning with GMA 9 for preparation of and payment for the DFC Explanatory Report – Third Planning Cycle.

Director Hennings explained that the total cost of the DFC report is \$59,000 divided among 9 GCDs is just under \$6,600 per GCD or about \$2,200 per year spread over three years. Bandera County River Authority and Groundwater District may be willing to carry the SWTCGCD portion of the cost for a longer period. Director Dower suggested that the SWTCGCD should ask for forbearance before signing the ILA. Director Scadden expressed the opinion that the SWTCGCD should sign the ILA to be a fully participating member of GMA 9. He suggested that the Board needs to vote on this today so that they can bring it to the GMA 9 meeting. He said that Director Dower is asking the Board to wait until they can get clarification of what GMA 9 is going to expect from the SWTCGCD and when. Kirk Holland said that the SWTCGCD needs to have a DFC and the report supporting it to have a Groundwater Management Plan. Director Urie asked if this would be an approved expense under the Travis County ILA and Director Scadden responded that it would be. Director Scadden then said that he would be agreeable to not signing the ILA now and ask for clarification and payment terms at the GMA 9 meeting on Monday. Director Dower added that we don't even have a budget yet. Director Scadden asked "What is our ask? – Three years of equal payments? – That he and Director Hennings negotiate the best terms that they can?". Kirk Holland said he thinks a reduced share is not going to be looked upon very well but delayed payment might be acceptable. Director Hennings suggested that the Board wait until they have a better understanding of the costs and schedule. Director Scadden said that he would not sign the ILA now and will ask for clarification and delayed payment terms but not reduced cost. Director Hennings pointed out that there were words in the ILA suggesting that reduced cost is a possibility that GMA 9 would consider. Director Dower added that there are also words to the effect that a request for exemption would also be considered. Director Scadden then said that he would ask what GMA 9 can offer.

Director Scadden then asked for pre-approval for reimbursement for mileage to drive to the GMA 9 meeting in Bulverde. Director Urie said he was OK with that if it is a Travis County approved expense and Director Dower added that we have got to get a budget.

On a motion by Director Van Ackeren and a second by Director Urie the Board approved reimbursement of Director Scadden for mileage to drive to the GMA 9 meeting in Bulverde – 5 Ayes to 0 Nays with one Director (Davis) abstaining

Agenda Item 12. Discuss, consider, and possibly act on IT matters including, but not limited to, GCD emails and our website was now taken up

Director Scadden asked that former Directors' Buddin and O'Malia email accounts be cancelled and that Director Van Ackeren be added. Director Dower advised that the cost is \$10 per month per email address and suggested that the service be extended for six months. It was the consensus of the Board that it be extended for one year.

On a motion by Director Scadden and a second by Director Davis the Board approved extending email service for a period of one year – 6 Ayes to 0 Nays

Director Dower advised that there are many changes that now need to be made to the website and that he would begin to work on it.

Agenda Item 11. Discuss, consider, and possibly act on the Draft SWTCGCD Financial Guidelines was now taken up

Director Dower reviewed the Draft Financial Guidelines previously provided to the Board. He said that he would like to get approval of these draft guidelines. They are all from state law and he would like to adopt as SWTCGCD guidelines to document fiscal responsibility. Director Hennings asked if we can include the Travis County ILA requirements to which Director Dower responded yes and we also need to adopt a fiscal year.

On a motion by Director Davis and a second by Director Van Ackeren the Board adopted the SWTCGCD Financial Guidelines as presented with the reference to the Travis County \$2,500 limit deleted – 6 Ayes to 0 Nays

A copy of the SWTCGCD Financial Guidelines is attached as Exhibit G

14. Discuss and possibly establish agenda items for the next Board meeting.

- Fiscal Year
- Budget
- Board Vacancy
- GMA 9

15. Discuss, consider, and possibly act on setting the date, time, and location for the next Board meeting.

The December 4th meeting will be a work session and the second Wednesday in January is January 8th. The Directors agreed to hold a Board Meeting on Wednesday, January 8th, 2020.

16. Discuss, consider, and possibly act on the election of officers of the Initial Board of the Southwestern Travis County Groundwater Conservation District for the following year.

Director Scadden proposed that the existing slate of officers be re-elected with Tim Van Ackeren replacing John O'Malia as Secretary. There were no alternative suggestions or volunteers for officer positions.

On a motion by Director Dower and a second by Director Davis the Board approved the following slate of officers; Director Scadden – President, Director Davis – Vice President, Director Urie – Treasurer , Director Van Ackeren – Secretary.


Director Scadden suggested that the Board designate Director Van Ackeren as the SWTCGCD Records Management Officer and Director Dower suggested that he also be designated as Public Information Officer.

On a motion by Director Scadden and a second by Director Dower the Board appointed Director Van Ackeren as the SWTCGCD Records Management Officer and Public Information Officer – 6 Ayes to 0 Nays

17. Adjourn.

On a motion by Director Hennings and a second by Director Davis the Board voted to adjourn the meeting – 6 ayes to 0 nays. The meeting was adjourned at 1:20 PM.

PASSED, APPROVED AND ADOPTED THIS 4th day of December, 2019



Tim Van Ackeren, Secretary

Exhibit A

Attendee Sign-in Sheet

Exhibit B

Approved Minutes from October 9, 2019 Board Meeting

MINUTES
OF THE
SOUTHWESTERN TRAVIS COUNTY GROUNDWATER CONSERVATION DISTRICT

At the
Bee Cave School House
13333-A Highway 71 West
Bee Cave, Texas 78738
(Bee Cave Schoolhouse is located adjacent to Lake Travis Fire and Rescue Station 603)

Wednesday, October 9, 2019 at 10:00 am

1. Call to order, declare meeting open to the public, and take roll

Director and Board President Scadden called the meeting of the Southwestern Travis County Groundwater Conservation District (SWTCGCD or District) Board of Directors to order at 10:03 AM on October 9, 2019. Four District Directors were present constituting a quorum, including Directors Dower, Scadden, Hennings and O'Malia. Directors Buddin, Urie and Davis were absent. Also present were visitors, Brian Hunt and Jackie Vay from BSEACD, Vicky Kennedy from Travis County, Mike O'Connor from representative Goodwin's office, Luz Moreno-Lozano from the Austin American Statesman, Gene and Linda Lowenthal, and Pete Golde.

The meeting sign-in sheet is attached as Exhibit A

2. Public comments

Director Scadden called for public comments and there were no public comments.

3. Discuss, consider and take action on previous meeting minutes

Approval of the September 9, 2019 Meeting Minutes.
Approval of the September 16, 2019 Special Meeting Minutes.
Approval of the September 23, 2019 Special Meeting Minutes.

Item delayed until later in the meeting.

4. Committee Reports

- a. Finance – No Report
- b. Legislative – No Report
- c. Science-Outreach – Director Scadden introduced Brian Hunt and Jackie Vay from BSEACD who had been invited to give a presentation on the preliminary results of the Western Travis County Hydrogeology Study.

Brian Hunt gave the presentation starting by explaining that the study covered all three levels of the Trinity Aquifer, the Upper Trinity, Middle Trinity, and Lower Trinity while focusing on the Middle and Lower Trinity. The Trinity Aquifer in southwestern Travis

County has been designated a PGMA (Priority Groundwater Management Area). Phase I of the Study was funded by \$100,000 from Travis County and BSEACD contributed in-kind labor valued at \$60,000. Deliverables for the Study include a Hydrogeologic Atlas and digital databases. He explained that the atlas is a technical document consisting of about 100 11"X 17" pages including geological and hydrogeological maps of the study area and a series of cross sections that show the geology as if you were cutting into the Earth like a layer cake across the district.

The main cross section from west to east shows the Trinity aquifers as they cross the Bee Creek Fault and the Mount Bonnell Fault. The study has defined two distinct areas within Southwestern Travis County: Area 1 being west of the Bee Creek Fault contains fresher water and Area 2 east of the Bee Creek Fault contains brackish water. Potentiometric water levels in both aquifers drop to the east of the Bee Creek Fault and then rise again farther east as they approach the Mount Bonnell Fault, where the Edwards Aquifer and BSEACD territory begins. It appears that water is being "mined" east of the Bee Creek Fault near Lakeway and Bee Cave where various dating techniques indicate the water is thousands to tens of thousands of years old. The ancient water being produced from the aquifer in Area 2 is not being replaced by fresh water and is somewhat brackish.

Mr. Hunt said that there are 1,490 wells in the Lower Trinity, 532 wells in the Middle Trinity, and 61 wells in the Upper Trinity (about 2,000 total). The wells in the Middle Trinity and the Lower Trinity were presented on informative maps showing estimated annual volume usage in the Middle and Lower Trinity by type of use (domestic, irrigation, industrial, public water supply). Most wells are domestic, but the highest volume usage is for public water supply.

In the Lower Trinity decades of well level data show there is a consistent regional drop in water level of 2 to 3 feet per year in Area 2 based on data from the St. Stephens, HEB, and Shield Ranch wells. (There is not enough historical data to establish annual drawdown rates for the Middle Trinity in the study area.) On the west side of the Bee Creek Fault in Area 1, the Pace Bend well shows correlation between lake levels and aquifer levels. The Pace Bend well water is relatively fresh and getting fresher while east of the Bee Creek Fault in Area 2 the salinity is rising as the water level drops.

BSEACD used a 1978 hydrogeology study to prepare a forty-year drawdown map which shows up to 300 feet of drawdown in the Lower Trinity in the Lakeway-Bee Cave area. For the Middle Trinity, the map shows 150 feet of drawdown near the Hays County line, and no drawdown or a slight rise along the Colorado River, possibly indicating recent recharge. Mr. Hunt ended his presentation with a summary review of the cross section between the two faults.

Director Scadden asked what a GCD can do to address a situation with a minimal recharging aquifer. Brian Hunt suggested restrictions on pumping during drought periods. Gene Lowenthal said that would only be beneficial in areas where there is recharge otherwise you are only delaying depletion in "old water" areas. Brian Hunt added that science and outreach efforts, management zones, and alternative strategies such as storage and withdrawal can also be investigated. Vicky Kennedy mentioned wells on Stagecoach Rd. for public water supply which the county can't manage but which can be managed by the GCD. Brian Hunt ended by mentioning the importance of efficient and wise use and permits based on actual need.

Linda Lowenthal asked what you would tell individual domestic well owners. Brian Hunt suggested that the GCD can collect data, study alternate supplies, but in reality most are delaying strategies.

Lastly, Brian Hunt explained that Phase II of the study will be funded by Travis County for \$75,000. Phase II will investigate the hydraulic relationship of the Colorado River and lakes with the Trinity Aquifer.

Item 3. Approval of previous meeting minutes was now taken up

On a motion by Director Dower and a second by Director O'Malia the Final draft version of the September 9, 2019 meeting minutes was approved – 4 Ayes to 0 Nays

On a motion by Director Hennings and a second by Director Dower the Final draft version of the September 16, 2019 special meeting minutes was approved – 4 Ayes to 0 Nays

On a motion by Director Hennings and a second by Director O'Malia the Final draft version of the September 23, 2019 special meeting minutes was approved – 4 Ayes to 0 Nays

The approved meeting minutes are attached as Exhibit B

Item 4.c now resumed

Director Hennings summarized several outreach opportunities including:

- Her columns for the Westlake Picayune and Community Impact newspapers
 - An article by Luz Moreno-Lozano in the Austin American Statesman
 - Slide presentation on the 15th at West Cave Preserve
 - Lake Travis Progressives meeting on the 15th
 - Presentation at Sorellina Pizza on the 17th
- d. Groundwater Management Plan Committee – Director Scadden reminded the Board that Kirk Holland had done a lot of work on a preliminary outline of the Groundwater Management Plan and a work session was tentatively scheduled for October 30th. He said he had not received any feedback on this planned work session and asked if there was the energy or desire to work on this now. The consensus of the Board was to wait until after the election and to decide on a date for the work session at the November Board meeting.
- 5. Discuss, consider, and act on matters related to the November 5, 2019 election to Confirm Creation of the SWTCGCD and to Elect the Initial Board of Directors (Discuta, considere y actúe sobre asuntos adicionales relacionados con la elección del 5 de noviembre de 2019 para confirmar la creación del SWTCGCD y para Elegir la Junta de Directores Inicial).**

After a brief discussion of when the Board will have the final results of the election, Directors Scadden and O'Malia signed the Travis County JOINT ELECTION AGREEMENT FOR NOVEMBER 5, 2019 ELECTIONS.

The JOINT ELECTION AGREEMENT is attached as Exhibit C

6. Discuss, Consider, and act on SWTCGCD budgeting activities and Travis County funding and the ILA with Travis County.

Director Scadden said that Vicky Kennedy had advised him that the funding had been approved and a \$15,000 initial invoice had been sent to Travis County but he does not know how long it will take for Travis County to pay the invoice.

7. Discuss, consider, and act on a SWTCGCD Document Retention Policy Update.

No news on this item.

8. Discuss, Consider, and act on the Draft SWTCGCD Financial Guidelines.

No feedback has been received on the Financial Guidelines. Director Dower reiterated that this is the law when spending public funds. Further discussion was delayed until the November meeting.

9. Discuss, Consider, and act on IT Matters including, but not limited to, GCD emails and our website.

Director Dower advised that email service has been renewed until November 27th.

10. Discuss and establish agenda items for the next Board meeting.

Director Scadden advised that the GMA 9 Meeting is on November 18th and he and Director Hennings will attend. Brian Hunt will be presenting the Western Travis County Hydrogeologic Study to the GMA 9 meeting. Director Hennings added that the results of the study may necessitate updating of the groundwater availability models.

11. Discuss, consider, and act on setting the date, time and location for the next Board meeting.

The Board agreed that the next meeting would be held on Wednesday November 13, 2019 at 10:00 AM.

12. Adjourn

On a motion by Director O'Malia and a second by Director Dower the Board voted to adjourn the meeting – 4 ayes to 0 nays. The meeting was adjourned at 12:29 PM.

PASSED, APPROVED AND ADOPTED THIS 15th day of November, 2019

John O'Malia, Secretary

Exhibit C

Order to Approve Canvassing of Returns

SOUTHWESTERN TRAVIS COUNTY GROUNDWATER CONSERVATION DISTRICT

**ORDER CANVASSING THE RETURNS AND DECLARING THE
RESULTS OF NOVEMBER 5, 2019 SPECIAL ELECTION
AND OTHER MATTERS IN CONNECTION
THEREWITH**

WHEREAS, the Southwestern Travis County Groundwater Conservation District (the "District"), a political subdivision of the State of Texas, was created by House Bill 4345, Act of the 85th Texas Legislature, Regular Session, codified as Chapter 8871 of the Texas Special District Local Laws Code ("Enabling Act"), and amended by Senate Bill 669, Act of the 86th Texas Legislature, Regular Session, and operates pursuant to the authority of Article XVI, § 59 of the Texas Constitution, as a groundwater conservation district operating under Chapter 36, Texas Water Code, and the District's Enabling Act;

WHEREAS, the Enabling Act of the District, as amended by Senate Bill 669 of the 86th Texas Legislature, required the appointed Temporary Board of Directors (the "Board") to call an election to confirm the creation of the District and to elect the Directors to serve on the Initial Board;

WHEREAS, the Board in its regular meeting on July 10, 2019, called a special election to be held on November 5, 2019 (the "Election"), to confirm the creation of the District by the voters residing in the District and to elect the Directors to serve on the Initial Board using the approach defined in the Enabling Act;

WHEREAS, the Commissioners Court of Travis County, Texas, subsequently agreed to administer the confirmation and initial director elections on behalf of the District, using the Early Voting locations and Vote Centers throughout the County, and such administration includes the voting-precinct tabulations, checks, and certifications as it deemed appropriate for canvassing the vote under the Texas Election Code;

WHEREAS, the Board solicited and received applications from, and subsequently placed on the ballots submitted to the qualified voters of the District and the appropriate director precincts, the following candidates for Initial Directors:

- City of Bee Cave Precinct: Richard Scadden
- City of Lakeway and Village of the Hills Precinct: James "Jim" Urie
- City of West Lake Hills Precinct: Julia "Juli" Hennings
- Precinct for directors residing inside the District, and outside the corporate limits of the City of Bee Cave, City of Lakeway, Village of the Hills, and City of West Lake Hills:
 - Patricia "Tricia" Davis
 - James Dower
 - Timothy "Tim" Van Ackeren;

WHEREAS, the Board has reviewed and investigated all matters pertaining to this Election, including the calling, notices, solicitation and qualification of applicants, placement on ballots, holding and overseeing the Election, and tabulation of the Election results, to the extent it considers warranted and appropriate in its sole discretion;

WHEREAS, the Board hereby canvasses the returns of this Election and has diligently inquired into the poll lists and the unofficial election returns, which were duly and lawfully made available to the Board by the election officials holding and conducting such Election, and the unofficial election returns showing separately the votes cast in the Election; and

WHEREAS, from these returns, the Board hereby finds that the following votes were cast in the Election by voters who were resident, qualified voters of the District and of District Precincts, as indicated on the Certified Final Canvass Report provided by the Travis County election officials, attached hereto as Exhibit "A" to this Order, and hereby declares the totals as follows:

PROPOSITION A, CONFIRMATION OF THE DISTRICT:

	<u>For</u>	<u>Against</u>
EARLY VOTING	4075	1417
ELECTION DAY	5498	1836
BY MAIL	148	23
TOTAL VOTES	9721	3276

DIRECTOR, CITY OF BEE CAVE PRECINCT:

	<u>Richard Scadden</u>	<u>None</u>
EARLY VOTING	192	-
ELECTION DAY	243	-
BY MAIL	1	-
TOTAL VOTES	436	-

DIRECTOR, CITY OF LAKEWAY AND VILLAGE OF THE HILLS PRECINCT:

	<u>James "Jim" Urie</u>	<u>None</u>
EARLY VOTING	789	-
ELECTION DAY	769	-
BY MAIL	27	-

TOTAL VOTES 1585 -

DIRECTOR, CITY OF WEST LAKE HILLS PRECINCT:

	<u>Julia "Juli" Hennings</u>	<u>None</u>
EARLY VOTING	134	-
ELECTION DAY	119	-
BY MAIL	1	-
TOTAL VOTES	254	-

DIRECTORS, PRECINCT IS INSIDE THE DISTRICT, AND OUTSIDE THE CORPORATE LIMITS OF THE CITY OF BEE CAVE, CITY OF LAKEWAY, VILLAGE OF THE HILLS, AND CITY OF WEST LAKE HILLS:

	<u>Patricia "Tricia" Davis</u>	<u>James Dower</u>	<u>Timothy "Tim" Van Ackeren</u>
EARLY VOTING	1541	1206	1147
ELECTION DAY	2239	1656	1602
BY MAIL	57	46	39
TOTAL VOTES	3837	2908	2788.

NOW, THEREFORE, BE IT ORDERED BY THE TEMPORARY BOARD OF DIRECTORS OF SOUTHWESTERN TRAVIS COUNTY GROUNDWATER CONSERVATION DISTRICT THAT:

Section 1. Preamble Incorporation. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Order for all purposes and are adopted as part of the judgment and findings of the Board.

Section 2. Election; Returns; Canvass. The Board officially finds, determines, and declares that the Election was duly and properly conducted, that proper legal notice of such Election was duly given in the English language and the Spanish language (to the extent required by law), that proper election officers were duly appointed prior to the Election; that the Election was duly and legally held, that all resident, qualified voters of the District were permitted to vote at the Election, that due returns of the results of the Election have been made and delivered, and that the Board has duly canvassed such returns, all in accordance with the laws of the State of Texas and of the United States of America, and the order calling the Election. The Board hereby declares and orders the unofficial election results be considered official.

Section 3. Election Results for District Confirmation. The Board certifies that a MAJORITY of the resident, qualified voters of the District who voted in the Election voted

FOR (in favor of) the confirmation of the District, and the District is hereby declared to be confirmed as a groundwater conservation district in the State of Texas, with all the attendant powers, duties, obligations, and responsibilities delineated under Water Code Chapter 36 and Special District Local Laws Code Chapter 8871.

Section 4. Election Results for Director, City of Bee Cave Precinct. The Board certifies that a MAJORITY of the resident, qualified voters that voted in this Precinct voted for Richard Scadden, who was unopposed, and that individual is hereby declared elected as Director for the City of Bee Cave Precinct.

Section 5. Election Results for Director, City of Lakeway and Village of the Hills Precinct. The Board certifies that a MAJORITY of the resident, qualified voters that voted in this Precinct voted for James “Jim” Urie, who was unopposed, and that individual is hereby declared elected as Director for the City of Lakeway and Village of the Hills Precinct.

Section 6. Election Results for Director, City of West Lake Hills Precinct. The Board certifies that a MAJORITY of the resident, qualified voters that voted in this Precinct voted for Julia “Juli” Hennings, who was unopposed, and that individual is hereby declared elected as Director for the City of West Lake Hills Precinct.

Section 7. Election Results for Directors in the Precinct inside the District, and outside the corporate limits of the City of Bee Cave, City of Lakeway, Village of the Hills, and City of West Lake Hills. The Board certifies that a MAJORITY of the resident, qualified voters that voted in this Precinct, who could vote for up to four directors, voted for all three of the identified candidates: Patricia “Tricia” Davis, James Dower, and Timothy “Tim” Van Ackeren. Those three individuals are hereby declared elected as the Directors for the Precinct inside the District, and outside the corporate limits of the City of Bee Cave, City of Lakeway, Village of the Hills, and City of West Lake Hills. There was no candidate identified for the fourth Director place for this Precinct, and no votes for that place were made, so the Board further declares that there will be a vacancy on the District’s Initial Board of Directors until it is filled in accordance with the law.

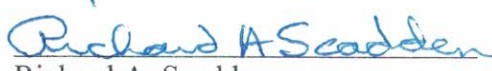
Section 8. Notice of Meeting. The Board officially finds, determines, recites and declares that written notice of the date, hour, place and subject of the meeting at which this Order is adopted was posted at a place convenient to the public and on the District’s website for at least 72 hours preceding the scheduled time of the meeting; that notice of such meeting was publicized in accordance with the Open Meetings Act, Chapter 551, Texas Government Code, as amended; and that such meeting was open to the public as required by law at all times during which this Order and the subject matter thereof was discussed, considered and formally acted upon.

Section 9. Authorization to Execute. The President of the Board is authorized to execute and the Vice President of the Board is authorized to attest this Order on behalf of the Board; and the President of the Board is authorized to do all other things legal

and necessary in connection with the consummation of the Election.

Section 10. Effective Date. This Order is effective immediately upon its passage and approval.

PASSED AND APPROVED this the 15th day of November, 2019.


Richard A. Scadden
President, Board of Directors

ATTEST:

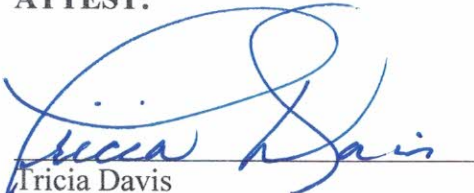

Tricia Davis
Vice-President, Board of Directors

Exhibit D

Certificates of Election



In the name and by the authority of

The State of Texas

THIS IS TO CERTIFY that at a special election held on

November 5, 2019,

Timothy L. Van Ackeren

was duly elected DIRECTOR,

Southwestern Travis County
Groundwater Conservation District

In testimony whereof, I have
hereunto signed my name at
the City of Bee Cave, on
this, the Fifteenth Day of
November, 2019.

Richard A Scadden
Signature of Presiding Officer of
Canvassing Authority



In the name and by the authority of

The State of Texas

THIS IS TO CERTIFY that at a special election held on

November 5, 2019,

JAMES DOWER

was duly elected DIRECTOR,

Southwestern Travis County
Groundwater Conservation District

In testimony whereof, I have
hereunto signed my name at
the City of Bee Cave, on
this, the Fifteenth Day of
November, 2019.

Richard A. Scadden
Signature of Presiding Officer of
Canvassing Authority



In the name and by the authority of

The State of Texas

THIS IS TO CERTIFY that at a special election held on

November 5, 2019,

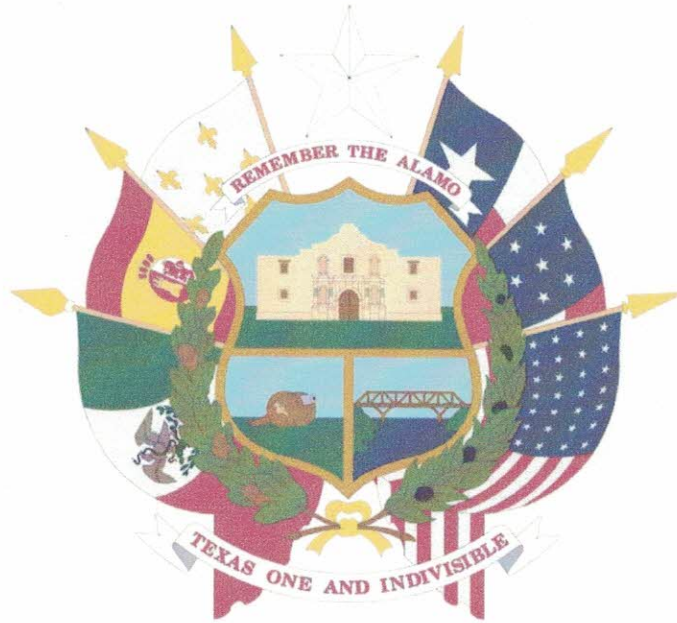
James Urie

was duly elected DIRECTOR,

Southwestern Travis County
Groundwater Conservation District

In testimony whereof, I have
hereunto signed my name at
the City of Bee Cave, on
this, the Fifteenth Day of
November, 2019.

Richard A Scadden
Signature of Presiding Officer of
Canvassing Authority



In the name and by the authority of

The State of Texas

THIS IS TO CERTIFY that at a special election held on

November 5, 2019,

PATRICIA (TRICIA) DAVIS

was duly elected DIRECTOR,

Southwestern Travis County
Groundwater Conservation District

In testimony whereof, I have
hereunto signed my name at
the City of Bee Cave, on
this, the Fifteenth Day of
November, 2019.

Richard A Scadden
Signature of Presiding Officer of
Canvassing Authority



In the name and by the authority of

The State of Texas

THIS IS TO CERTIFY that at a special election held on

November 5, 2019,

Julia "Juli" Hennings

was duly elected DIRECTOR,

Southwestern Travis County
Groundwater Conservation District

In testimony whereof, I have
hereunto signed my name at
the City of Bee Cave, on
this, the Fifteenth Day of
November, 2019.

Richard A. Scodden
Signature of Presiding Officer of
Canvassing Authority



In the name and by the authority of

The State of Texas

THIS IS TO CERTIFY that at a special election held on

November 5, 2019,

Richard A Scadden

was duly elected DIRECTOR,

Southwestern Travis County
Groundwater Conservation District

In testimony whereof, I have
hereunto signed my name at
the City of Bee Cave, on
this, the Fifteenth Day of
November, 2019.

Richard A Scadden
Signature of Presiding Officer of
Canvassing Authority

Exhibit E

Statements of Officers and Oaths of Office

Form #2201 Rev. 09/2017
Submit to:
SECRETARY OF STATE
Government Filings
Section P O Box 12887
Austin, TX 78711-2887
512-463-6334
512-463-5569 - Fax
Filing Fee: None



STATEMENT OF OFFICER

Statement

I, Timothy Van Ackeren, do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

Title of Position to Which Elected/Appointed: Southwestern Travis County Groundwater Conservation District Director

Execution

Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated therein are true.

Date: 11-15-2019

Timothy Van Ackeren
Signature of Officer

Form #2201 Rev. 09/2017
Submit to:
SECRETARY OF STATE
Government Filings
Section P O Box 12887
Austin, TX 78711-2887
512-463-6334
512-463-5569 - Fax
Filing Fee: None



STATEMENT OF OFFICER

Statement

I, James Dower, do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

Title of Position to Which Elected/Appointed: Southwestern Travis County Groundwater Conservation
District Director

Execution

Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated therein are true.

Date: 11/15/19

Signature of Officer

Form #2201 Rev. 09/2017
Submit to:
SECRETARY OF STATE
Government Filings
Section P O Box 12887
Austin, TX 78711-2887
512-463-6334
512-463-5569 - Fax
Filing Fee: None



STATEMENT OF OFFICER

Statement


I, James Urie, do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

Title of Position to Which Elected/Appointed: Southwestern Travis County Groundwater Conservation District Director

Execution

Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated therein are true.

Date: 11-15-19


Signature of Officer

Form #2201 Rev. 09/2017
Submit to:
SECRETARY OF STATE
Government Filings
Section P O Box 12887
Austin, TX 78711-2887
512-463-6334
512-463-5569 - Fax
Filing Fee: None



STATEMENT OF OFFICER

Statement

I, Julia Hennings, do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

Title of Position to Which Elected/Appointed: Southwestern Travis County Groundwater Conservation
District Director

Execution

Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated therein are true.

Date: November 15, 2019

Julia B. Hennings
Signature of Officer

Form #2201 Rev. 09/2017
Submit to:
SECRETARY OF STATE
Government Filings
Section P O Box 12887
Austin, TX 78711-2887
512-463-6334
512-463-5569 - Fax
Filing Fee: None



STATEMENT OF OFFICER

Statement

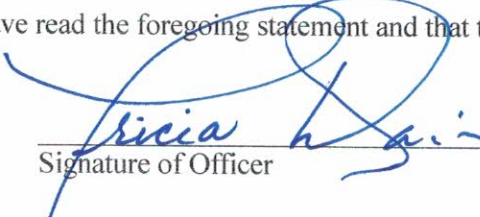
I, Patricia Davis, do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

Title of Position to Which Elected/Appointed: Southwestern Travis County Groundwater Conservation
District Director

Execution

Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated therein are true.

Date: Nov. 15, 2019


Signature of Officer

Form #2201 Rev. 09/2017

Submit to:
SECRETARY OF STATE
Government Filings
Section P O Box 12887
Austin, TX 78711-2887
512-463-6334
512-463-5569 - Fax
Filing Fee: None



STATEMENT OF OFFICER

Statement

I, Richard Scadden, do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

Title of Position to Which Elected/Appointed: Southwestern Travis County Groundwater Conservation

District Director

Execution

Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated therein are true.

Date: 15 NOV 2019

Richard A Scadden

Signature of Officer

Submit to:
SECRETARY OF STATE
Government Filings Section
P O Box 12887
Austin, TX 78711-2887
512-463-6334
FAX 512-463-5569
Filing Fee: None



OATH OF OFFICE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, Richard Scadden, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of Southwestern Travis County Groundwater Conservation District Director of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

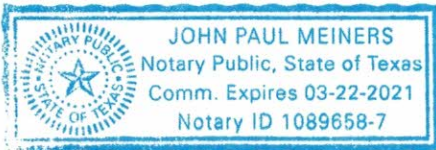
Richard A Scadden
Signature of Officer

Certification of Person Authorized to Administer Oath

State of Texas
County of Travis

Sworn to and subscribed before me on this 15 day of November, 20 19.

(Affix Notary Seal,
only if oath
administered by a
notary.)



[Signature]
Signature of Notary Public or
Signature of Other Person Authorized to Administer An
Oath

John Paul Meiners
Printed or Typed Name

Submit to:
SECRETARY OF STATE
Government Filings Section
P O Box 12887
Austin, TX 78711-2887
512-463-6334
FAX 512-463-5569
Filing Fee: None



OATH OF OFFICE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, Timothy Van Ackeren, do solemnly swear (or affirm), that I will faithfully
execute the duties of the office of Southwestern Travis County Groundwater Conservation District Director of
the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws
of the United States and of this State, so help me God.

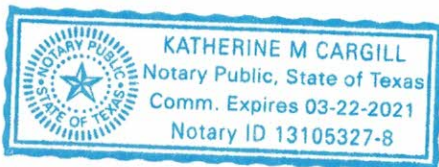
Timothy Van Ackeren
Signature of Officer

Certification of Person Authorized to Administer Oath

State of TEXAS
County of TRAVIS

Sworn to and subscribed before me on this 15 day of Nov., 2019.

(Affix Notary Seal,
only if oath
administered by a
notary.)



Katherine Cargill
Signature of Notary Public or
Signature of Other Person Authorized to Administer An
Oath

Katherine Cargill
Printed or Typed Name

Submit to:
SECRETARY OF STATE
Government Filings Section
P O Box 12887
Austin, TX 78711-2887
512-463-6334
FAX 512-463-5569
Filing Fee: None



OATH OF OFFICE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, James Dower, do solemnly swear (or affirm), that I will faithfully
execute the duties of the office of Southwestern Travis County Groundwater Conservation District Director of
the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws
of the United States and of this State, so help me God.

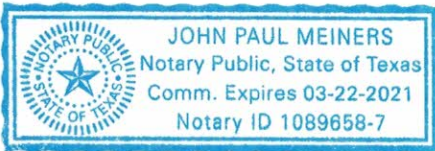
James Dower
Signature of Officer

Certification of Person Authorized to Administer Oath

State of Texas
County of Travis

Sworn to and subscribed before me on this 15 day of November, 2019.

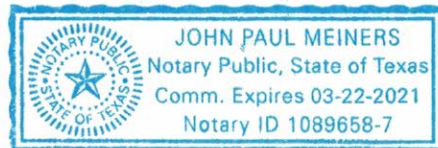
(Affix Notary Seal,
only if oath
administered by a
notary.)



John Paul Meiners

Signature of Notary Public or
Signature of Other Person Authorized to Administer An
Oath

John Paul Meiners
Printed or Typed Name



Submit to:
SECRETARY OF STATE
Government Filings Section
P O Box 12887
Austin, TX 78711-2887
512-463-6334
FAX 512-463-5569
Filing Fee: None



OATH OF OFFICE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, James Urie, do solemnly swear (or affirm), that I will faithfully
execute the duties of the office of Southwestern Travis County Groundwater Conservation District Director of
the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws
of the United States and of this State, so help me God.

[Signature]
Signature of Officer

Certification of Person Authorized to Administer Oath

State of Texas
County of Travis

Sworn to and subscribed before me on this 15 day of November, 2019

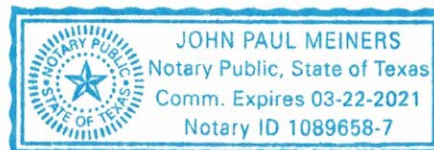
(Affix Notary Seal,
only if oath
administered by a
notary.)

[Signature]

Signature of Notary Public or
Signature of Other Person Authorized to Administer An
Oath

John Paul Meiners

Printed or Typed Name



Submit to:
SECRETARY OF STATE
Government Filings Section
P O Box 12887
Austin, TX 78711-2887
512-463-6334
FAX 512-463-5569
Filing Fee: None



OATH OF OFFICE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, Julia Hennings, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of Southwestern Travis County Groundwater Conservation District Director of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

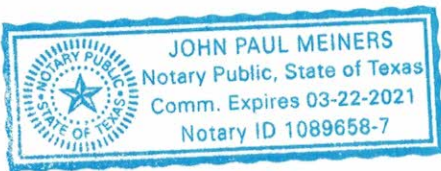
Julia B. Hennings
Signature of Officer

Certification of Person Authorized to Administer Oath

State of Texas
County of Texas

Sworn to and subscribed before me on this 15 day of NOVEMBER, 2019.

(Affix Notary Seal,
only if oath
administered by a
notary.)



[Signature]

Signature of Notary Public or
Signature of Other Person Authorized to Administer An
Oath

John Paul Meiners
Printed or Typed Name

Form #2204 Rev 9/2017

This space reserved for office use

Submit to:
SECRETARY OF STATE
Government Filings Section
P O Box 12887
Austin, TX 78711-2887
512-463-6334
FAX 512-463-5569
Filing Fee: None



OATH OF OFFICE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, Patricia Davis, do solemnly swear (or affirm), that I will faithfully
execute the duties of the office of Southwestern Travis County Groundwater Conservation District Director of
the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws
of the United States and of this State, so help me God.

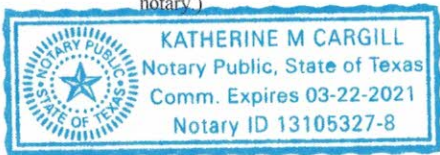
Patricia Davis
Signature of Officer

Certification of Person Authorized to Administer Oath

State of Texas
County of Travis

Sworn to and subscribed before me on this 15 day of Nov, 2019.

(Affix Notary Seal,
only if oath
administered by a
notary.)



Katharine Cargill

Signature of Notary Public or
Signature of Other Person Authorized to Administer An
Oath

Katharine Cargill
Printed or Typed Name

Exhibit F

Financial Reports for September and October 2019

10:26 AM

10/24/19

SW Travis Cty. Groundwater Conservation Dist.
Reconciliation Detail
Independent Bank, Period Ending 09/30/2019

Type	Date	Num	Name	Clr	Amount	Balance
Beginning Balance						5,002.15
Cleared Transactions						
Checks and Payments - 5 items						
Bill Pmt -Check	08/27/2019	111	Victor O. Schinne...	X	-280.00	-280.00
Bill Pmt -Check	08/29/2019	112	Texas Municipal ...	X	-635.04	-915.04
Bill Pmt -Check	09/13/2019	113	Dog Trick Studios	X	-1,905.00	-2,820.04
Bill Pmt -Check	09/13/2019	100	GoDaddy	X	-74.47	-2,894.51
Bill Pmt -Check	09/19/2019	114	Steven T. Mines, ...	X	-700.00	-3,594.51
Total Checks and Payments					-3,594.51	-3,594.51
Deposits and Credits - 1 item						
Deposit	08/31/2019			X	0.15	0.15
Total Deposits and Credits					0.15	0.15
Total Cleared Transactions					-3,594.36	-3,594.36
Cleared Balance					-3,594.36	1,407.79
Register Balance as of 09/30/2019					-3,594.36	1,407.79
Ending Balance					-3,594.36	1,407.79

SW Travis Cty. Groundwater Conservation Dist.
Reconciliation Detail
 Independent Bank, Period Ending 10/31/2019

Type	Date	Num	Name	Clr	Amount	Balance
Beginning Balance						1,407.79
Cleared Transactions						
Deposits and Credits - 1 item						
Deposit	10/31/2019			X	0.06	0.06
Total Deposits and Credits					0.06	0.06
Total Cleared Transactions					0.06	0.06
Cleared Balance					0.06	1,407.85
Register Balance as of 10/31/2019					0.06	1,407.85
New Transactions						
Checks and Payments - 1 item						
Bill Pmt -Check	11/04/2019	115	Rick Scadden		-3,712.00	-3,712.00
Total Checks and Payments					-3,712.00	-3,712.00
Deposits and Credits - 1 item						
Deposit	11/04/2019		Travis - County		15,000.00	15,000.00
Total Deposits and Credits					15,000.00	15,000.00
Total New Transactions					11,288.00	11,288.00
Ending Balance					11,288.06	12,695.85

Exhibit G

SWTCGCD Financial Guidelines

SWTCGCD - Financial Guidelines

Public Funds

Public funds are any funds from taxes or fees imposed by a governmental entity to raise revenues and any funds under the control of a governmental entity. This is a broad definition that may be interpreted to include not only local tax revenue and fees, as well as state and federal funds, but also cash and other assets obtained through gifts and fundraising

Expenditures Must Be “Necessary”

All expenditure of public funds must be necessary for the conduct of the public agency, as approved by the governing body. And is subject to state law governing expenditure of public funds.

Purchases that exceed \$50,000

State law requires public agencies to competitively solicit contracts in excess of \$50,000, utilizing the bidding process as outlined by statutes.

Purchases Between \$3,000 and the Bid Limit

Generally, for purchases greater than \$3,000 but less than \$50,000, the purchasing agent attempts to obtain three informal quotes, at least one of which is from a certified HUB.

Purchases of Less Than \$3,000

Requests for a purchase of less than \$3,000 (or a lower level set by governing body), the purchasing agent should consult a vendor file for reliable vendors providing the desired materials and supplies. Written or telephone requests for price quotations should be made to at least three vendors.

Professional services

Professional services are defined in Texas Government Code Chapter 2254 as: Those within the scope of the practice of accounting, architecture, landscape architecture, optometry, medicine, land surveying, professional engineering, real estate appraising or professional nursing. "Other" personal or professional services are those services usually referred to as a professional service, but not specifically listed in the Professional Services Procurement Act. Usually defined as services requiring special skill and expertise; examples would include computer programmers, lawyers, and facilitators.

Contracts for the procurement of these professional services may not be awarded on the basis of competitive bids. To ensure that the services of the most qualified professional are obtained, professional services are procured using the Request for Qualifications (RFQ) process.

Gratuities

Employees shall not solicit or accept money, loans, gifts, favors, or anything of value, from present or potential contractors that might influence or appear to influence a purchasing decision. Generally, goods or services with a value of \$100 or less in the aggregate from a Vendor during a year do not violate this prohibition unless they influence or appear to influence a specific purchasing decision.

Nepotism

In Texas it is illegal for public officials to hire, appoint or approve payment for certain relatives. The law determines which relatives are ineligible to receive jobs or payment from public officials and specifies that only relationships within the third degree of consanguinity or the second degree of affinity are affected by the nepotism prohibition.

Electioneering

The Election Code makes it a criminal offense for an officer or employee of a district to knowingly spend or authorize the spending of public funds for political advertising.

Requirement for prompt payment

All state agencies and political subdivisions must make all payments owed no later than 30 days after the goods or services are received or the date that the invoice is received, whichever is later. However, a payment under this subsection owed by a political subdivision whose governing body meets only once a month is due no later than 45 days after the goods or services are received, or the date that the invoice is received, whichever is later. The statute also requires that political subdivisions not meeting the required payment date automatically add interest to the payment at the monthly rate of 1 percent.