



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

Date: Wednesday, November 16, 2016  
Time: 6:00 pm  
Place: Wimberley Community Center  
Located: 14068 RR 12, Wimberley, Tx. 78676

### 6:01 p.m.: Board Meeting Call to Order

**Board Present:** Linda Kaye Rogers-President, Jimmy Skipton-Vice President, Mark Hastings-Secretary Treasurer, Greg Nesbitt & Doc Jones  
**Staff Present:** Rick Broun-General Manager, Tressy Gumbert-Administrative Assistant, Alex Broun-Geologist, P.G. 4845 & Jeff Watson-Hydro-Geologist

- **Board Roll Call:**

Rick Broun:

- Called Roll. A quorum is present

- **General Comments from Board & Staff, General Managers Report & Drought Briefing:**

Jimmy Skipton:

- Concerned about the letter to TCEQ dated November 10, 2016 signed by the HTGCD Board President and by BSEACD. The motion made by the District Board during the previous meeting was to put HTGCD name on the comments submitted to TCEQ.

Linda Kaye Rogers:

- Greg Ellis said it was OK for her to sign the letter.

Mark Hastings:

- TCEQ did a good job running the Public Meeting on November 10.

Rick Broun:

- There were 37 new Public Water Connections submitted in October, 288 YTD, 185 Budgeted for the year
- There were 7 new well registrations submitted in October, 91 YTD, 100 Budgeted for 2016.
- The District received 1 new TCEQ packet: Crescent Belterra Phase 1 Section 21-2 located on Mesa Drive and Prescott Drive, Dripping Springs.
- We have one unpaid renewal fee of \$50 from Fitzhugh Corners 1. District has been in touch with the permit holder.
- District staff manned a booth at the Rainwater Revival on Saturday, November 5<sup>th</sup>.
- I attended the November 10<sup>th</sup> TCEQ and City of Dripping Springs town meeting. I presented both the informal and formal documents to the dais as approved by our Board of Directors. The two-page presentation was downloaded to the website portal for the TCEQ and for the City of Dripping Springs' review.
- The District encourages the use of rainwater collection systems on all new homes, businesses and on existing buildings. We further promote artificial recharge of the aquifer through such means as proper brush management and re-establishing deep rooted native grasses. The District further promotes the use of surface water or other alternatives to groundwater in and around western Hays County.
- Reminded Board to inform staff of any meetings, tours, events or lectures they attend concerning groundwater.
- The District encourages the public to view the District's two educational videos which have been made available on the District's website.
- Presented to the Board copies of the Status of Drought Briefing report which includes the US Drought Monitor map the Palmer Drought Severity Index map, hydrographs and the Monitoring Well Water Level Table.
- The latest US Drought Monitor map indicates that our District is within no drought category "None". The Palmer Drought Severity Index map indicates "Very Moist Spell" conditions.
- There have been no new "Texas Drought Preparedness Council Situation Reports" released or posted.
- As of November 15th, the District's drought trigger, the Pedernales River, indicates 13 plus days of flow above drought stage Alarm, the Blanco River indicates 60 plus days of flow above drought stage Alarm. Both Rivers must have 30 consecutive days of flow below drought stage Alarm in order to move the District into Stage 2 Alarm.
- The drought recommendation for western Hays County is to remain within drought stage 1, No Drought Voluntary Conservation.
- Comparing October to November, water levels north of Camp Ben McCulloch are up .1' and water levels south of Camp Ben McCulloch are down .4'

- **General Comments from Public:**

The following presented comment(s): Mark Key-DSWSC

- Requests that agenda item #11 concerning DSWSC Operating Permit Amendment, be moved up.

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**Hearing Items**

Item #11 – Hearing Continuance from October 19, 2016: Dripping Springs Water Supply Corp. (DSWSC) Operating Permit Amendment Application. DSWSC and TESPAs to address the HTGCD Board of Directors regarding negotiations

**Public Comments:** Vanessa Puig-Williams, Phil Haag & Mark Key-Presented the settlement agreement between DSWSC and TESPAs. If the HTGCD Board accepts and approves the agreement parties will drop their contested case requests.

**Motion:**

Greg Nesbitt: That the Board accepts the settlement agreement between DSWSC and TESPAs as presented.

Jimmy Skipton: Seconded

Vote: 5-0 In Favor (Linda Kaye Rogers, Jimmy Skipton, Mark Hastings, Greg Nesbitt & Doc Jones)

**Public Comments:**

Vanessa Puig-Williams:

- TESPAs formally withdraws their request for a contested case.

Phil Haag:

- DSWSC formally withdraws their request for a contested case

**Motion:**

Greg Nesbitt: To approve DSWSC request to amend their operating permit for an additional 500 acre-feet of groundwater over three years (200 acre-feet in year one, 200 acre- feet in year two and 100 acre-feet in year three) for a total of 1125 acre feet. Permit to include all conditions agreed to in the Settlement Agreement between DSWSC and TESPAs.

Mark Hastings: Seconded

Vote: 4-1 In Favor (Linda Kaye Rogers, Mark Hastings, Greg Nesbitt & Doc Jones). Against (Jimmy Skipton)

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**Discussion and Possible Action Items:**

Item #4 – Canvas the November 8, 2016 Election Returns

**Public Comments:** No public comment(s) provided

**Board & Staff:**

Linda Kaye Rogers:

- This item is being tabled. A special meeting to Canvas will be held at 10:30 a.m. Tuesday November 22<sup>nd</sup>.

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Item #5 – Installation of newly elected Hays Groundwater Conservation District Board Members

**Public Comments:** No public comment(s) provided

**Board & Staff:**

Linda Kaye Rogers:

- Canvas must take place prior to installation of officers. The installation will be tabled until the regularly scheduled Board Meeting in December.

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**Consent Items:**

1. Approval of Bank Reconciliations & Monthly Invoices
2. Approval of Monthly Financial Report, Balance Sheet and Budget to Actual Report
3. Approval of October 19 & November 2, 2016 Board Meeting Minutes

**Board & Staff:**

Mark Hastings:

- The financials have been reviewed everything appears to be in order. Balance for checking: \$38,416.70 and savings: \$ 511,263.48. The meeting minutes have also been reviewed.

**Motion:**

Mark Hastings: Motion to approve consent Items 1-3.  
Doc Jones: Seconded  
Vote: 5-0 In Favor (Linda Kaye Rogers, Jimmy Skipton, Mark Hastings, Greg Nesbitt & Doc Jones)

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**Discussion and Possible Action Items:**

Item #6 – Officer Elections pursuant to the Hays Trinity Groundwater Conservation District Bylaws

**Public Comments:** No public comment(s) provided

**Motion:**

Mark Hastings: Motion to elect Linda Kaye Rogers as President, Jimmy Skipton as Vice President and Mark Hastings as Secretary/Treasurer.  
Doc Jones: Seconded  
Jimmy Skipton: Legislation on funding may not happen if Linda Kaye Rogers is Board President.  
Linda Kaye Rogers: A resolution is for me to step back and let the District's General Manager and Mark Hastings Secretary/Treasurer work with legislation on funding.  
Jimmy Skipton: It's my understanding that if Linda Kaye is the Board President funding through legislation will likely not happen.  
Linda Kaye Rogers: If that is the case then I consider that a violation of the 1<sup>st</sup> Amendment, Freedom of Speech.  
Vote: 3-2 In Favor (Linda Kaye Rogers, Mark Hastings & Doc Jones) Against (Jimmy Skipton & Greg Nesbitt)

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Item #7 – Update on Onion Creek Project Phase II

**Public Comments:** No public comment(s) provided

**Board & Staff:**

- Jeff Watson:
- Provided a presentation to the Board and Public regarding the Onion Creek Project. Presentation included Unit 3 Mapping, Ongoing Tasks, Deliverables and Structural Cross Section.
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Item #8 – Support TNR Guiding Principles for Southwest Travis County GCD – List of Guiding Principles distributed to the BOD

**Public Comments:** No public comment(s) provided

**Board & Staff:**

- Linda Kaye Rogers:
- The Transportation and Natural Resources Department recommends that the Travis County Commissioners Court adopt guiding principles as it considers support of creating a GCD in the Hill Country PGMA, particularly in southwest Travis County.
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**Motion:**

Linda Kaye Rogers: Write a letter in support of the 9 Guiding Principles to submit to the Travis County Commissioners Court.  
Mark Hastings: Seconded  
Jimmy Skipton: Will be voting "No" due to items #5 and #8. I do not support entering private property without permission from the owner. Not in favor of combining Southwest Travis County PGMA with Hays Trinity Aquifer I support local control.  
Linda Kaye Rogers: Amend motion to: Write a letter in support of the 9 Guiding Principles, excluding item #5. State in the letter that HTGCD does not support entering private property without permission.  
Mark Hasting: Amend my second  
Vote: 3-2 In Favor (Linda Kaye Rogers, Mark Hastings & Doc Jones) Against (Jimmy Skipton & Greg Nesbitt)

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Item #9 – TWDB Meeting: Legislation update

**Public Comments:** No public comment(s) provided

**Board & Staff:**

- Linda Kaye Rogers:
- Would like to attend the TWDB meeting regarding Legislation Update being held January 23-25<sup>th</sup>, 2017 in Austin.
  - Request that the District pay a portion or the entire registration fee of \$425

**Motion:**

Greg Nesbitt: Approve the payment of the registration fee for Linda Kaye to attend the TWDB meeting in January.  
Jimmy Skipton: Seconded  
Vote: 5-0 In Favor (Linda Kaye Rogers, Jimmy Skipton, Mark Hastings, Greg Nesbitt & Doc Jones)

8:17 p.m.: Break

8:21 p.m. Reconvene Hearing

Item #10 – Ratify HTGCD Staff Bonuses

8:21 p.m.: Adjourn Into Executive Session

8:30 p.m.: Reconvene From Executive Session

**Board & Staff:**

Linda Kaye Rogers:  
o No action taken during Executive Session

**Motion:**

Mark Hasting: Approve the following bonuses \$500 for Rick Broun, \$400 for Tressy Gumbert and \$100 for Jeff Watson  
Greg Nesbitt: Seconded  
Vote: 5-0 In Favor (Linda Kaye Rogers, Jimmy Skipton, Mark Hastings, Greg Nesbitt & Doc Jones)

**Board & Staff:**

Jimmy Skipton:  
o Al is a huge asset to the District and deserves to be recognized. He is very humble and not comfortable accepting any type of bonus.

**Motion:**

Jimmy Skipton: Name the first District owned monitoring well the "Al Broun Well" and place on the well a plaque with his name on it.  
Greg Nesbitt: Seconded  
Vote: 5-0 In Favor (Linda Kaye Rogers, Jimmy Skipton, Mark Hastings, Greg Nesbitt & Doc Jones)

**Future Agenda Items:**

o Next Regular Board Meeting December 14, 2016

8:43 p.m. Meeting Adjourned

Approved: Linda Kaye Rogers , President: 1-18-2016  
Linda Kaye Rogers

Approved: Mark Hastings , Secretary/Treasurer 1-18-2016  
Mark Hastings