

**MINUTES OF
January 13, 2012
BOARD MEETING
CENTRAL TEXAS GROUNDWATER
CONSERVATION DISTRICT**

The Board of Directors of the Central Texas Groundwater Conservation District met in regular session Friday, January 13, 2012 at 9:00 a.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, Director
Todd Fox, Vice President Steve Henderson, Director
Clyde Waters, Secretary/Treasurer

Staff and or Consultants Present

Charles Shell, General Manager Donnita Coats, Administrative Assistant
Mitchell Sodek, Hydrologist

Others present

4 Members of the Public

President Simmons asked General Manager Shell to establish a quorum through a roll call of Directors; declared a quorum present; and called the Meeting to order at 9:00 a.m.

President Simmons asked for public comment.

Ben Redler expressed concerns regarding the Application to TCEQ from Childress Outhouses, LLC, Marble Falls, Texas for application of domestic septage products and the possible effects on the surrounding Aquifer if granted. President Simmons informed Mr. Redler that his concerns would be discussed in Agenda Item Number 9 regarding the application to TCEQ.

President Simmons then asked for consideration and/or action on the annual District Audit for 2010-2011. Charity Tabor, District Auditor with Tabor and Burnett PC, reviewed the audit and reported that there were no Non-Compliance Issues and No Control Weaknesses.

Clyde waters moved to:

Approve the Central Texas Groundwater Conservation District 2010-2011 Annual Audit as presented.

Second was by Todd Fox.

Vote on the motion carried.

President Simmons then asked for consideration and/or action on the call for a Director Election, Notice of Election, Election Officials and a Contract for Election Services with the Burnet County Election Administrator.

Barbara Agnew, Burnet County Elections Administrator, informed the Board that the county had agreed to contract with the District to administer the May 2012 Director Election. Before reviewing the contract, she told the Board that her office would prefer that the District change their elections to the November general election date in the future due to changes in the Election Calendar that make it much more difficult for them to administer a May election. She then reviewed the contract for election services between the Burnet County Elections Administrator and the District for the May 12, 2012 General/Special Election. She also informed the Board

that according to the contract she would be appointing the judges for each polling location, would notify the election workers of their selection and would provide the names and addresses of those selected to the District for approval as soon as the process was done.

Todd Fox moved to:

Approve the Contract for Election Services between the Burnet County Elections Administrator and the Central Texas Groundwater District for the May 12, 2012 General/Special Election.

Second was by Wayne Brown.

Vote on the motion carried.

Todd Fox then moved to:

Order a Director Election for Directors to Precinct 1(one), Precinct 3(three) and the Director At-Large positions to be held on May 12, 2012; to authorize Notice of Election; and to proceed with the necessary steps needed to prepare for a future change to the November General Election Date.

Second was by Steve Henderson.

Vote on the motion carried.

President Simmons stated that election day presiding judges and alternates for the May 12, 2012 election would be presented for approval at a future Board Meeting.

President Simmons then asked for consideration and/or action to authorize attorneys to request preclearance for election changes from the U. S. Department of Justice under the Voting Rights Act of 1965. District Staff reviewed changes to polling locations and addresses that require preclearance by the U.S. Department of Justice.

Wayne Brown moved to:

Authorize attorneys to request preclearance for election changes from the U. S. Department of Justice under the Voting Rights Act of 1965.

Second was by Steve Henderson.

Vote on the motion carried.

President Simmons then asked for consideration and/or action on the Minutes of the Regular Board Meeting held on December 15, 2011.

Steve Henderson moved to:

Approve the Minutes of the Regular Board Meeting held on December 15, 2011.

Second was by Todd Fox.

Vote on the motion carried.

President Simmons then asked for consideration and/or action on Expenditures for December 2011, review of the 2011-2012 Budget and Quarterly Report of Investment Accounts.

Wayne Brown moved to:

Approve the expenses for December 2011.

Second was by Clyde Waters.

Vote on the motion carried.

Public Funds Investment Officer, Donnita Coats, gave the Board a Quarterly Report on the Investment Position of the District for the quarter ending December 31, 2011 in accordance with Section IV of the Public Investment Policy of the District.

President Simmons then asked for consideration and/or action on LCRA Whitewater Springs Extension to Drilling Permit Validity Date. General Manager Shell informed the Board that the District had received a request for a 90 day extension to the approved LCRA Whitewater Springs Drilling Permit (DP-0916111). He recommended that the Board approve the request since their existing well/grandfather use permit application for the Whitewater Springs Public Water Supply System was scheduled for hearing in February.

Clyde Waters moved to:

Approve a 90 day extension to the original validity date for LCRA Whitewater Springs Drilling Permit #DP-0916111.

Second was by Todd Fox.

Vote on the motion carried.

President Simmons then asked for consideration and/or action on Notice of Receipt of an Application and Declaration of Administrative Completeness from TCEQ to Applicant Childress Outhouses, LLC, Marble Falls, Texas. General Manager Shell summarized the notice regarding Childress Outhouses, LLC/Beneficial Land Use Registration #710921 request for application of domestic septage product. He discussed concerns that he and District Hydrologist, Mitchell Sodek, had regarding the potential for contamination of the Granite Gravel Aquifer in that area due to the exposed aquifer in the Collier Quarry and the proximity of the application area to the quarry. The applicant, Mr. Childress, was present and answered questions by the Board regarding the application. Herb Darling, Director of Burnet County Environmental Services, was also present and answered questions by the Board regarding the Counties position on the application. General Manager Shell suggested to the Board that TCEQ should be aware of the District's data on the Granite Gravel aquifer and of the exposed aquifer at the quarry before they grant the application and that the District had 30 days from December 21, 2011 to protest the application.

President Simmons moved to:

Send a strong letter of opposition to the Childress Outhouses, LLC/Beneficial Land Use Registration #710921 application to TCEQ based on the information that the District has on the Granite Gravel aquifer and the obligation of the District to protect the groundwater from potential contamination.

Second was by Wayne Brown.

Vote on the motion carried.

President Simmons then asked for consideration and/or action on the determination of the drought stage. Mitchell Sodek, District Hydrologist, reviewed district monitor well level graphs and discussed the impact of the recent pumping of the City of Burnet wells. The Board took no action to change the current Drought Stage.

President Simmons then asked for consideration and/or action on a new GAM of the Northern Trinity/Woodbine Aquifers. General Manager Shell presented information concerning the proposed study of the Northern Trinity/Woodbine Aquifers by GMA 8. There was a consensus of the Board that financial input from the District might be necessary to obtain a corrected GAM for the Trinity in our area. General Manager Shell was instructed to bring further information to the Board concerning participation in the study.

President Simmons then asked for consideration and/or action on District Rule § 3.06 Permit Revocation or Amendment for Nonuse. General Manager Shell and Board members discussed the effect of this rule on developers with long range projects. After discussion, President Simmons directed the District staff to consider possible rule changes in the future concerning long range development planning.

President Simmons then called on the General Manager for the Staff Report.

a. Rule implementation activities

Activity	Total as of December 14, 2011	Total as of January 12, 2012
Well registrations	3,309	3344
Exempt Well Drilling Auth.	350	372
Permit App. Received	122	120

Permit Applications by Use		Permits Issued
Commercial	12	3
Domestic, Livestock & Poultry	39	39
Industrial	8	0
Irrigation	26	6
Public Water Supply	35	0
Total	120	48

Permit Applications by Precinct	
Precinct 1	50
Precinct 2	31
Precinct 3	22
Precinct 4	16
<u>Precincts 1 2 & 3</u>	<u>1</u>
Total	120

b. Upcoming Permit Hearings and Procedures

There will be a Permit Hearing on February 3, 2012 at 9:30 a.m. at the District Office for 24 Permit Applications.

c. Report on GMA 8 Meeting and Region K Meeting

Clyde Waters reported on the Region K Meeting held in Bastrop on January 11, 2012. Mitchell Sodek reported on the GMA 8 Meeting held in Cleburne on January 11, 2012.

d. Update of Management Plan

The District Management Plan will need to be updated by July of 2012. General Manager Shell and Hydrologist Sodek are working on the updates at this time.

e. Report on Proposal from USGS Concerning a Gain/Loss Study on Colorado River

General Manager Shell reviewed the proposal and after discussion it was decided to put the proposal on a future meeting agenda.

President Simmons then called for any Director comments.

There were no Director comments.

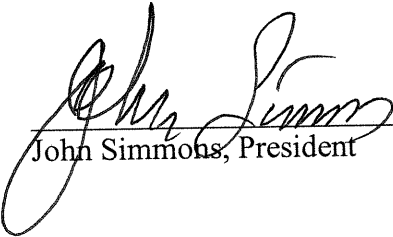
President Simmons called for Agenda items for the next Board Meeting.

Election Business

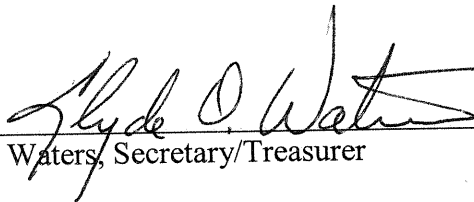
President Simmons stated that Directors could contact the Manager or himself prior to the deadline for posting notice of the next meeting if they have a suggested agenda item.

President Simmons then set the date for the next regular board meeting for, Friday, February 10, 2012 at 9:00 a.m. at the District Office located at 225 S. Pierce, Burnet, Texas.

President Simmons adjourned the meeting at 11:03 a.m.



John Simmons, President



Clyde Waters, Secretary/Treasurer