Hays Trinity Groundwater Conservation District

Notice of Open Meeting/Public Hearing of the Hays Trinity Groundwater Conservation District

Date: Wednesday, February 8, 2012
Time: 5:00pm
Place: Dripping Springs City Hall
Located: 511 Mercer Street, Dripping Springs, TX. 78620

The Board of Directors of the Hays Trinity Conservation District reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on this agenda, as authorized by the Texas Government Code Chapter 551 including Section 551.071 (Consultation with Attorney) and Section 551.074 (Personnel Matters). No final action or decision will be made in Executive Session. Agenda items may be taken in any order at the discretion of the Board.
HTGCD agendas and meeting minutes have been posted on our website, www.haysgroundwater.com, under Quick Links/Calendar Meetings

Board Members:
District 1- Jimmy Skipton-President
District 2- Greg Nesbitt-Vice President
District 3- Mark Key-Secretary/Treasurer
District 4- Ed Pope
District 5- Joan Jernigan

Staff:
General Manager: Rick Broun
Administrative Assistant: Tressy Gumbert
District Geologist: Al Broun P.G. 4845

5:00 pm: Regular Meeting Opens

- Roll Call (Rick Broun)
- Review of Board Meeting Protocol (Jimmy Skipton)
- Consider approval of prior meeting Minutes (Tressy Gumbert)
- Approval of Monthly Financial Report & Budget to Actual Report (Rick Broun / Mark Key)
- General Manager's Report of Activities (Rick Broun)
- Acknowledgement of Bank Reconciliations & Monthly Invoices (Rick Broun / Mark Key)
- General Comments from Board & Staff with no discussion or possible action
- Public Comments: Concerning Non-Agenda Items, 3 minutes each

Agenda Items: Public Comments will be heard prior to Board review, 3 minutes each

Discuss and Possible Action on:

1. **Rule Committee……..Ed Pope / Jimmy Skipton**
   - Update on progress
2. **GMA 9…… Jimmy Skipton**
   - Update on DFC Petition with Texas Water Development Board
3. **Annual Report Presentation……..Rick Broun**
   - Review 2011
4. **Update on Dripping Springs Water Supply Corp permit with HTGCD……..Jimmy Skipton**
5. **Replace Resolution 20080424 with newly passed Resolution 20111215…..... Mark Key**
6. **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

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

8. **Blue Hole Well Registration.....Jimmy Skipton**
   - Application for an existing monitoring well to become an irrigation well
   - Well is not currently in operation

9. **New ORDER 153.....Rick Broun**
   - Determining the District's Records Management Policy

10. **New ORDER 154.....Rick Broun**
    - Affirming 2012 Budget

11. **Lower Trinity telemetry well: health & condition of the aquifer .....Rick Broun**
    - Investing in technology to transition quarterly data to daily data on District website
    - Possible locations: Whisenant & Lyle and or Jennings well

12. **Review Rules Committee progress with Greg Ellis.....Jimmy Skipton**
    - Confirm, guide and make suggestions from legal standpoint
    - Executive session may be required

13. **Update from Greg Ellis on all on-going lawsuits and District legal matters.....Jimmy Skipton**
    - Executive session may be required

Pre-Hearing Conference: Public Comments will be heard prior to Board review, 3 minutes each

A. **Camp Young Judaea..... Jimmy Skipton**
   - Board to hear previously contested appeals to qualify for standing from: Johanna L. Smith and Wimberley Valley Watershed Association
   - Applicant requested an increase in production on their one-year permit from 8 acre-feet to 13 acre-feet

Hearing Item: Public Comments will be heard prior to Board review, 3 minutes each

Discuss and possible action on:

B. **JP & LP Rentals LLC..... Ed Pope**
   - Permittee requesting a one-year permit to produce 2 Acre feet, according to Resolution 20111215
   - Project has 6 homes (each containing two bedrooms, one bath) and 1 workshop on site
   - Location: Near intersection of RR12 and Brownson Ln

Adjournment

The Hays Trinity Groundwater Conservation District is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal opportunity for effective communications will be provided upon request. Please contact the District office at 512-858-9253 at least 24 hours in advance if accommodation is needed.

The District will accept written comments two (2) days prior to the scheduled Board meeting. Hearing item proposals may be reviewed or copied at the District office.

This notice has been posted on a bulletin board at a place convenient to the public in the Hays County Courthouse and outside the main entrance to the District offices not less than three (3) days prior to the scheduled meeting in accordance with the provisions of the Texas Open Meetings Act, Chapter 551, Government Code

Posted by: Rick Broun

Center Lake Business Park 14101 Hwy 290 W, Bldg 100, Ste #212, Austin, Texas 78737
Mail: P.O. Box 1648 Dripping Springs, TX 78620
E-mail: manager2@haysgroundwater.com Phone: 512-858-9253 Fax: 512-858-2384 website: www.haysgroundwater.com

ORDER NO. 153

HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT

Hays County, Texas

ORDER DETERMINING THE DISTRICT'S RECORDS MANAGEMENT POLICY

WHEREAS, Title 6, Subtitle C, Local Government Code (Local Government Records Act), provides that each local government must establish an active and continuing records management program; and

WHEREAS, the Hays Trinity Groundwater Conservation District desires to adopt a plan for that purpose and to prescribe policies and procedures consistent with the Local Government Records Act and in the interests of cost-effective and efficient record keeping;

NOW THEREFORE, BE IT ORDERED:

SECTION 1. DEFINITION OF RECORDS OF THE HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT. All documents, papers, letters, books, maps, photographs, sound or video recordings, microfilm, magnetic tape, electronic media, or other information recording media, regardless of physical form or characteristic and regardless of whether public access to it is open or restricted under the laws of the state, created or received by the Hays Trinity Groundwater Conservation District or any of its officers or employees pursuant to law or in the transaction of public business are hereby declared to be the records of the Hays Trinity Groundwater Conservation District and shall be created, maintained, and disposed of in accordance with the provisions of this ordinance or procedures authorized by it and in no other manner.

SECTION 2. RECORDS DECLARED PUBLIC PROPERTY. All records as defined in Section 1 of this plan are hereby declared to be the property of the Hays Trinity Groundwater Conservation District. No official or employee of the Hays Trinity Groundwater Conservation District has, by virtue of his or her position, any personal or property right to such records even though he or she may have developed or compiled them. The unauthorized destruction, removal from files, or use of such records is prohibited.

SECTION 3. POLICY. It is hereby declared to be the policy of the Hays Trinity Groundwater Conservation District to provide for efficient, economical, and effective controls over the creation, distribution, organization, maintenance, use, and disposition of all records of this office through a comprehensive system of integrated procedures for the management of records from their creation to their ultimate disposition, consistent with the requirements of the Local Government Records Act and accepted records management practice.

SECTION 4. RECORDS MANAGEMENT OFFICER. The Administrative Assistant, will serve as records management officer for the Hays Trinity Groundwater Conservation District as provided by law and will ensure that the maintenance, destruction, electronic storage, or other disposition of the records of this office are carried out in accordance with the requirements of the Local Government Records Act.

SECTION 5. RECORDS CONTROL SCHEDULES. Appropriate records control schedules issued by the Texas State Library and Archives Commission shall be adopted by the records management officer for use in Hays Trinity Groundwater Conservation District, as provided by law. Any destruction of records of the Hays Trinity Groundwater Conservation District will be in accordance with these schedules and the Local Government Records Act.

_____ _____

Jimmy Skipton
HTGCD Board President

Date

_____ _____

Mark Key
Board Secretary

Date

ORDER NO. 154

HAYS TRINITY GROUNDWATER §
CONSERVATION DISTRICT §

2012 Budget

At its February 8, 2012 Board meeting, the Hays Trinity Groundwater Conservation District (District) Board of Directors, approved the 2012 Budget.

The proposal becomes effective and final on the date the President of the District signs the order.

SIGNED AND ENTERED THIS ____ DAY OF _____, 2012.

_____

Jimmy Skipton
President
Hays Trinity Groundwater Conservation District

Attested by:

_____

Rick Broun
General Manager

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

WHEREAS, the Hays Trinity Groundwater Conservation District (District) has as its purpose the conservation, preservation and protection of the Trinity Aquifer in western Hays County; and

WHEREAS, the District reviews local drought condition triggers of the Pedernales and Blanco River as well as the U.S. Drought Monitor to determine drought stages; and

WHEREAS, the Board of Directors enacts drought stages according to District triggers which are announced and are readily available to the public; and

WHEREAS, drought stages in which the Board declares are listed as: Alarm, Critical and Emergency Stages.

NOW, THEREFORE, BE IT RESOLVED:

1. During a Board approved drought stage, Alarm, Critical or Emergency, no new non-exempt permit application will be processed unless the application is presented to the Board of Directors at a hearing and adheres to requirements listed on subsection #5 below.

2. During a Board approved drought stage, Alarm, Critical or Emergency, no renewal permit application for production increase will be processed. Only administratively complete applications which do not require production increases will be processed.

3. Once the Board approves and declares the District is out of drought stage Alarm, non-exempt permit applications can be received by District staff and processed for administrative completeness.

4. Once the Board approves and declares the District is out of drought stage Alarm, renewal permit applications requesting production increases can be received by District staff and processed for administrative completeness.

5. The Board of Directors has the option to hear One-Year Non-Exempt Permit applications. Permits are subject to the following requirements:
    - One-Year Permit; and
    - All District Rules and requirements must be followed and be administratively complete prior to Board review; and
    - 264 gallons per day (96,360 gallons per year) for each completed home or;
    - 264 gallons per day (96,360 gallons per year) for commercial purposes.
      .....330 gallons – 20% = 264 gallons.....

6. This resolution will begin on the date that the Board President signs below.

PASSED AND APPROVED on this 15 day of DECEMBER, 2011.

By: _____
Board President,
Jimmy Skipton

ATTEST: _____
General Manager,
Rick Broun