

CERTIFICATE

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §


I, John W. Rubottom, hereby certify that I am the General Counsel and Assistant Secretary of the Board of Directors of the Lower Colorado River Authority (LCRA), a conservation and reclamation district, duly organized and existing under and by virtue of the public laws of the State of Texas.

I further certify that the Board of Directors of LCRA, on June 18, 2014, in a meeting posted properly in accordance with the Texas Open Meetings Act and with a quorum present and voting, unanimously authorized the general manager or his designee to seek an order from the Texas Commission on Environmental Quality granting emergency relief regarding the LCRA Water Management Plan for the remainder of the irrigation season, all as recommended by LCRA staff, described in LCRA Board Agenda Item 7 - Drought Emergency Relief.

I further certify that a true and correct copy of LCRA Board Agenda Item 7 is attached hereto.

TO CERTIFY WHICH, witness my hand and official seal this the 25th day of June 2014.





John W. Rubottom, General Counsel
and Assistant Secretary of the
LCRA Board of Directors

FOR ACTION

7. Drought Emergency Relief

Proposed Motion

Authorize the general manager or his designee to seek an order from the Texas Commission on Environmental Quality (TCEQ) granting emergency relief regarding the LCRA Water Management Plan (WMP) for the remainder of the irrigation season.

Board Consideration

Board Policy 102 - Authority and Responsibilities requires Board approval for all decisions where Board policy or direction has not been clearly established.

Budget Status and Fiscal Impact

Approval of this motion has no impact on the FY 2015 budget. Depending on which drought response actions are implemented, firm and interruptible water revenues could decrease.

Summary

On Jan. 27, 2014, the TCEQ executive director issued an emergency order allowing LCRA to deviate from the 2010 WMP when determining the amount of interruptible stored water. On Feb. 26, the TCEQ affirmed the emergency order with modifications. The emergency order was set to expire on May 26. On May 22, 2014, the executive director issued an order extending the emergency relief through July 25, 2014. On June 4, 2014, the TCEQ affirmed the extension.

In accordance with the modified order approved Feb. 26, 2014, no interruptible stored water is being supplied for irrigation of first crop rice within LCRA's Lakeside and Gulf Coast operations, nor to Pierce Ranch under its contract. Interruptible stored water is being provided to the Garwood operations consistent with an existing contract.

Absent an additional order, the emergency relief will expire on July 25, 2014, and the 2010 WMP will once again become effective. Requests for interruptible stored water for second crop rice or supplemental uses after July 25, 2014. Therefore, staff recommends that LCRA seek a new order to confirm that interruptible stored water supply will be suspended for an additional 120 days to cover the remainder of the 2014 irrigation season consistent with the emergency relief granted to date.

Presenter(s)

John Hofmann
Executive Vice President, Water

Karen Bondy
Senior Vice President, Water Resources