



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

Date: Wednesday, February 4, 2015
Time: 6:00 pm
Place: Dripping Springs City Hall
Located: 511 Mercer Street, Dripping Springs, Texas 78620

6:00 pm: Board Meeting Call to Order

Board Present: Linda Kaye Rogers-President, Jimmy Skipton-Vice President, Mark Hastings-Secretary Treasurer, Greg Nesbitt & Doc Jones
Staff Present: Rick Broun-General Manager, Tressy Gumbert-Administrative Assistant & 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:
 - Called Roll. A quorum is present
- **General Comments from Board & Staff:**
Rick Broun:
 - Presented to the Board the email he received from Robert & Judith Shaw regarding the EP wells.
- **Public Comments concerning non-agenda items:**
The following provided public comment(s): Roger Kew & Commissioner Will Connelly,

Discussion and Possible Action Items:

- Item #4 – Update on Electro Purification wells
- Support of annexation
 - Review area of annexation

Public Comments:

The following provided public comment(s): Terry Tull, Joey Thompson, Tiffany Cumutt, Grant Tait, Louie Bond, Roger Kew, Ashley Whittenbuger, Roberta Shoemaker Beal, Bruce Turbo, Andrew Backus & Commissioner Ray Whisenant

Board & Staff:

- Linda Kaye Rogers:
- Doc and I have been to numerous meetings regarding the EP wells.
 - There is no resolution at this time.

Motion

Doc Jones: HTGCD to support efforts to protect groundwater resources which are unprotected by adding them to a Groundwater Conservation District by either legislation or petition.
Mark Hastings: Seconded

Board & Staff:

Greg Nesbit:

- BSEACD is better funded with more staff they are better suited to take on the unprotected area "white zone"

Linda Kaye Rogers:

- BSEACD's money is budgeted for protection of the Edwards Aquifer.
- If HTGCD doesn't get funding through legislation the District will not exist a year from now.
- Ways to fund District: Production Fees placed on permit holders and Administrative Fees on private wells.
- The EP wells would not be grandfathered they would have to be permitted. EP hasn't yet proven they can fulfill their contracts.
- The District staff is in the process of creating a form for the purpose of identifying unregistered wells.

Jimmy Skipton:

- Also believes the area should be annexed into the BSEACD. They are already within GMA10, they have ten employees compared to our two paid employees and one volunteer Geologist.

Vote: 5-0 in Favor (Linda Kaye Rogers, Jimmy Skipton, Mark Hastings, Greg Nesbitt and Doc Jones)

7:13 p.m. Break

7:35 p.m. Reconvene

Discussion and Possible Action Items:

Item #3 – Cypress Creek Watershed Protection Plan

- Review Plan sent to the EPA
- Support Letter

Public Comments:

The following provided public comment(s): Scott Johnson & Meredith Miller

Board & Staff:

Linda Kaye Rogers:

- The group would have no authority over groundwater; they are doing research and developing a protection plan using data gathered during the research. It would be educating the public and community. Support continued monitoring of the creek and testing the quality of the water.

Mark Hastings:

- The educational components would be beneficial to the District.

Motion

Jimmy Skipton: I make a motion that Resolution No. 20150121 be approved by the board.

Greg Nesbitt: Seconded

Linda Kaye Rogers: Read aloud Resolution No. 20150121

Vote: 5-0 in favor (Linda Kaye Rogers, Jimmy Skipton, Mark Hastings, Greg Nesbitt & Doc Jones)

Item #1 – Review District meeting place location protocol

- Discuss setting up of booths etc. during District meetings

Public Comments:

The following provided public comment(s): Jim McMeans

Board & Staff:

Jimmy Skipton:

- Received several comments after the previous Board Meeting in regards to the booth that was setup in the lobby area just outside the Board Meeting.
- We are a government body and as elected officials of the Board we have a right to vote if a group, not affiliated with the District, can setup a booth outside a District Board Meeting.

Linda Kaye Rogers:

- The First Amendment gives all of us the right to congregate and the freedom of speech. I agree that the Board should be informed in advance if someone is planning to setup a booth.
- Would like to have legal advice on this issue before moving forward.

Mark Hastings:

- If the District did not reserve the space we have no authority over what takes place in that space.

Motion

Jimmy Skipton: Motion to have Rick consult with the District's attorney in regards to this issue and discuss it during our next Board Meeting.

Mark Hastings: Seconded

Vote: 5-0 in favor (Linda Kaye Rogers, Jimmy Skipton, Mark Hastings, Greg Nesbitt & Doc Jones)

Item #2 – Review HTGCD funding post October 2015

Public Comments:

No public comments provided

Board & Staff:

Linda Kaye Rogers:

- Has been conversing with Representative Jason Isaac's staff and is getting a meeting scheduled with Representative Jason Isaac to discuss funding for the District.

Jimmy Skipton:

- o The District has a mechanism to increase funding, we have the legislative ability to raise well registration fees and connection fees to \$1000.

Motion

Mark Hastings: Motion that the Board President and Vice President be in direct communication with legislation that encompasses the District to find ways to enhance funding for the District.

Greg Nesbitt: Seconded

Vote: 5-0 in favor (Linda Kaye Rogers, Jimmy Skipton, Mark Hastings, Greg Nesbitt & Doc Jones)

Discussion Only Items:

Item #5 – Update on operating permit applications, renewal applications and amendment applications

Public Comments:

No public comments provided

Board & Staff:

Rick Broun:

- o The permit for Stay N Play Pet Ranch has been approved.
- o The District received a new operating permit application from 1521 Holdings for 250,000 gallons.

Item #6 – Review Rule 10

Public Comments:

No public comments provided

Board & Staff:

Linda Kaye Rogers:

- o Nothing to discuss at this time, it will be put on a future agenda.

Future Agenda Items:

Board & Staff:

Jimmy Skipton:

- o Roger Kew's concern regarding changing the rule for quarterly reporting

Motion

Mark Hastings: Motion to adjourn.

Greg Nesbitt: Seconded

Vote: 5-0 in favor (Linda Kaye Rogers, Jimmy Skipton, Mark Hastings, Greg Nesbitt & Doc Jones)

8:29 p.m. Meeting Adjourned

Approved: Linda Kaye Rogers President: 3/18 2015
 Linda Kaye Rogers

Approved: Mark Hastings Secretary/Treasurer: 3-18 2015
 Mark Hastings