

**Region 10 Lower Colorado-Lavaca Flood Planning Group Meeting**  
**September 15, 2022**  
**9:30 AM**  
**Hybrid Meeting**

Roll call:

Voting Member	Interest Category	Present (x) / Absent ( ) Alternate Present (*)
Terry Been	Agricultural interests	X
Phillip Spenrath	Counties	X
Jason Ludwig	Electric generating utilities	X
Kirby Brown	Environmental interests	X
G. Nicholas "Nick" Textor	Flood districts	X
Brandon Klenzendorf	Industries	X
Matt Hollon	Municipalities	X
Frances Acuna	Public	X
Patrick Brzozowski	River authorities	X
Kelly Payne	River authorities	X
Ann Yakimovicz	Small business	X
Vacant	Water districts	
Hank Smith	Water utilities	X

Non-voting Member	Agency	Present (x) / Absent ( ) Alternate Present (*)
Charles "CW" Schneider	Texas Commission on Environmental Quality	X
Lauren Moore	Texas Department of Agriculture	X
Hollie Bierbauer	Texas Division of Emergency Management	X Joined @ 9:42am
Shonda Mace	Texas General Land Office	X
Beth Bendik	Texas Parks and Wildlife Department	X
Allen Nash	Texas State Soil and Water Conservation Board	X
Tressa Olsen	Texas Water Development Board	X
Mark Vogler	Region 8 – Lower Brazos Liaison	*Brian Fambrough
Chuck Brown	Region 9 – Upper Colorado Liaison	
Ronald G. Fieseler	Region 11 – Guadalupe Liaison	X
Cara Tackett	Region 12 – San Antonio Liaison	

**Quorum:**

Quorum: **Yes**

Number of voting members or alternates representing voting members present: **12**

Number required for quorum per current voting membership of 12: **7**

**Other Meeting Attendees: \*\***

\*\*Meeting attendee names were gathered from those who entered information for joining the Zoom meeting or signed in at the meeting location.

James Bronikowski – TWDB  
Tressa Olsen – TWDB  
Ryke Moore – TWDB  
Matt Nelson - TWDB  
Reem Zoun – TWDB  
Cindy Engelhardt – Half Associates, Inc.

Mike Personett – Half Associates, Inc.  
Jay Scanlon - Freese & Nichols  
Morgan White – Freese & Nichols  
Karen Ford – WaterPR  
Jennifer Bassett – LCRA  
Lauren Graber - LCRA

Annette Keaveny – LCRA  
Rene Ogando-Nanita – LCRA  
Lisa McCracken Mairs, USACE  
Bonita Baczewski  
Teri Battersby  
Lisa Bellamy  
Tanner Shuford  
Nancy Clay

Jed Darland  
V Dillawn  
Lee Earnhardt  
Ginger Mills  
Sue Reilly  
Gwyneth Teves  
Tobin Titus  
Jeffrey

*All meeting materials are available for the public at:*  
[www.lowercoloradolavacafood.org/meetings](http://www.lowercoloradolavacafood.org/meetings)

**Agenda:**

**1) Call to Order**

Chair Spenrath called the meeting to order at 9:31 AM CDT. A roll call of the planning group members was taken to record attendance and a quorum was established prior to calling the meeting to order.

**2) Welcome**

Chair Spenrath welcomed members and other attendees to the meeting.

**3) Approval of minutes from the previous meeting**

The draft meeting minutes of July 18<sup>th</sup> were reviewed. Ron Fieseler offered proposed corrections to the minutes to incorporate his attendance at the meeting.

Jason Ludwig moved to approve the minutes as amended, seconded by Kirby Brown. The motion passed by a vote of 12-0.

**4) Public comments– limit 3 minutes per person**

Chair Spenrath called for public comments.

Jed Darland, Tobin Titus, Lisa Bellamy, Lee Earnhardt, Teri Battersby, and Tanner Shuford provided public comments related to private property rights and the influence of the United Nations Sustainable Development Goals on the regional flood planning process.

Gwyneth Teves provided public comments related to the benefits the regional flood plan will have on the city of Wharton.

**5) TWDB Update**

Tressa Olsen reported that the TWDB sent a newsletter on September 14<sup>th</sup> with topics including the draft timeline for the draft flood plan review. TWDB staff are currently reviewing the submitted draft regional flood plans and hope to have comments back to the regions as soon as late October. The TWDB will have some forthcoming information regarding the regional flood plan amendment process and also information regarding base level engineering (BLE). The TWDB will be distributing a stakeholder survey and highly recommend participants give feedback as to how we performed and how we can do better on the next round of planning.

**6) Update from RFPG liaisons**

Ann Yakimovicz reported that Region 9 held their public meeting last night. The Chair of Region 9 was replaced recently, and things continue to run very smoothly.

Ron Fieseler reported that Region 11 public meeting in Kerrville last week with 30 people in attendance and 6-7 comments were received. Region 11 has another public meeting scheduled in Victoria on Wednesday, September 21<sup>st</sup> to be held at the University of Houston beginning at 4:30pm. Ron also attended the Region 10 meeting at the LNRA offices last Tuesday.

Kirby Brown reported that Region 12 will hold their public meeting this afternoon. Region 12 has been holding their open houses and public meetings on their draft regional flood plan. Kirby also attended the Region 10 open house at LNRA last week along with Ron Fieseler and one member of the public in attendance.

**7) Update from the Planning Group Sponsor**

Lauren Graber explained the items on the agenda related to the technical consultant presentations and opportunity for public comment on the draft regional flood plan.

**8) Presentation and discussion related to the Draft Region 10 Regional Flood Plan**

Mike Personett provided an overview of the draft regional flood plan and process.

**9) Accept public input related to the Draft Regional Flood Plan as required per Texas Water Code §16.062(f) and 31 Texas Administrative Code §361.21(h)(3)**

Jed Darland and Tobin Titus provided public comments related to public outreach, private property rights, and the influence of the United Nations Sustainable Development Goals on the regional flood planning process.

**10) Discussion and potential action to approve mileage expenses for reimbursement**

Lauren Graber presented the latest voting member mileage expenses for reimbursement. Jason Ludwig moved to approve the mileage expenses, seconded by Ann Yakimovicz. The motion passed by a vote of 12-0.

**11) Discuss and consider action to fill the vacant voting RFPG member seat representing water districts**

**a. Public Comments (Public comments limited to 3 minutes per speaker)**

Jed Darland provided public comments related to the qualifications of a water district representative and suggested the representative should be familiar with the Constitution and the United Nations Sustainable Development Goals.

**b. Consider Executive Committee's recommendation, discussion and consider taking action to fill the water district interest category position for a term commensurate with the initial voting members**

Lauren Graber stated that the Executive Committee met on August 24<sup>th</sup> to review and consider two nominees for the vacant water district position on the group. After discussion, the committee determined that neither nominee met the qualifications for the water district position and voted to recommend to the full planning group that we reopen the window for nominations and look for additional candidates with an increased focus on outreach to water districts and related groups.

After discussion, Kelly Payne made a motion that we accept the recommendation of the Executive Committee to reopen the window for nominations for the vacant water district representative with an emphasis on additional outreach to water districts or affiliated associations within Region 10. Hank Smith seconded the motion. The motion passed by a vote of 12-0.

## **12) Update from the Technical Committee**

Kelly Payne reported that since the last RFPG meeting, the Technical Committee met and, along with our technical consultants, discussed potential list of FMEs (studies) that our consultants will further to FMP (project) status as part of Task 12. After discussion, the Technical Committee agreed with the list proposed by the technical consultants and will recommend approval by the RFPG later in the agenda. This list includes seven studies and a budget of \$500,000. This budget is currently larger than our Task 12 budget, but due to efficiencies in performing some of the work to date, the consultant team feels there will be money we can reallocate to Task 12 to complete the work presently anticipated.

Of note during the discussions, one of the FMEs recommended for future study, Creek Street at Barons Creek, is currently in our draft Regional Flood Plan as an FMP (project). In discussions with the City of Fredericksburg on our proposed list of FMEs for further advancement, the city indicated that one of their priorities was to develop a structural solution to flooding at the Creek Street/Barons Creek intersection. Our current draft Regional Flood Plan has an FMP at this location with a flood warning solution. The city wishes to revise the draft Regional Flood Plan to indicate this as an FME looking for a structural solution. Therefore, after discussions with the Technical Committee and confirmation from the TWDB that we can make that change and include the new FME for Creek Street at Barons Creek in our list of projects to develop further with Task 12 scope, the Technical Committee included this FME in the list of projects recommended to the RFPG for approval.

## **13) Technical Consultant presentations and discussions related to regional flood planning**

- a) Project status**
- b) Look-ahead**
- c) Task 12 – Review and discuss performing draft Flood Management Evaluation for additional Flood Mitigation Projects**
- d) Next Steps**

Mike Personett (Halff Associates, Inc.), and Karen Ford (Water PR) provided updates, briefings, and discussion on the project status and look-ahead.

Planning group members asked questions and made comments during the presentation. The following items include highlights of the discussion during this agenda item.

Beth Bendik asked questions regarding the potential outcome and stream impacts of the FM 812 at Little Alum Creek and the Piney Creek Benching studies listed under Task 12.

Cindy Englehardt discussed the studies Beth asked about in greater detail.

The planning group members and consultants discussed the rationale for the recommended FMEs to be furthered to FMPs. They also discussed the availability of current and future funding to complete studies and projects.

**14) Discussion and potential action on recommendations regarding Task 12 – Perform Identified Flood Management Evaluations, Identify, Evaluate, and Recommend Additional Flood Mitigation Projects**

The planning group members and consultants discussed the proposed FMEs to be furthered to FMPs, as recommended by the Technical Committee.

Kelly Payne moved to accept the recommendation of the Technical Committee for the list of FMEs to be furthered to FMPs under Task 12 of the scope of work with the technical consultants, subject to the availability of funds to complete the work, seconded by Brandon Klenzendorf. A roll call vote was taken, and the motion passed by a vote of 12-0.

**15) Public comments – limit 3 minutes per person**

Chair Spentrath called for public comments.

Jed Darland, Bonita Baczewski, and Lisa Bellamy provided comments related to constitutional rights, outreach and the influence of the United Nations Sustainable Development Goals on the regional flood planning process.

**16) Consider date and agenda items for next meeting**

After general discussion, Chair Phillip Spentrath concluded that the next meeting will be held on Monday, November 7th, 2022 at 9:30 AM CST.

Lauren Graber stated that future meeting dates may change depending on when we receive comments from the TWDB.

**17) Adjourn**

Kelly Payne made a motion to adjourn, seconded by Patrick Brzozowski. The motion passed 12-0 and the meeting was adjourned at 11:43 AM CDT by Chair Phillip Spentrath.

*Approved by the Lower Colorado-Lavaca RFPG at a meeting held on November 7, 2022.*



Kelly Payne, SECRETARY



Phillip Spentrath, CHAIR