



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

Date: Thursday, November 18, 2010
Time: 4:00 pm
Place: Wimberley Community Center
Located: 14068 Ranch Road 12, Wimberley, Texas 78676

4:15 pm: Regular Meeting Opens

Board Present: Jimmy K. Skipton-President, David G. Baker-Vice President, Mark A. Key-Secretary/Treasurer, Greg F. Nesbitt, Joan S. Jernigan

Staff Present: Rick D. Broun-General Manager, Tressy Gumbert – Administrative Assistant

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

- **Board Roll Call:**
 - Rick D. Broun:
 - Roll Call was taken, a quorum was present and all Board Members were in attendance
- **Review of Board Meeting Protocol:**
 - Jimmy K. Skipton:
 - Announced protocol to audience
 - Reviewed Public Comment Card procedure
- **Consider approval of prior meeting Minutes:**
 - Tressy Gumbert:
 - Jimmy Skipton and Mark Key signed October 21 Meeting Minutes
- **Financial Report:**
 - Mark Key:
 - Announced identity theft of a board member resulting in bank fraud.
 - Rick Broun:
 - Reported there is an on-going investigation on the theft of \$17,529.21 taken from the district's bank account. (note: The theft had nothing to do with HTGCD's accounting procedures. The money has since been returned to the district's bank account)
- **General Manager's Report of Activities:**
 - Rick Broun:
 - Announced Groundwater 101 training completion
 - Received Hays County award Q1
 - Received State Office of Administration Hearings letter and return due date
 - Announced completion of 10 1-year renewal permits
 - Updated District's Verizon billing
 - Received updates from the Texas Water Development Board on District Management Plan
- **Acknowledgment of Bank Reconciliations:**
 - Rick Broun:
 - Presented October 2010 bank statements for Mark Key to sign
- **Board & Staff Announcements:**
 - Greg Nesbitt:
 - Requested new agenda item - better banking and office security
 - Jimmy Skipton:
 - Presented disturbing email from public
- **Public Comments: Non-Agenda Items**

The following people presented: Jim McMeans, Donna Williams, Cynthia Marion, Bruce Turbow, Dick Kallerman, Richard Sullivan, Janette Barlow, Andrew Backus, Chuck Morrow, Ed Pope, Bill Davis and Susan Nilly

Agenda Items:

1. **Presentation on the Desired Future Conditions (DFC):**

Public Comments:

The following people presented: Elizabeth McGreevy, Roberta Schoemacher-Beal, David Glenn and Jim McMeans

Board:

- David Baker
- o Defined DFC for everyone.
 - o Commented on the calculation of the Managed Available Groundwater (MAG) done by the Texas Water Development Board (TWDB).
 - o Urged the board to reconsider the 30 foot Desired Future Condition (DFC)
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2. Discuss and possible action on the Desired Future Conditions (DFC) GMA9:

Public Comments:

The following people presented: Jim McMeans, Joe Day, Commissioner Will Conley, and Linda Rogers

Board:

- Jimmy Skipton
- o Citizens can go to the Texas Water Development Board (TWDB) with issues.
 - o GMA 9 voted for the 30 foot drawdown, this board cannot change it.

Motion:

David Baker: Lower the Desired Future Condition (DFC) to scenario 4: 0-5 foot.
Joan Jernigan: Seconded motion
Vote: 3-2 Against (Jimmy Skipton, Mark Key and Greg Nesbitt)

Motion:

Mark Key: Reaffirm decision of GMA 9 for 30 foot drawdown.
Greg Nesbitt: Seconded motion
Vote: 3-2 In favor (Jimmy Skipton, Mark Key and Greg Nesbitt)

Motion:

David Baker: Approach Texas Water Development Board to request GAM runs using 25, 20, 15, 10, 5, 0, -5, -10, -15, -20, and -25 foot draw downs to compare them to a 30 foot draw down.
Jimmy Skipton: Seconded motion
Vote: 4-1 In favor (Jimmy Skipton, Joan Jernigan, David Baker, and Greg Nesbitt)

3. Discuss and possible action concerning an Education video:

Public Comments:

The following people presented: Roberta Schoemacher-Beal, Jane Little and Alice Whiteman

Board:

- Joan Jernigan
- o Surveys to Dripping Springs and Wimberley teachers to find out what they would like to see covered in an educational DVD/video.
 - o Erica Fick's video has been reviewed, Joan would like to hire Erica on a contract basis pending future funding and advisory board objectives.

Motion:

Joan Jernigan: Make an offer for a consulting position to Erika Fick and for Erika to bring back a budget to the board.
David Baker: Seconded motion
Vote: 5-0 All in favor

4. Discuss and possible action concerning Appreciation Awards:

Public Comments:

None

Motion:

David Baker: Get Al Broun an IPAD for his work in the District.
Jimmy Skipton: Seconded motion
Vote: 5-0 All in favor

5. Discuss and possible action on Aqua Texas/Woodcreek agreement Plan:

Public Comments:

The following people presented: Linda Lang, Glenn Lewis, Linda Rogers, Jim McMeans, Richard Sullivan, Roger Kew and Andrew Backus

Board:

- Jimmy Skipton
- Discussed Aqua's proposal.
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6. Discuss and possible action on Aqua Texas 3-Year Permit:

Board:

- Jimmy Skipton
- Withdrew agenda item.
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7. Discuss and possible action on Wimberley WSC 3-Year Permit:

Public Comments:

The following people presented: Jim McMeans, Jack Holland, Joe Day, Linda Rogers, Roger Kew, Tom Haley, Andrew Backus, Commissioner Will Conley, and Susan Zimmerman

Board:

- Mark Key
- Current rule allow 1-3 year permits.
 - History of line loss of 10-11%
- Jimmy Skipton
- WWCS has done a great job.
 - A 3-year permit will help with growth.
 - No action needs to be taken as this is an agenda item not a hearing item.
- David Baker
- Managed Available Groundwater (MAG) needs to come back and Management Plan needs to be approved before issuing 3-year permits.
 - Put together a workshop to work out an allocation schedule.
 - Issue a reasonable use permit.
- Joan Jernigan
- Consider 1-year permit at this time.
-

8. Discuss and possible action on Dripping Spring WSC Permit:

Public Comments:

Joe Day – Presented

Board:

- Jimmy Skipton
- Lawsuit is ongoing no settlements.
- David Baker
- Commented on pipeline.
 - Why are they pumping groundwater when they have surface water?
- Greg Nesbitt
- LCRA asked DSWSC to limit pumping from Lake Travis.

Motion:

Joan Jernigan: Abate the lawsuit for another 6 months.
Mark Key: Seconded motion
Vote: 4-0 in Favor, 1 Abstains (David Baker)

Public Comments:

The following people presented: Linda Lang, Glenn Lewis, Linda Rogers, Jim McMeans, Richard Sullivan, Roger Kew and Andrew Backus

Board:

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9:05 pm – Hearing Opens:

1. Discuss and possible action on FY 2011 Budget:

Public Comments:

Roger Kew – Suggested that we work with water system corporations to come up with fund raisers.

Board:

David Baker
o Would like more money allocated to legal expenses.

Motion

Jimmy Skipton: Approve 2011 Budget.
Mark Key: Seconded motion
Vote: 5-0 All in Favor

2. Discuss and possible action on Notice of Violations:

Public Comments:

None

a. Signal Hill Water System #24

Rick Broun
o Presented facts to the Board concerning the system leaks and plans to correct

Motion

Jimmy Skipton: Re-address on January 31, 2011.
Mark Key: Seconded motion
Vote: 5-0 All in Favor

b. Cielo Azul Ranch

Rick Broun
o Presented facts to the Board concerning the system

Motion

Mark Key: Review Mr. Garza's system in January, 2011.
Greg Nesbitt: Seconded motion
Vote: 5-0 All in Favor

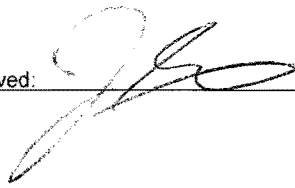
c. Mountain Crest Water Company

Rick Broun
o Presented facts to the Board concerning the system

Motion

Jimmy Skipton: Leak detection done on entire system by January 31, 2011 and report findings to General Manager (Rick Broun) .
Mark Key: Seconded motion
Vote: 5-0 All in Favor

9:30 pm: Hearing closed
9:32 pm: Meeting Adjourn

Approved:  .President: 12-16 .2010

Approved: Mark L .Secretary/Treasurer 12/16 .2010