

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

Date: Thursday, December 15, 2011  
Time: 6:00 pm  
Place: Wimberley Community Center  
Located: 14068 RR 12, Wimberley, Texas 78676

### 6:03 pm: Regular Meeting Opens

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

**Board Absent:** Joan Jemigan

**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 November 17, 2011.
- **Monthly Financial Report & Budget to Actual Report:**
  - Rick Broun:
    - Mark Key reviewed and signed off on the Financial and Budget to Actual reports.
- **General Manager's Report of Activities:**
  - Rick Broun:
    - Staff has completed half of the December monitor run the other half will be completed tomorrow, December 16.
    - The transition to end permits on December 31, 2011 has been a success.
    - District staff attended the Open Government Conference on December 5, 2011
    - In November there were 9 Public Water Connections and 7 Well Registrations.
    - The 2011 annual report will be tabled until January's Board meeting this will allow a clear picture of the volume of groundwater produced and a complete financial review.
    - District videos have been completed and are now available on our website, see our Home Page or Public Education page for the video links.
    - Reminded the Board if they attend any meetings, tours, events, or lectures concerning groundwater they need to inform staff.
    - The District encourages the use of rainwater collection systems and promote artificial recharge of the aquifer through such means as proper brush management and re-establishing deep rooted native grasses
- **Acknowledgment of Bank Reconciliations and Monthly Invoices:**
  - Rick Broun:
    - Mark Key has reviewed and signed off on November 2011 bank statements and monthly invoices.
- **General Comments from Board & Staff:**
  - Mark Key:
    - Congratulated the Dripping Springs Tigers and Wimberley Texans.
  - Jimmy Skipton:
    - The City of Wimberley is working on a resolution against groundwater drawdown.
  - Al Broun:
    - Presented report on the Jollyville Transmission Main tunnel.
    - Water will be pulled from Lake Travis into a City of Austin Water Treatment plant. A tunnel, approximately 6 miles long, will be used to transmit the water from the water treatment plant to a reservoir in Jollyville.
    - Al has investigated the deepest borehole of several drilled, it was at 550 foot.
    - The tunnel will be 10' in diameter the water pipe extending through the tunnel will be 7'.
    - Approximate cost: tunnel-a hundred million, treatment plant-four hundred million.
    - Amount of water: fifty million gallons a day building up to three hundred million gallons a day.

- **Public Comments: Non-Agenda Items**  
The following presented: Andrew Backus

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**6:20 pm Hearing Opens**

**Hearing Item:**

Discuss and Possible Actions on:

**A. Camp Young Judaea**

- Permittee requesting increase in permit production from 8 acre-feet to 13 acre-feet
- Review Check-List requirement completeness

**Public Comments:**

The following presented: Joyce Hart – opposed to permit increase, Jane Benson – opposed to permit increase, Pokey Rehmet – presented a letter on behalf of Johanna Smith filing a contested case against the permit increase, Malcolm Harris, Attorney at Law – Appearing for Protestants WWA and Johanna Smith requesting a contested case against permit increase.

**Board & Staff:**

Jimmy Skipton

- Once a contested case is filed the hearing must be closed.
- Contested case standing will be decided at the next regularly scheduled Board Meeting.

**6:32 Hearing Closed**

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**6:32 Break**

**6:35 Reconvene**

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**Agenda Items:**

Discuss and Possible Actions on:

1. **Item #1: Rule Committee**
  - Update on progress

**Board & Staff:**

Ed Pope

- Process is going well.
- Committee has reviewed three rules.
- Committee is not re-writing rules, we are reviewing, correcting, editing, making the rules easier to read and understand.

Jimmy Skipton

- Andrew Backus has attended and been very helpful during the meetings.
- Committee members are showing up and working well together.
- Rules will be up for public review after they have been reviewed and revised by the Rule Committee.

**Public Comments:**

The following presented: Linda Kay Rogers & Jimmy Skipton IV

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2. **Item #2: GMA 9**

- Update on DFC Petition with Texas Water Development Board (TWDB)

**Board & Staff:**

Jimmy Skipton

- Waiting for TWDB to report to GMA9 on the Hearings regarding the 30 foot drawdown
- During today's GMA 9 meeting, approval from the TWDB to release the District from GMA10 was to be discussed.

**Public Comments:**

None provided

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**3. Item #3: Annual Report Presentation**

- Review 2011

**Public Comments:**

None provided.

**Motion**

Jimmy Skipton: Table item 3: Annual Report Presentation until the next scheduled Board Meeting.

Greg Nesbit: Seconded motion

Vote: 4-0 in Favor (Jimmy Skipton, Mark Key, Greg Nesbitt and Ed Pope)

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**4. Item #4: Update on Dripping Springs Water Supply Corp(DSWSC) permit with HTGCD**

**Board & Staff:**

Jimmy Skipton

- The dialog between the District and DSWSC has been good.
- Nothing to bring to the Board as of yet.
- DSWSC spoke with TCEQ in reference to requirements.

Al Broun

- The District finally received a Geophysical log on DSWSC well #3
- The District asked for the log several times in the past but because of ongoing litigations DSWSC would not supply the log to the District.

**Public Comments:**

None provided.

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**5. Item #5: Resolution 20111215**

- During Board approved Drought Stages:
  1. No new Non-Exempt Permits
  2. No Permit Production Increases

**Board & Staff:**

Ed Pope

- A moratorium should exist during a drought.
- No new permits or increases in production should be granted during a drought.
- The Board should set trends in terms of sending out the message that they are serious about managing and being conservative of the aquifers.

Al Broun

- A committee is working on identifying better triggers.
- Triggers are currently tied to the Blanco and Pedernales Rivers with the Mount Baldy and Henley Church wells to serve as trigger guides.
- Rivers can take a long time to recover where wells may be in a position to continue to pump.
- Observation shows that water level drops at a lower angle but recovers sharply; triggers need to compensate for that.

Jimmy Skipton

- According to section 1 of the Resolution, it would still be possible to get a permit.
- If the Resolution is approved the existing Moratorium would come before the Board for discussion and action on removal.

Mark Key

- Likes this Resolution better than the existing Moratorium.

**Public Comments:**

The following presented: Susan Cook – point of information, Richard Sullivan, Garrett Allan, Bill Davis, and Susan Marx

**Motion**

Ed Pope: Approve Resolution No. 20111215 A Resolution of the Hays Trinity Groundwater Conservation District Concerning Processing New Non-Exempt Permit Applications and Concerning Processing Permit Renewal Application Increases.  
Mark Key: Seconded motion  
Vote: 4-0 in Favor (Jimmy Skipton, Mark Key, Greg Nesbitt and Ed Pope)

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- 6. Item #8: Guidebook 33 / Austin Geological Society**
- Reviewing quantities required by the District to order.

**Board & Staff:**

- Al Broun
- The Guidebooks are \$35.00 each.

**Public Comments:**

No public comments provided

**Motion**

Jimmy Skipton: Purchase ten (10) Guidebooks.  
Mark Key: Seconded motion  
Vote: 4-0 in Favor (Jimmy Skipton, Mark Key, Greg Nesbitt and Ed Pope)

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- 7. Item #6: Update on lawsuit: Plaintiffs vs. HTGCD**
- Wimberley Valley Watershed Association
  - Johanna L. Smith, H.K. Acord, Janet Acord, James R. McMeans and David Glenn

**Board & Staff**

- Jimmy Skipton
- Lawsuit is ongoing.
  - District has spent \$13,791.60 in legal fees.

**Public Comments:**

No public comments provided

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- 8. Item #7: Blue Hole Park / City of Wimberley / Wimberley Water Supply Corp**
- Use of 700,000 gallons for landscaping during Board approved drought stage conditions.

**Board & Staff:**

- Jimmy Skipton
- The City of Wimberley used 700,000 gallons of water to water landscaping and to establish St. Augustine grass at Blue Hole Park.
  - The City wants to uncap the Blue Hole well and use it for irrigating soccer fields.
  - The City has not completed a permit application for the Blue Hole well.
  - The Blue Hole well is within Joan Jernigan's precinct.
- Mark Key
- Issue is between the City of Wimberley and Wimberley Water Supply Corp. (WWSC) the District Board shouldn't interfere.
  - In favor of uncapping the Blue Hole well and using it for irrigation purposes.
- Ed Pope
- Agrees that the issue is between the City of Wimberley and WWSC however feels that it is ok for the District to express their concerns.
- Al Broun
- When the Blue Hole well was originally drilled surrounding wells lost water production.
  - The District can request that the City have testing done on the Blue Hole well.

**Public Comments:**

The following presented: Susan Cook, Linda Kay Rogers, Bill Davis, Richard Sullivan and Garret Allan

**Motion**

Jimmy Skipton: Table issue until Joan Jemigan is in attendance.  
Ed Pope: Seconded motion  
Vote: 4-0 in Favor (Jimmy Skipton, Mark Key, Greg Nesbitt and Ed Pope)

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**9. Item #9: Update on District Vehicle**

**Board & Staff**

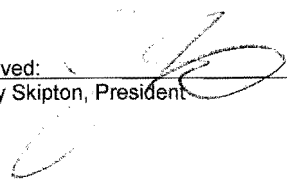
Rick Broun  
o Vehicle has been ordered.

**Public Comments:**

No public comments provided

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**7:40 p.m. Meeting Adjourned**

Approved:   
Jimmy Skipton, President

Date: 2-8-12, 2012

Approved:   
Mark Key, Secretary/Treasurer

Date: 2-8-12, 2012