

**MINUTES OF
MARCH 12, 2010
BOARD MEETING
CENTRAL TEXAS GROUNDWATER
CONSERVATION DISTRICT**

The Board of Directors of the Central Texas Groundwater Conservation District met in regular session Friday, March 12, 2010 at 9:05 a.m. in the District office located at 225 S. Pierce Street, Suite 104, Burnet, Texas.

The following persons were present:

Members Present

Wayne Brown, Vice President
Jerry Bostick, Secretary/Treasurer
Clyde Waters, Director
Todd Fox, Director

Members Absent

John Simmons, President

Staff and or Consultants Present

Richard Bowers, General Manager
Donnita Coats, Administrative Assistant

Others present (who signed the attendance Record)

5 Members of the Public

Vice President Brown chaired the meeting in the absence of President Simmons and asked General Manager Bowers to establish a quorum through a roll call of Directors; declared a quorum present; and called the Meeting to order at 9:05 a.m.

Vice President Brown asked for public comment.

Nancy Floyd, a Timber Ridge Subdivision Resident, stated her concerns about the proposed creation of the Backbone Creek Municipal Utility District No.1 (MUD). She stated that the Timber Ridge Property Owners Association had filed a request with TCEQ for a contested hearing on the MUD and requested that the Board take a position against the creation of the MUD. General Manager Bowers informed Ms. Floyd that Mr. Andy Carson, a petitioner for the MUD was aware that he would have to apply for an operating permit from the District if the MUD is created but that the District is not involved in the TCEQ MUD application process. After additional comments and discussion between the Board, Ms. Floyd and others in attendance, Vice President Brown thanked everyone for their comments and no position or action was taken.

Vice President Brown then asked the Directors to consider the Minutes of the Board Meeting held February 12, 2010.

Jerry Bostick moved to:

Approve the Minutes of the February 12, 2010 Board Meeting as presented.

Second was by Todd Fox.

Vote on the motion carried.

Vice President Brown then asked the Board to consider and/or act on the expenditures for February 2010 and review of 2009-2010 Budget.

Jerry Bostick moved to:
Approve the expenses for February 2010.
Second was by Todd Fox.
Vote on the motion carried.

Director Waters asked to review the status of certain items on the budget and requested a six month review of the budget. Vice President Brown suggested the Board discuss the status of the budget at a special meeting of the Board.

Todd Fox moved to:
Hold a special meeting for a Budget Review and Annual Report review on Friday, March 19, 2010 at 8:00 a.m. at the District Office.
Second was by Clyde Waters.
Vote on the motion carried.

Vice President Brown then asked for consideration and/or action on the Resolution providing for the Sale of Property Acquired by the Burnet Central Appraisal District at Delinquent Tax Sale.

Clyde Waters 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.

Vice President Brown then asked for consideration and/or action on the Annual Report. General Manager Bowers reviewed the purpose of the report. After discussion on the report, Directors requested more time to review the report.

Todd Fox moved to:
Table action on the Annual Report until the next regularly scheduled board meeting.
Second was by Clyde Waters.
Vote on the motion carried.

Vice President Brown then asked the General Manager for a staff update on the Trinity aquifer Report; Rule implementation activities; the Monitoring well status report; GMA 8 update; and Director Election activities.

General Manager Bowers provided the following information:

- a. **Trinity aquifer Report.** – I met with Bill Hutchison on Wednesday 3/10/10. I provided him with a draft of the text of the Trinity Report. He is going to review it and get back with me next week. If we complete the report without having an engineer seal the report we need to rephrase some of the discussion and see if Tom is OK with submitting the report without a seal even though he was involved with the project. Otherwise we would need to get an engineer to review the information and develop a report that they could seal.
- b. **Rule implementation activities.** – Total number of well registrations is 850 and 76 new exempt wells drilling authorizations since September 1, 2009.

I received a draft of the proposed rule changes from Brian. I have not discussed the document with Brian. The draft looks very good, however, I do believe that there are additional changes that need to be considered and included in the next draft:

- Well spacing distances based on gpm. Blanco-Pedernales and Hill Country GCD use one well spacing distance chart for all aquifers. Also Hill Country GCD has pumping limits on exempt wells on less than 10 acre tract sizes.
- Changing the date for existing well permit from June 1 to September 1, 2010.
- Test hole language needs some wording changes.

My recommendation is let Brian and I continue to work on the changes and hold a work session later and at that meeting possibly decide to go to public hearing on the proposed changes.

c. Monitoring well and telemetry status report.

- i. Rainfall since the February Meeting has continued to slow monitor well activity. I have equipped a Granite aquifer monitor well.
- ii. I have located an unused well in the Granite Aquifer and one additional well in the Hickory Aquifer. Identified a location in the Trinity aquifer to drill an additional monitor well.
- iii. I have tabulated annual water level changes in Excel with graphs for –Trinity, Ellenburger & Granite Gravel wells.
- iv. Moved the barometric probes in the center of District (Simmons Ellenburger well) to the Granite Shoals city well.
- v. Still working with Solinst on Telemetry.

d. GMA 8 & 9 update.

- i. I attended the GMA 8 meeting at 10:00 a.m. in Woodway, Texas March 10, 2010. Three new districts were represented. One of the issues was in regard to funding. Will develop a proposed budget as well as an agreement on funding in the future. The GMA process is not going to go away so we might as well get some agreement in place we can live with.
- ii. TWDB declared GMA 9 DFC unreasonable because the exempt use would prevent the districts from meeting the DFC.

e. Meetings

- i. Attended Commissioners Court Meeting Tuesday 3/9/10– Backbone Creek Municipal Utility District Permit.
- ii. Met with the Timber Ridge POA Tuesday evening 3/9/10 – Well registration and additional monitoring well locations in the subdivision. Also discussed their concern with the Backbone Creek MUD
- iii. Texas Alliance of Groundwater Districts meeting in Austin March 30 and 31, 2010.
- iv. Region K Public Meeting March 31, 2010 10:00 a.m. Burnet, Texas on 2011 Draft Water Plan.
- v. Region K Public Hearing April 28, 2010 6:00 p.m. Austin, Texas Hearing on 2011 Draft Water Plan

- f. Report on Director Election activities:** There will be a race in both precinct two (2) and precinct four (4). Candidates in precinct two (2) are Wayne Brown and Kevin Herring; candidates in precinct four (4) are Steve Henderson and Jeff Koska. Deadline

for write-in candidates is March 15, 2010 @5:00 p.m. A ballot position drawing was held on Thursday, March 11, 2010.

Vice President Brown then asked for Director Comments.

Director Fox recommended that the rules need to make clear that there is an assumption that all permits that have met requirements will be granted and that the Board bears the burden of proof if a permit is denied.

Secretary Treasurer Bostick asked for a Conservation Program Plan to educate the Public and a drought management plan be presented at the next regular board meeting. Vice President Brown suggested that a committee be formed for Public Education.

Director Waters asked General Manager Bowers if he had looked into the addition of office or field staff. Mr. Bowers reported that he had been in contact with a Tarleton State University student who will be graduating in May with an environmental engineering degree with an emphasis in hydrology.

Vice President Brown then called for consideration and/or action on the Regular Board Meeting Date.

Todd Fox moved to:

Change the Regular Session Meeting Date and Time for the Central Texas Groundwater Conservation District to the second Friday of each month at 9:05 a.m.

Second was by Clyde Waters.

Vote on the motion carried.

Vice President Brown then asked the Board to identify any agenda items for the next and/or future Board Meetings.

- Discussion and/or action on Rules Publication and Hearing
- Public Education Plan
- Priority List of District Activities

It was also stated that Directors could contact the Manager of President prior to the deadline for posting notice of the next meeting if they have a suggested agenda item.

Vice President Brown set the next regular board meeting for Friday, April 9, 2010 at 9:05 a.m. at the District Office.

Vice President Brown adjourned the meeting at 10:38 a.m.

Wayne Brown, Vice President

Jerry Bostick, Secretary/Treasurer