

**MINUTES OF
APRIL 13, 2009
BOARD MEETING
CENTRAL TEXAS GROUNDWATER
CONSERVATION DISTRICT**

The Board of Directors of the Central Texas Groundwater Conservation District met in regular session Monday, April 13, 2009 at 6:00 p.m. in the District office located at 225 S. Pierce Street, Suite 104, Burnet, Texas.

The following persons were present:

Members Present

John Simmons, President
Wayne Brown, Vice President
Jerry Bostick, Secretary
Clyde Waters, Director
Todd Fox, Director

Staff and or Consultants Present

Richard Bowers, General Manager
Donnita Coats, Administrative Assistant

Others present (who signed the attendance Record)

Six Members of the Public

President Simmons declared a quorum present and called the Meeting to order at 6:00 p.m.

President Simmons asked for public comments. There were no public comments.

President Simmons then asked the Directors to consider the Consent Agenda which included the Minutes of the Board Meeting held February 9, 2009; the expenditures for February 2009; Minutes of the Board Meeting held March 2, 2009 the expenditures for March 2009 and review of the 2008-2009 Budget and funds held account.

Clyde Waters moved to:
Approve the Consent Agenda
Second was by Todd Fox.
Vote on the motion carried.

President Simmons then asked for discussion and/or action on the Draft Rules of the District.

The General Manager discussed the latest draft of the rules dated April 2, 2009 and the suggested changes he proposed to be made to the draft. These proposed changes were discussed as well as additional changes proposed by the Directors. Public comment and Groundwater Allocation Alternatives Sub Committee member comments were taken regarding the draft and after further discussion and Board consensus on proposed changes:

Clyde Waters moved to:

Approve the proposed changes to the April 2, 2009 draft of the District Rules as discussed and agreed upon.

Second was by Jerry Bostick.

Vote on the motion carried.

For the record, Director Brown stated his opposition to the groundwater allocation approach in the District Rules.

President Simmons then asked for discussion and/or action on formal publication of the draft District Rules for comment and public hearing, and scheduling the public hearing on draft District Rules.

Clyde Waters moved to:

Direct the General Manager to publish notice of these draft rules as presented, with changes discussed and approved, and a rulemaking public hearing to be held at 6:00 p.m. on Monday, May 18, 2009 in accordance with Chapter 36 of the Texas Water Code.

Second was by Todd Fox.

Director Brown asked for a Roll Call Vote.

President Simmons – Yea

Vice President Brown – Nay

Secretary Bostick – Yea

Director Fox – Yea

Director Waters – Yea

President Simmons stated: The vote on the motion was 4 in favor and 1 opposed. The motion carried.

President Simmons then asked for consideration and/or action on the Report on the March 16, 2009 Groundwater Management Area 8 meeting.

Director Waters attended the meeting and reported that the Desired Future Conditions (DFCs) for the Trinity Aquifer was approved. He also stated that he requested that the Central Texas GCD would like the opportunity to revise the DFCs for the District at a later time.

The General Manager also reported that the GMA 8 Administrator had sent an invoice requesting \$500.00 from the Central Texas Groundwater Conservation District to help pay fees for Technical Consulting work in response to questions from the Texas Water Development Board (TWDB) after submittal of the DFCs for the Trinity Aquifer and other expenses due to a protest filed with TWDB for the DFCs for the Blossom Aquifer.

The Board directed the General Manager to provide a more detailed description of the invoice and what benefit the CTGCD would receive as a result of the funding request. President Simmons tabled action on this item until the next regularly scheduled meeting.

President Simmons then asked for consideration and/or action regarding selection of water well drilling contractor(s) for District Monitor Wells. The General Manager reviewed the procedure he had developed for selecting drilling contractors.

Jerry Bostick moved to:

Adopt the reviewed procedure the General Manager had developed to select drilling contractor(s) for the District Monitor Well Program.

Second was by: Wayne Brown.

Vote on the motion carried.

President Simmons then asked for consideration and/or action on a Resolution provided by Burnet Central Appraisal District for the Sale of Property Acquired by the Appraisal District on property that did not sell at a Delinquent Tax Sale.

Jerry Bostick moved to:

Pass, approve and adopt the Resolution providing for the Sale of Property Acquired by the Burnet Central Appraisal District at Delinquent Tax Sale.

Second was by Todd Fox.

Vote on the motion carried.

President Simmons then asked for consideration and/or action on Monitoring Well Agreement and Monitoring Well update report. The General Manger gave an update on the status of monitor wells as of March 31, 2009, plans for April 2009 and telemetry options. The General Manager discussed new language in the Monitoring Well Agreement for new wells and the updated draft dated 3/18/09.

Todd Fox moved to:

Approve the updated Monitoring Well Agreement for New Wells drafted on 3/18/09.

Second was by Wayne Brown.

Vote on the motion carried.

President Simmons then asked the General Manager for the Managers Report. The General Manager reported that he will be attending a TAGD Meeting on April 29, 2009 and informed the Board of legislation on groundwater issues. He reported that several Bills have been introduced and several are in the House and Senate Natural Resources Committees.

President Simmons then asked for Director Comments.

There were no Directors Comments.

President Simmons then asked the Board to identify any specific agenda items for the next Board Meeting.

No specific agenda items were identified.

President Simmons set the next regularly scheduled Board Meeting date for Monday, May 4, 2009 at 6:00 p.m. at the District Office.

At 8:33 p.m., President Simmons announced that the Board would go into a closed executive session under Texas Open Meetings Act, Chapter 551, Section 551.074 Texas Government Code, to discuss personnel matters, that no action would be taken during executive session, and that the Board would reconvene in open meeting at the end of the closed session.

At 9:04 p.m. President Simmons announced that the Board was reconvening in open session and invited the public to rejoin the meeting.

The Regular Board Meeting reconvened at 9:04 p.m. No actions were taken resulting from the Executive Session.

President Simmons adjourned the meeting at 9:04 p.m.

John Simmons, President

Jerry Bostick, Secretary