

**Minutes for Meeting/Hearing of the Hays Trinity Groundwater Conservation District**

Date: Wednesday, July 18, 2012  
Time: 6:00 pm  
Place: Wimberley Community Center, Senior Lounge  
Located: 14068 RR 12, Wimberley, TX. 78676

**6:10 pm: Regular Meeting Opens**

**Board Present:** Jimmy Skipton-President, Greg Nesbitt-Vice President, Mark Key-Secretary/Treasurer, & Joan Jemigan  
**Board Absent:** Ed Pope

**Staff Present:** Rick Broun-General Manager, Tressy Gumbert-Administrative Assistant, and Alex Broun-District Geologist, P.G. 4845

The following subjects were considered for discussion and/or action at said meeting:

- **Board Roll Call:**  
Rick Broun:
  - Roll Call was taken, a quorum was present. Ed Pope not present.
- **Review of Board Meeting Protocol:**  
Jimmy Skipton:
  - Explained meeting protocol to audience.
- **Consider approval of prior meeting Minutes:**  
Jimmy Skipton:
  - Approved meeting minutes for May 17 and June 13, 2012
- **Financial Report and Budget:**  
Rick Broun:
  - Financial Report reviewed and approved by Mark Key
- **Acknowledgment of Bank Reconciliations:**  
Rick Broun:
  - Bank reconciliations reviewed and approved by Mark Key
- **General Comments from Board & Staff:**  
Jimmy Skipton:
  - Jacob's well is currently flowing at 11 cubic feet
  - Action on the Summary Judgment has been postponed.
 Rick Broun:
  - Sent a letter of thanks to Home Depot for donating buckets to the District to use in the Walnut Springs Elementary presentation.
  - Thanks to Whisenant & Lyle for donating a transducer to the District
  - There were 8 Public Water Supply Connections and 9 Well Registrations in June.
- **Public Comments: Non-Agenda Items**  
None provided

Agenda Items:

Discuss and Possible Actions on:

**1) Drought Stage Status.....Rick Broun**

- Review Triggers, Drought Chart, Monitoring Well levels, Determine Drought Stage status

**Board & Staff:**

- Rick Broun
- Recommends District remains in Voluntary Drought Stage
  - Water Levels north of Camp Ben are down 5.1 foot, south of Camp Ben are down 3.6 foot.

**Public Comments:**

None provided

2) Update on lawsuit: Plaintiffs vs. HTGCD.....Jimmy Skipton

- Wimberley Valley Watershed Association
- Johanna L. Smith, H.K. Acord, Janet Acord, James R. McMeans and David Glenn

Board & Staff:

Jimmy Skipton:

- District lawyer Greg Ellis, sent a letter stating the Summary Judgment has been postponed until September possibly October 2012.
- The District has not been approached with an offer to mediate.
- A copy of the lawsuit information is available on the District's website.

Public Comments:

None provided

3) Update: Dripping Springs Water Supply Corp.....Jimmy Skipton

Board & Staff:

Jimmy Skipton:

- Was approached during the previous DSWSC Board Meeting with a request that he and Rick Broun meet with DSWSC's Board President and General Manager to discuss unpaid connections.
- A joint Board Meeting was suggested

Public Comments:

None Provided

4) Update: 2012 Proposed Education Project: Lower Trinity (L.T.).....Joan Jemigan

- Expenditure up to \$1,000, Geochemical analysis for L.T. water (District Geologist, Al Broun P.G. 4845)
- Expenditure up to \$2,500: Various L.T. Projects (District Geologist, Al Broun P.G. 4845)
- Update on telemetry system: W&L well (District G.M., Rick Broun)

Board & Staff:

Joan Jemigan:

- Joan Jemigan, Al and Rick Broun provided a review of the District's educational projects to the Hays Co. Commissioners Court on June 26.

Al Broun:

- Would like the approval of the Board to spend up to \$1,000 on geochemical analysis and \$2,500 for other Lower Trinity projects, tests and evaluations.
- Aqua Texas well #24 has been delayed due to problems with the drilling rig.
- A pump test will be run on #24. A couple of surrounding wells will be monitored during the test.
- Due to the extra cost, Aqua Texas did not agree to drill down to the Paleozoic
- Aqua Texas has agreed to allow Bob Curry to come onto the drill site to film the project. The video could be used for educational purposes.

Jimmy Skipton:

- The \$3,500 does not need to be approved by the Board it is included in the 2012 budget.

Rick Broun:

- The telemetry system for the W&L well was delayed due to a couple minor issues with the existing transducer and pipe as well as TWDB staff vacations.

Public Comments:

None provided

5) Hiring of Bill Davis.....Mark Key

- Advise the Board concerning District Rules
- Expenditure up to \$3,000

Board & Staff:

Mark Key:

- Prefers money be spent within Hays County, Mr. Davis is local.
- The active lawsuit which the District has already spent over \$20,000 is due to complicated District rules

Jimmy Skipton

- Mr. Davis and the District's current lawyer Greg Ellis have worked on issues together in the past.

Joan Jemigan

- In favor of having an attorney on hand for consulting purposes.
- Supports hiring Bill Davis he has been helpful with legal questions and issues in the past.

**Public Comments:**

The following presented: Rudy Villarreal, Glenn Rosilier, Linda Kay Rogers and Jon Cobb

**Motion:**

**Mark Key:** Hire Bill Davis to advise the Board concerning District Rules for a period of one (1) year in an amount not to exceed \$3,000.

**Greg Nesbit:** Seconded

**Vote:** 4-0 In favor (Jimmy Skipton, Greg Nesbitt, Mark Key & Joan Jernigan)

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**6) District Board Election Update.....Tressy Gumbert**

- November 2012 elections for 3 Single Member Districts
- Single member Districts 1 Jimmy Skipton, 3 Mark Key, and 5 Joan Jernigan

**Board & Staff:**

Tressy Gumbert:

- Saturday July 21 is the first day to file for a place on the General Election Ballot.
- Applications are available at the District office. There is also a link to the applications on the District's website.
- Polling locations have not been confirmed with Hays County as of yet.
- 5:00 p.m. Monday, August 20<sup>th</sup> is the last day to file for a place on the General Election Ballot.

Mark Key:

- The District has been re-districted since the last election, encourages everyone to double check their voters registration cards to verify they are listed in the correct precinct.

**Public Comments:**

None provided

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**7:05 Break**

**7:10 Reconvene and Hearing Open**  
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**Hearing Item:**

Discuss and Possible Action on:

**A. Permit Application for Texas Water Solutions Inc.....Rick Broun**

- The permit request is for 300,000 gallons per year
- Five (5) full time employees and 3 part time.
- Water also to be used for irrigation on lawn and plants

**Board & Staff:**

Rick Broun:

- Recommends to the Board they consider:
  - 2-Year Non-Exempt Permit
  - .25 Acre Feet per year (81,463 gallons)
  - Proof of installation of a totalizing flow meter
  - Quarterly reporting to the District
  - Acknowledgement of District Rules and of permit production mandated cutbacks during drought conditions.

**Applicant Comments:**

Robert Persuade:

- Uses approximately 2,000 gallons a day to irrigate grass and plants.
- Also used water for cleaning equipment
- 10 employees
- Purchased property a year and half ago, well went dry hired Central Texas to drill new well.
- Driller never mentioned any involvement from the Groundwater District.

**Public Comments:**

The following presented: Jon Cobb, Linda Kay Rogers and Andrew Backus

**7:30 Hearing Closed**

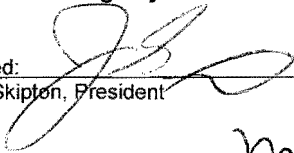
**Motion:**

**Mark Key:** issue 2 year permit to Texas Water Solution for 275,000 gallons


**Jimmy Skipton:** Seconded

**Vote:** 3-1 In favor (Jimmy Skipton, Greg Nesbitt, Mark Key) Against (Joan Jernigan)

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7:38 p.m. Meeting Adjourned

Approved:   
Jimmy Skipton, President

Date: 9/19/2012

Approved:   
Mark Key, Secretary/Treasurer

Date: 9/19/2012