

Lower Colorado-Lavaca  
**REGIONAL FLOOD  
PLANNING GROUP**

**REGION 10**

**December 18, 2023**

# Region 10 Lower Colorado-Lavaca RFPG

- 1. Call to Order**
- 2. Welcome**
- 3. Approval of minutes from the previous meeting**

**Region 10 Lower Colorado-Lavaca Flood Planning Group Meeting  
June 22, 2023  
10:30 AM  
Hybrid Meeting**

Roll Call:

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

<b>Non-voting Member</b>	<b>Agency</b>	<b>Present(x)/Absent( ) / Alternate Present (*)</b>
<b>Charles “CW” Schneider</b>	<i>Texas Commission on Environmental Quality</i>	
<b>Carol Faulkenberry</b>	<i>Texas Department of Agriculture</i>	<b>X</b>
<b>Nicole Moore</b>	<i>Texas Division of Emergency Management</i>	<b>X</b>
<b>Shonda Mace</b>	<i>Texas General Land Office</i>	<b>X</b>
<b>Beth Bendik</b>	<i>Texas Parks and Wildlife Department</i>	<b>X</b>
<b>Allen Nash</b>	<i>Texas State Soil and Water Conservation Board</i>	
<b>Ian Blair</b>	<i>Texas Water Development Board</i>	<b>X</b>
<b>Mark Vogler</b>	<i>Region 8 – Lower Brazos Liaison</i>	<b>*Brian Fambrough</b>
<b>Chuck Brown</b>	<i>Region 9 – Upper Colorado Liaison</i>	
<b>Ronald G. Fieseler</b>	<i>Region 11 – Guadalupe Liaison</i>	<b>X</b>
<b>Cara Tackett</b>	<i>Region 12 – San Antonio Liaison</i>	

Kelly Payne welcomed those in attendance to the LCRA Redbud Center and briefed on the layout of the building and emergency protocols should they be needed.

**Quorum:**

Quorum: **Yes**

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

Number required for quorum per current voting membership of 13: **7**

Quorum in the room and members will be counted present once cameras are working. After roll call, cameras were available for Ken Heroy, Jason Ludwig, and Nick Textor.

## **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  
Stephen Crawford, Halff Associates  
Cindy Englehardt, Halff Associates  
Mike Moya, Halff Associates  
Mike Personett, Halff Associates  
Selena Brandon, FNI  
Jay Scanlon, FNI  
Cris Parker, HDR  
Paul Shattuck, HDR  
Henry Ulrich, HDR  
Karen Ford, WaterPR

Lauren Graber, LCRA  
Annette Keaveny, LCRA  
Rene Ogando-Nanita, LCRA  
Joshua Williamson, LCRA  
Matt Bucchin  
Chase Kronzer  
Sanjay Negi  
Stephen Rockwood  
Kayla Schnell

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 10:38 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. Non-voting members representing the TWDB and TDEM have changed. Tressa Olsen changed positions at TWDB, and Ian Blair is now the TWDB staff covering RFPG10 . Nicole Moore is now on the RFPG10 representing TDEM.

Chair Spenrath also welcomed Tressa Olsen and James Bronikowski from the Texas Water Development Board.

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

The draft meeting minutes of January 5th were reviewed. Kirby Brown moved to approve the minutes, seconded by Hank Smith. The motion passed by a vote of 12-0.

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

Chair Spenrath called for public comments on all agenda items. No public comments were given.

## 5) TWDB Update

Ian Blair reported that the TWDB sent out a May newsletter and discussed the Cycle Transition Timeline of First and Second cycles. Current TWDB timeline for the RFPGs includes designating a sponsor between June-August 2023; sponsor to submit RFP grant application during October-December 2023; and grant contracts with sponsors & solicitation of Technical Consultant that will take place January-March 2024.

## 6) Update from RFPG liaisons

Ann Yakimovicz reported that Upper Colorado Region 9 had their meeting last week to finalize the submission of the amended regional flood plan to go to the TWDB. At that time, they also drew straws for RFPG terms. They also have solicitations out for several open positions.

Ron Fieseler reported that Guadalupe Region 11 will be meeting Tuesday, June 27<sup>th</sup> to finalize their amended regional flood plan.

## 7) Update from the Planning Group Sponsor

Lauren Graber explained that the items on the agenda today will hopefully cover all RFPG business until early next year.

## 8) Discussion and potential action to approve mileage expenses for reimbursement including a not to exceed mileage reimbursement associated with the June 22, 2023, RFPG meeting

Lauren Graber presented the latest voting member mileage expenses for reimbursement including a pre-approval not to exceed mileage reimbursement of \$2,300 associated with today's RFPG meeting. W-9's will be required to process the mileage reimbursement for those voting members needing to submit their mileage for today's meeting.

Kelly Payne moved to approve the RFPG mileage reimbursement from the January 5, 2023, meeting in the amount of \$193.23 and up to \$2,300 for potential RFPG member travel reimbursement for the June 22<sup>nd</sup> meeting, seconded by Kirby Brown. The motion passed by a vote of 12-0.

## 9) Discussion and potential action regarding administrative expenses to be submitted to the Texas Water Development Board for reimbursement including a not to exceed amount for administrative expenses associated with the June 22, 2023 RFPG meeting

Lauren Graber presented the latest sponsor administrative expenses of labor, internet fees, and the mileage expenses that was previously approved for reimbursement including a not to exceed amount of \$3,000 for administrative expenses associated with today's RFPG meeting.

Kelly Payne moved to approve the sponsor administrative costs, in the amount of \$7,580.01 and authorize up to \$3,000.00 for sponsor administrative costs for the June 22<sup>nd</sup>, 2023, meeting and

authorize the expenses for the webpage in the amount of \$292.79, seconded by Patrick Brzozowski. The motion passed by a vote of 12-0.

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

Kelly Payne reported that the Technical Committee met on Thursday, April 20th and Monday, May 15th. The Technical Committee members and our technical consultants discussed results of the FMEs (studies) that our consultants evaluated and furthered to FMP (project) status. There will be an action item later in today's agenda for the RFPG to consider accepting the work performed by our consultant team. The Technical Committee recommends acceptance of this work. (Item 12 of the agenda)

In addition, the Technical Committee discussed the reclassification of a number of FMXs to be considered for inclusion in our amended Regional Flood Plan. Our consultant will discuss these FMXs in their presentation today. The Technical Committee recommends acceptance of this work. (Item 13 of the agenda)

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

- a. **Project status**
- b. **Look-ahead calendar and next steps**

Mike Personett and Cindy Englehardt (Half Associates, Inc) 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:

Mike summarized the work performed as part of Task 12 furthering FMEs to FMP status in the amended RFP. Five of the FMEs evaluated are recommended as FMPs in the amended regional flood plan. Cindy discussed work performed under Task 13. Notable changes recommended include 30 new FMEs and nine new FMPs that were discovered/developed during additional outreach to sponsors as part of Task 13, and five new FMPs as a result of the work performed as part of Task 12.

Cindy discussed the amended plan that now has five Flood Management Strategies, 184 Flood Management Studies (16 Flood Preparedness Studies, 32 Floodplain Modeling and Mapping/Risk Identification, and 136 Flood Mitigation Alternatives Analysis/Feasibility Assessment/Flood Mitigation Project Preliminary Engineering (30% design)). There are 49 Flood Mitigation Projects with 29 identified as structural and 20 non-structural.

Cindy discussed the amended regional flood plan that is currently on the website for review. Amendments include:

- Executive Summary revisions reflect changes in other chapters, notably the Task 12 and 13 addition, reclassification, and deletion of FMXs.
- Chapter 2 revision update to Model Coverage Figure associated with new FMPs.

- Chapter 5 revised to include Task 12 and 13 changes; addition of 14 FMPs, removal of 10 FMEs, and addition of 29 FMEs. Replaced 'Anticipated Work to Final Recommendations' section with new 'Tasks 11-13: Plan Amendment Phase' section.
- Chapter 6 Revised to reflect changes to Chapter 5, notably the Task 12 and 13 addition, reclassification, and deletion of FMXs (Proposed FMP Benefits)
- Chapter 8 Minor update to Legislative Recommendation 8.1.7 to reflect updated FME and FMP numbers from Task 12 and 13 amendments
- Chapter 9 Revised to reflect changes to Chapter 5, notably the Task 12 and 13 addition, reclassification, and deletion of FMXs (Flood Infrastructure Financing Survey)
- Chapter 10 Updated meeting table, public outreach metrics, added summary of public comment period, and added 'Tasks 11-13: Plan Amendment Phase' section
- Appendices - Revised to address reflect changes to Chapter 5, notably the Task 12 and 13 addition, reclassification, and deletion of FMXs.
  - Appendix A Maps: 16, 17, 19, 20 and 22
  - Appendix B Tables: 12, 13, 15, 16, 19, 20 and FMP\_Details
  - Appendix C Fact Sheets: FME and FMP amendments
  - Appendix E Task 12 FME Memorandums (new appendix)
  - Appendix F Amendment Index (new appendix)

The look ahead included June 22, 2023 meeting today and the upcoming deadline to submit the Amended Regional Flood Plan on July 14, 2023.

Mike encouraged all to enjoy the much-needed break between now and Cycle 2.

## **12) Discuss and consider action to accept the Flood Management Evaluation to Flood Mitigation Project Studies**

After discussion, Kelly Payne moved to accept the additional FMEs to FMPs that were recommended by the Technical Committee, subject to non-substantive changes and refinements, seconded by Ann Yakimovicz. The motion passed by a vote of 12-0.

## **13) Discuss and consider action to approve and incorporate new, revised, or reclassified Regional Flood Management Evaluations and Flood Management Projects in the Region 10 Lower Colorado-Lavaca Amended Regional Flood Plan**

After discussion, Kelly Payne moved to approve and incorporate new, revised, or reclassified FMEs to FMPs that were recommended by the Technical Committee in the amended Regional Flood Plan, subject to non-substantive changes and refinements, seconded by Kirby Brown. A roll call vote was taken, and the motion passed by a vote of 12-0. RFPG member Terry Been was absent.

**14) Discussion and potential action to adopt the Amended Lower Colorado-Lavaca Regional Flood Plan and approve submittal of the Amended Regional Flood Plan to the Texas Water Development Board on or before July 14, 2023**

After discussion, Kelly Payne moved to recommend the adoption of the Amended Lower Colorado-Lavaca Regional Flood Plan and to approve submittal of the Amended Lower Colorado-Lavaca Regional Flood Plan to the Texas Water Development Board on or before July 14, 2023, subject to non-substantive changes and refinements. The motion was seconded by Ann Yakimovicz. A roll call vote was taken, and the motion passed by a vote of 12-0. RFPG member Terry Been was absent.

**15) Voting members - Draw lots for additional terms of two years or five years, effective July 10, 2023, pursuant to RFPG Bylaws Article V, Section 2**

Lauren Graber explained the process for additional terms of two years and five years, effective July 10, 2023, with terms expiring July 10, 2025, and July 10, 2028, respectively.

RFPG members drew lots for additional terms of two years or five years effective July 10, 2023, with terms expiring July 10, 2025, and July 10, 2028, as indicated below.

<b><i>Voting Membership</i></b>		
<b><i>Name</i></b>	<b><i>Interest Group</i></b>	<b><i>Term Expiration</i></b>
Terry Been	Agricultural interests	July 10, 2025
Judge Phillip Spenrath	Counties	July 10, 2028
Jason Ludwig	Electric generating utilities	July 10, 2025
Kirby Brown	Environmental interests	July 10, 2028
G. Nicholas Textor	Flood districts	July 10, 2025
Brandon Klenzendorf, Ph.D., P.E.	Industries	July 10, 2025
Matt Hollon	Municipalities	July 10, 2025
Frances Acuna	Public	July 10, 2028
Patrick Brzozowski, P.E.	River authorities	July 10, 2025
Kelly Payne, P.E.	River authorities	July 10, 2028
Ann Yakimovicz	Small business	July 10, 2028
Ken Heroy	Water districts	July 10, 2025
Hank Smith	Water utilities	July 10, 2028

**16) Discuss and consider selecting a planning group sponsor to act on behalf of the regional flood planning group for Cycle 2 regional flood planning**

After discussion, Ann Yakimovicz moved to select LCRA as the planning group sponsor to act on behalf of the regional flood planning group for Cycle 2 regional flood planning, seconded by Patrick Brzozowski. The motion passed by a vote of 11-0 with RFPG Member Kelly Payne abstaining.



**17) Consider authorizing the RFPG sponsor to apply for grant funds and enter into a contract with the TWDB on behalf of the RFPG for Cycle 2 regional flood planning**

After discussion, Kelly Payne moved for LCRA as RFPG sponsor to apply for grant funds and enter into a contract with the TWDB on behalf of the regional flood planning group for Cycle 2 regional flood planning, seconded by Ann Yakimovicz. The motion passed by a vote of 12-0.

**18) Consider authorizing the RFPG sponsor to begin the procurement process for a technical consultant after TWDB development of the Scope of Work and funding allocations and in accordance with state procurement laws and the sponsor's procurement requirements on behalf of the RFPG for Cycle 2 regional flood planning**

Lauren Graber discussed the procurement process for a technical consultant after TWDB development of the Scope of Work and funding allocations in accordance with state procurement laws and the sponsor's procurement requirements on behalf of the RFPG for cycle 2 regional flood planning.

After discussion, Kelly Payne moved for LCRA, as the RFPG sponsor, begin the procurement process for a technical consultant, after TWDB cycle 2 Scope of Work and funding allocations are available, in accordance with state procurement laws and the sponsor's procurement requirements on behalf of the RFPG for Cycle 2 regional flood planning, seconded by Patrick Brzozowski. The motion passed by a vote of 12-0.

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

After general discussion, Chair Spenrath announced that the next Executive Committee meeting will be held later in the winter to review technical consultant RFQs. The full group may not meet again until early 2024 to review the Executive Committee technical consultant recommendations, update and adopt RFPG bylaws for Cycle 2, and conduct officer elections at the first meeting of the year with 30 calendar days written notice prior to the meeting.

**20) Adjourn**

Patrick Brzozowski made a motion to adjourn, seconded by Kelly Payne. The motion passed 12-0 and the meeting adjourned at 11:32 AM CDT by Chair Phillip Spenrath.

Approved by the Lower Colorado-Lavaca RFPG at a meeting held on [REDACTED].

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Kelly Payne, SECRETARY

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Phillip Spenrath, CHAIR

# Region 10 Lower Colorado-Lavaca RFPG

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

**5. TWDB Update**

**6. Update from RFPG liaisons**

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

# Region 10 Lower Colorado-Lavaca RFPG

## 8. Discussion and potential action to approve mileage expenses for reimbursement including a not to exceed mileage reimbursement associated with the December 18, 2023 RFPG meeting

Date of Meeting	Description	Per Mile Rate	Total Not to Exceed
December 18, 2023	Region 10 RFPG Meeting Spenrath Travel (Estimated – not to exceed)	\$0.655	\$250.00
<b>Total</b>			<b>\$250.00</b>

Approved Budget	Travel Expense Previously Approved	Cumulative Travel Expense	Budget Balance
		(including today's not to exceed)	
\$16,000.00	\$1,977.51	\$2,227.51	\$13,3772.49

# Region 10 Lower Colorado-Lavaca RFPG

## 9. Discussion and potential action regarding administrative expenses to be submitted to the Texas Water Development Board for reimbursement including a not to exceed amount for administrative expenses associated with the first cycle of regional flood planning

Date of meeting	Description	Amount	Total (not to exceed)
December 18,2023	LCRA interest expenses		
	Interest Expense for Inv#10096761	\$2,659.80	
	Interest Expense for Inv#10097787	\$1,070.19	
	Interest Expense for Inv#10100429	\$151.42	
	Estimated Website Domain & Account Renewal	\$350.00	
Requested Not to Exceed Total			\$5,000

Approved Budget	Other Expenses Previously Approved	Cumulative Other Expenses	Budget Balance
		(including today's not to exceed)	
\$15,000.00	\$753.67	\$5,753.67	\$9,246.33

# Region 10 Lower Colorado-Lavaca RFPG

- 10. Discussion and potential action to consider additional, region-specific public notice requirements, if any, that might be necessary to ensure adequate public notice in Region 10 per Texas Administrative Code §361.12(a)(3).**

# Region 10 Lower Colorado-Lavaca RFPG

**11. Consider date and agenda items for next meeting**

**12. Adjourn**