

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

Date: Thursday, May 19, 2011

Time: 6:00 pm

Place: Dripping Springs City Hall

Located: 511 Mercer Street, Dripping Springs, Texas 78620

**6:00 pm: Regular Meeting Opens**

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

**Board Absent:** David Baker-Vice President

**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

• **Review of Board Meeting Protocol:**

Jimmy Skipton:

- Explained meeting protocol to audience

• **Consider approval of prior meeting Minutes:**

Tressy Gumbert:

- Jimmy Skipton and Mark Key approved and signed Meeting Minutes for March 31, April 7, & April 25, 2011.

• **Monthly Financial Report & Budget to Actual Report:**

Rick Broun:

- Presented YTD Financial Report. Mark Key reviewed and signed off on report.
- Presented Budget Vs. Actual Report. Mark Key reviewed and signed off on report.

• **General Manager's Report of Activities:**

Rick Broun:

- Texas Water Development Board (TWDB) has approved the District's Management Plan and will be sending a Recognition of Achievement document to the District.
- District staff completed May's monitor run on Monday, May 16<sup>th</sup> and Tuesday, May 17<sup>th</sup>, 2011.
- Well water levels are down an average of 1 to 4 feet.
- The Wimberley View & News-Dispatch ran A Drought "Alarm Stage" article written by Rick Broun.
- Work has begun on the Water Educational Tool (WET)
- The Hays County Grant proposal will be updated and hand delivered to the Hays County Auditor's office on Friday, May 20, 2011.
- There were 9 new well registrations for April, 27 YTD, and 22 YTD public water connections.

• **Acknowledgment of Bank Reconciliations and Monthly Invoices:**

Rick Broun:

- Mark Key has reviewed and signed off on April 2011 bank statements and monthly invoices.

• **General Comments from Board & Staff:**

Jimmy Skipton:

- Read aloud the email received from David Baker concerning HB3865

Al Broun:

- Work continues on GeoExchange Well rules with possible completion sometime in June.

Rick Broun:

- Presented an Appreciation Award to David Baker for his service on the District Board

• **Public Comments: Non-Agenda Items**

The following presented: Roger Kew

**Agenda Items:**

**1. Canvass the May 14, 2011 Election Returns sent to us by Hays County**

Jimmy Skipton:

- o presented official voting numbers from Hays County Election Administrator
- o Asked the public if a request for a recount was wanted?

**Motion**

Joan Jemigan: Accept results as read and canvass election

Jimmy Skipton: Seconded motion

Vote: 4-0 in Favor (Jimmy Skipton, Mark Key, Greg Nesbitt, & Joan Jemigan)

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**2. A. Installation of newly elected Board Members**

Judge Terry Kyle

- o Swears in Ed Pope District 4 and Greg Nesbitt District 2

New Board Members sign all Filing Form requirements

Rick Broun:

- o Presents to new Board required training on Public Information Act, Open Meetings Act, Training to be found: [www.oag.state.tx.us/open/og\\_training.shtml](http://www.oag.state.tx.us/open/og_training.shtml) . Ground Water 101 Training by Texas Water Development Board to be announced at a later date.
- o Presents New Board Member with HTGCD Bylaws, Management Plan, Rules, Rule 9 and Chapter 36

**B. Officer Elections pursuant to Hays Trinity Groundwater District Bylaws**

**Motion**

Mark Key: Nominate Jimmy Skipton as President

Greg Nesbitt: Seconded motion

Vote: 5-0 in Favor (Jimmy Skipton, Mark Key, Greg Nesbitt, Joan Jemigan, & Ed Pope)

**Motion**

Jimmy Skipton: Nominate Greg Nesbitt as Vice President

Mark Key: Seconded motion

Vote: 5-0 in Favor (Jimmy Skipton, Mark Key, Greg Nesbitt, Joan Jemigan, & Ed Pope)

**Motion**

Greg Nesbitt: Nominate Mark Key as Secretary/Treasurer

Jimmy Skipton: Seconded motion

Vote: 5-0 in Favor (Jimmy Skipton, Mark Key, Greg Nesbitt, Joan Jemigan, & Ed Pope)

**Public Comments:**

No public comments provided

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**3. Discuss and Possible action on District Education Committee – Joan Jemigan and Mark Key**

- o Proposed Video Production

**Board:**

Joan Jemigan

- o Spoke with County Commissioner Court, money was not ear-marked for education.
- o Presented a 3 minute video produced by Mr. Zupancic.
- o Wishes to hire Gary Zupancic to create water education video.
- o Presented the breakdown of goals, objectives, activities, evaluation and contract reimbursement for the video.

Jimmy Skipton

- o Believes the video should go out for bid process.
- o Supports the creation of the Water Education Tool (WET)

Mark Key

- o Supports Dr. Jemigan in the creation of the video, doesn't want the district to live in fear of being sued.

Greg Nesbitt

- o District is a public entity therefore feels it is necessary to solicit bids for the video production.
- o Wants the District to remain viable therefore doesn't support spending funds on video at this time.

Ed Pope

- Supports creation of the video. The District is obligated to provide education to the public.
- Dr Jernigan did a great job at outlining the goals, objectives, evaluation, and timeline of the video.

**Motion**

Mark Key: Allocate the initial \$3000 to begin contract for video production

Ed Pop: Seconded motion

Vote: 3-2 in Favor (Mark Key, Joan Jernigan, and Ed Pope) Opposed (Jimmy Skipton and Greg Nesbitt)

**Public Comments:**

The following presented: Linda Kay Rogers and Bill Davis

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**4. Discuss and Possible Action on Adopting Resolution For or Against SB1901 & HB3865**

- SB 1901 filed 04-11-2011 by Wentworth
- HB 3865 filed 05-03-2011 by Isaac
- The last day for the House to consider a Local Senate bill is Wednesday, May 25<sup>th</sup>.

**Board:**

Jimmy Skipton

- Supports HB3865. Does not support SB1901
- Doesn't agree with David Baker's email in regard to HB3865.

Mark Key

- Supports HB3865.
- Moving Board Members to 4 year terms will save the District money.
- Not in favor of raising fees.

Ed Pope

- HB3865 makes some movement towards improvement.
- Does not agree with the stated 15,000 gallons it should be less than that
- Supports 4 year terms for Board Members.
- Increases in connection fees have a look and feel that it would generate more money for the District, but in reality it has us relying on the drilling of more wells.

**Motion**

Jimmy Skipton: Adopt a resolution in favor of HB3865.

Mark Key: Seconded motion

Vote: 3-2 in Favor (Jimmy Skipton, Mark Key, and Ed Pope) Opposed (Joan Jernigan and Greg Nesbitt)

**Motion**

Ed Pope: Table SB1901.

Mark Key: Seconded motion

Vote: 4-1 in Favor (Mark Key, Greg Nesbitt, Joan Jernigan, and Ed Pope) Opposed (Jimmy Skipton)

**Public Comments:**

The following presented: Roger Kew, Jim McMeans and Bill Davis

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**7:20 Break**

**7:35 Reconvene**

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**5. Discuss and Possible Action on District's 2012 Budget for Hays County Grant Fund -- Rick Broun**

- Presented the preliminary/proposed 2012 Budget to the Board

**Motion**

Jimmy Skipton: To request \$185,000.00 from Hays County

Greg Nesbitt: Seconded motion

Vote: 5-0 All in Favor (Jimmy Skipton, Mark Key, Joan Jernigan, Greg Nesbitt and Ed Pope)

May 19, 2011 Board Minutes continued

**Public Comments:**

No public comments provided

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**6. Discuss and Possible Action on Completing Audit Letters – Rick Broun**

- 2010 District Board Members have completed letters.
- Still waiting on 2 – 2009 Board Members to complete letters.

**Public Comments:**

No public comments provided

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**7. Discuss and Possible Action on Redistricting Committee – Jimmy Skipton**

- Spoke with Joyce Cowan in regards to redistricting.
- We will start the redistricting by reviewing maps to split population out by district.

**Public Comments:**

No public comments provided


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**Future Agenda and other items**

- Mark Key – Thanked the staff for a smooth 2011 Election.
- Next Board meeting is scheduled for June 16, 2011. Location to be announced at a later date.

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**7:42 p.m. Meeting Adjourned**

Approved:  \_\_\_\_\_, President: 7-21-11 \_\_\_\_\_, 2011

Approved:  \_\_\_\_\_, Secretary/Treasurer: 7-21 \_\_\_\_\_, 2011