



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

Date: Wednesday, June 13, 2012
Time: 6:00 pm
Place: Dripping Springs City Hall
Located: 511 Mercer Street, Dripping Springs, Tx. 78620

6:05 pm: Regular Meeting Opens

Board Present: Jimmy Skipton-President, Greg Nesbitt-Vice President & Ed Pope
Board Absent: Mark Key-Secretary/Treasurer & 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.
- **General Comments from Board & Staff:**
 - No General Comments provided
- **Public Comments: Non-Agenda Items**
 - The following presented: Ron Fieseler – General Manager for Blanco-Pedemales Groundwater Conservation District

Agenda Items:

Discuss and Possible Actions on:

- 1) **Unpaid Connection Fees concerning Dripping Springs Water Supply.....Jimmy Skipton**
 - Time Period: 2001 through 2011
 - The District's enabling legislation allows a collection fee of \$300 for each new water service connection after the effective date of this legislation, September 1, 2001.
 - District Rule 12.1B: A water utility shall pay a \$300 water utility service connection fee for each new water service.
 - District Rule 10.1C section 6: Failure of a retail public water utility to comply with District Rule 12.1B. \$300 fine per new water utility service connection not reported.
 - DSWSC's Board of Directors proposal to the District: Resolve unpaid connection fees owed to the District with a one-time check in the amount of \$7,500.
 - Previous statements from DSWSC's Board Members, General Manager and legal counsel Phil Haag.
 - HTGCD's Board of Directors reserves the right to adjourn into Executive Session, Section 551.071, to consult with their attorney

Public Comments:

The following presented: Jim McMeans on behalf of C.A.R.D., Larry Calvert, Linda Kay Rogers and Richard Sullivan

Board & Staff:

- Jimmy Skipton:
 - Will not agree to accept the \$7500 settlement offer.
 - Tried hard to work out a fair settlement with DSWSC.
 - Was told in past meetings that the \$7500 was intended as a good faith down payment.
- Ed Pope
 - \$7500 is unacceptable.
- Greg Nesbitt
 - During the previous HTGCD Board meeting, DSWSC lead everyone to believe that the issue was being worked out.
 - \$7500 is not fair, not polite and not acceptable.

Rick Broun

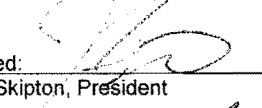
- o District staff met with DSWSC, Greg Perrin and Angie Sisson to reconcile connections.
- o There are 169 unpaid connections dating back to 2001 for a total of \$50,700
- o Presented the Power Point presentation, "Unpaid Connection Fees Concerning DSWSC"

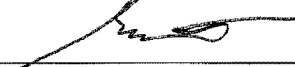
.....
6:45 p.m. Meeting Adjourned to Executive Session by Jimmy Skipton to Discuss settlement offer of \$7500
No decisions were made during Executive Session
7:00 p.m. Reconvened out of Executive Session into regular session
.....

Motion

Jimmy Skipton: That the District give Dripping Springs Water Supply a Notice of Violation and Demand letter from our attorney for unpaid connection fees of \$50,700 plus \$50,700 in penalties for a total of \$101,400
Ed Pope: Seconded motion
Vote: 3-0 in Favor (Jimmy Skipton, Greg Nesbitt and Ed Pope)

.....
7:03 p.m. Meeting Adjourned

Approved:  Date: 7-18 2012
Jimmy Skipton, President

Approved:  Date: 7/18 2012
Greg Nesbitt, Vice President