

**MINUTES OF
June 13, 2022
BOARD MEETING
CENTRAL TEXAS GROUNDWATER
CONSERVATION DISTRICT**

The Board of Directors of the Central Texas Groundwater Conservation District held a Spacing Variance & Permit Hearing and Regular Board Meeting on Monday, June 13, 2022 at 9:00 a.m. in the District office located at 225 S. Pierce Street, Suite 104, Burnet, Texas.

Members Present: Ryan Rowney, President Ricky Bindseil, Vice-President
Homer Will, Director Paul King, Director

Members Absent: Kathy Griffis-Bailey, Secretary/Treasurer

Staff and/or Consultants Present: Mitchell Sodek, General Manager Shrader Davis, Groundwater Technician Donnita Coats, Office Manager Bill Dugat, District Legal Counsel

Others Present: 8 Members of the Public

President Rowney declared a quorum present and called the Meeting to order at 9:00 a.m.

President Rowney then called for the Invocation and Pledge of Allegiance to the Flags.

President Rowney then asked for public comment. There were no public comments.

President Rowney then asked for consideration and/or action on a presentation of April, 23, 2022 BOPATE Event. Burnet County Commissioner Beierle presented an account balance for the Household Hazardous Waste and Bopate events. He informed the Board that the event was very successful and they are hoping to have a Spring Bopate event to be held in Marble Falls. They have received increased donations and new donations from various entities in the county. No action was taken.

President Rowney then called a Spacing Variance & Permit Hearing to order at 9:04 a.m. on a spacing variance request by Sara Rutherford, 8015 CR 116, Burnet, Texas and on permit application OP-22052701 - Ricky L. & Sandra J. Rowe/Sunset Water Utilities - High Sierra Water System. He asked for the General Manager's recommendation on the Spacing Variance and on the Permit Application that has been determined to be administratively complete. The Spacing Variance Request and the Permit Application are in accordance with District Rules.

General Manager Sodek briefed the Board on the details of the spacing variance request and the applicable absence of objection to the request to drill an exempt well closer than 50 feet from the property line. He recommended approval of the spacing variance request.

General Manager Sodek then presented the Board his recommendation to approve OP-22052701 Ricky L. & Sandra J. Rowe/Sunset Water Utilities - High Sierra Water System for a 13 acre foot/year permit for a well that will produce under 17.36 gallons per minute and be tied in a system to an existing 16 acre foot/year grandfathered permit OP-10101937.

President Rowney opened the hearing for public comment. A member of the public asked for the number of tracts that would be served by the system. Sandra Rowe with Sunset Water Utilities answered that the plan was for approximately 28 tracts.

President Rowney closed the Public Comment portion of the hearing.

President Rowney then asked for consideration and/or action on the Spacing Variance Request and on the Permit Application.

Ricky Bindseil moved to:

Accept the recommendation of the General Manager to approve the spacing variance request by Sara Rutherford, 8015 CR 116, Burnet, Texas and to approve the application for OP-22052701 Ricky L. & Sandra J. Rowe/Sunset Water Utilities - High Sierra Water System for a 13 acre feet/year Operating Permit.

Second was by Paul King.

Vote on the motion carried.

President Rowney adjourned the Hearing and reconvened the regular session at 9:13 a.m.

President Rowney then asked for consideration and/or action relating to Cause No. 53288, Central Texas GCD v. Deer Springs and Cody Lewis, Burnet County District Court. General Manager Sodek and District Legal Counsel Dugat informed the Board that, following discussion with Deer Springs attorney, the District had received a new application regarding supplemental water rights that may possibly lead to a path forward. The application will be reviewed for administrative completeness. President Rowney announced that an Executive Session would be held on Agenda Item Number 6 before the end of the meeting and moved to Agenda Item Number 7.

President Rowney then asked for consideration and/or action on the Minutes of the Regular Board Meeting held on May 20, 2022.

Ricky Bindseil moved to:

Approve the Minutes of the Regular Board Meeting held on May 20, 2022.

Second was by Paul King.

Vote on the motion carried.

President Rowney then asked for consideration and/or action on Expenditures for May 2022; Budget Line Item Adjustments; and Review of 2021-2022 Budget.

General Manager Sodek reported that the database application expenses had gone over budget and that the following line item adjustment within a category had been made: Moved \$300.00 from Expenses - Reserves - Building/Construction Consultant to Expenses - Reserves - Database Application.

He reported that the AM Conservation expenses were for the WaterWise Education Program the District offers to Burnet County 5th Graders. Spicewood Elementary and Bertram Elementary have participated in this fiscal year's program to date.

Paul King moved to:

Approve the Expenditures for May 2022.

Second was by Ricky Bindseil.

Vote on the motion carried.

President Rowney then asked for consideration and/or action on Determination of Drought Stage. General Manager Sodek reported that the latest Palmer Hydrological Drought Index is showing Burnet County to be in Extreme Drought which the highest category and correlates with the Districts Stage 4 - Critical Drought Stage. He reviewed the District Critical Drought Stage and various current District Monitor Well Level Graphs. Discussion included past drought conditions, future forecasts, critical drought stage. He recommended moving to the standard Stage 4 Critical Drought Stage.

Ricky Bindseil moved to:

Determine the District to be in the Critical Drought Stage and initiate the Stage 4 Critical Drought stage of the District Drought Management Plan effective June 13, 2022.

Second was by Ricky Bindseil.

Vote on the motion carried.

Current drought conditions will be posted on the District website, given to local media and shared at upcoming scheduled presentations to be given by District Staff.

President Rowney then called on the General Manager for the General Manager and/or Staff Report and Update.

a. Well Registrations & Permitting

General Manager Sodek reviewed graphs of current figures for well registration and permitting. The District is still receiving an average of around 50 well registration applications per month with slightly fewer applications for June to date.

b. Krause Springs Stakeholder Meeting

The Second Meeting was held last week and was well attended. Because it has been so dry with less spring and creek flow there has been limited data collected for phase 2.

President Rowney then called for Director comments. President Rowney commented that there was good attendance at the Joppa Community presentation given by General Manager Sodek. General Manager Sodek commented that the Texas 4-H Ambassador Program participants would be attending a presentation by the District Staff at the District Office this afternoon.

President Rowney then called for agenda items for the next Regular Board Meeting.

Deer Springs

Directors may contact the General Manager or Board President prior to the deadline for posting notice of the next meeting if they have a suggested agenda item.

President Rowney then set the date for the next regular Board Meeting for, Friday, July 22, 2022 at 9:00 a.m. at the District Office located at 225 S. Pierce, Burnet, TX 78611.

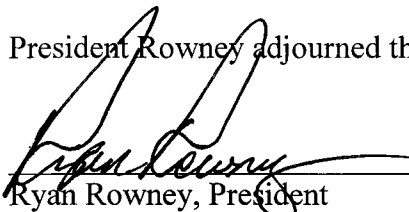
President Rowney announced at 9:39 a.m. that following a short recess the Board would go into Executive Session.

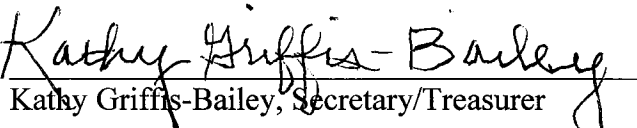
President Rowney then called for an Executive Session at 9:46 a.m. to consider agenda item number 6, relating to Cause No. 53288, Central Texas GCD v. Deer Springs and Cody Lewis, Burnet County District Court under Texas Open Meetings Act, Chapter 551.071, Government Code, Vernon's Texas Codes, annotated for consultation concerning attorney- client matters.

President Rowney reconvened the Regular Session at 9:52 a.m.

No action was taken on agenda item 6 Consideration and/or action relating to Cause No. 53288, Central Texas GCD v. Deer Springs and Cody Lewis, Burnet County District Court.

President Rowney adjourned the meeting at 9:52 a.m.


Ryan Rowney, President


Kathy Griffis-Bailey, Secretary/Treasurer