



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

Date: Thursday, October 22, 2015
Time: 6:00 pm
Place: Dripping Springs City Hall
Located: 511 Mercer Street, Dripping Springs, Tx. 78620

6:05 p.m.: Board Meeting Call to Order

Board Present: Linda Kaye Rogers-President, Mark Hastings-Secretary Treasurer, Greg Nesbitt, & Doc Jones

Absent: Board Member- Jimmy Skipton

Staff Present: Rick Broun-General Manager & 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:

- There were 9 Public Water Connections submitted in September, 144 YTD, 85 Budgeted
- There were 17 new well registrations submitted in September, 102 YTD, 85 Budgeted. 19 existing wells have been registered in 2015.
- The District received 2 new TCEQ projects: Rutherford West and Founders Ridge.
- All 49 permit holders whose permits expire on December 31, 2015 have complied by submitting their renewal applications and fees to the District. Total fees collected, \$4,700
- The District will be participating in this year's rainwater revival being held on November 7th at DS Ranch Park
- Request that the Board please inform staff of any meetings, tours, events or lectures you attend concerning groundwater.
- The District always wants to encourage the use of rainwater collection systems on all new homes, businesses and on existing buildings. We further promote artificial recharge of the aquifer through such means as proper brush management and re-establishing deep rooted native grasses. The District further promotes the use of surface water or other alternatives to groundwater in and around western Hays County.
- The District encourages the public to view the District's two educational videos which have been made available on the District's website.

- **Consent Items:**

1. Approval of Bank Reconciliations and Monthly Invoices
2. Approval of Monthly Financial Report and Budget to Actual Report
3. Approval of August 19, September 9, 16 and 23, 2015 Board Meeting Minutes

Motion

Mark Hastings: I move that the Board approve the financials and the August and September Meeting Minutes.

Greg Nesbitt: Seconded

Vote: 4-0 in Favor (Linda Kaye Rogers, Mark Hastings, Greg Nesbitt & Doc Jones)

6:09 p.m. Adjourn Into Executive Session as authorized by the Texas Government Code chapter 551.071 Consultation with Attorney

6:27 p.m. Reconvened from Executive Session into HTGCD Board Meeting

Board & Staff:

Linda Kaye Rogers:

- No decisions were made during executive session.

Discussion and Possible Action Items:

Item #4 – Status of Drought Briefing

Public Comments:

No public comments provided

Board & Staff:

Rick Broun:

- Presented the Status of Drought Briefing and 2015 Monitoring Well Water Level table to the Board.
- The latest US Drought Monitor map indicates that our District is within D2-"Severe Drought". The Palmer Drought Severity Index map indicates "Near Normal" conditions.
- There have been no new "Texas Drought Preparedness Council Situation Reports" released or posted.
- Water well averages from September to October, were down 6.9' north of Camp Ben and wells south of Camp Ben are down 4.4'
- As of October 20th the District's drought trigger, the Pedernales River, indicates 30 days of flow below drought stage Alarm, the Blanco River indicates 60 days of flow above drought stage Alarm. Both Rivers must have 30 consecutive days of flow below drought stage Alarm in order to move the District into Stage 2 Alarm.
- The drought recommendation for western Hays County is to remain within drought stage 1, No Drought Voluntary Conservation.

Discussion Only Items:

Item #12 – WSP & HTGCD vs. WWA Lawsuit Update

Public Comments:

The following provided public comment(s): Malcolm Harris, Attorney for WWA provided handouts to the Board and suggested that the Board consider withdrawing the appeal regarding the lawsuit. Bill Davis also provided public comment.

Board & Staff:

Linda Kaye Rogers:

- The Board cannot at this time make any decisions as this is a discussion only item. Also WSP who is a third party in the lawsuit must be involved.

Contested Case Hearing Continuance:

6:54 p.m. Open Contested Case Hearing

Item #14 – Aqua Texas contested case hearing concerning 2014 NOAV. On September 16, 2015 the HTGCD Board of Directors proposed a settlement to Aqua Texas in the amount of \$12,500 to be paid within 30 days.

Public Comments:

No public comments provided

6:54 p.m. Close Contested Case Hearing

Board & Staff:

Linda Kaye Rogers:

- Voiced concern that the District has not received any receipts from Aqua Texas referencing the 88% of the 2014 NOAV that was supposed to go towards repairs and conservation efforts.

Motion

Mark Hastings: I move that the hearing be continued at the next regular HTGCD Board Meeting.

Greg Nesbitt: Seconded

Vote: 4-0 in Favor (Linda Kaye Rogers, Mark Hastings, Greg Nesbitt & Doc Jones)

Discussion and Possible Action Items:

Item #5 – Letter of Support – City of Austin Wastewater

Public Comments:

No public comments provided

Board & Staff:

Linda Kaye Rogers:

- Presented the City of Austin Wastewater proposal.

Motion

Mark Hastings: To approve a letter of support for the City of Austin regarding the reclamation and reuse of effluent water.
Greg Nesbitt: Seconded
Vote: 4-0 in Favor (Linda Kaye Rogers, Mark Hastings, Greg Nesbitt & Doc Jones)

Item #6 – Needmore Ranch Presentation

Public Comments:

The following provided comment(s): Jim McMeans

Board & Staff:

Al Broun:

- Gave a presentation regarding the Needmore Ranch and the wells located on the ranch.
- Has been working on acquiring a monitor well near the ranch located in the Saddle Ridge subdivision and would encourage the district to install a transducer in the well.

Mark Hastings:

- No motion is necessary as there is already money in the budget allocated to the installation of a transducer.
-

Item #7 – Consideration of Wimberley Water Supply Company to Fund Transducer Well near Needmore Ranch

Public Comments:

The following provided comment(s): Garrett Allen

Board & Staff:

Doc Jones:

- I have an issue requesting funds or donations, groups are aware of the District's financial situation.

Linda Kaye Rogers:

- I don't believe that WWSC has a problem contributing to the District but doesn't see how a monitor well affects the drought triggers.
-

Item #8 – Review Current Permitted Total Amount and Current Reported Pumpage

Public Comments:

No public comment provided

Board & Staff:

Rick Broun:

- Permitted: 3310 Acre Feet ; Estimated exempt: 3535 Acre Feet; Total: 6845 AF
 - MAG: 9100 AF. Available 2265 AF (9100 AF – 6845 AF)
 - Reported Production: 365,880,654 gallons or 1,123 AF
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Item #9 – Proposed Draft Rules Hearing Date

Public Comments:

No public comment provided

Board & Staff:

Linda Kaye Rogers:

- Draft Rules have been sent to legal for review.

Motion

Mark Hastings: To schedule the Rule Hearing on November 18, 2015.
Doc Jones: Seconded
Vote: 4-0 in Favor (Linda Kaye Rogers, Mark Hastings, Greg Nesbitt & Doc Jones)

Discussion Only Items:

Item #9 – Review dollar amount to calculate penalties concerning: exceeding annual permit amount and exceeding drought cutback curtailments. Currently the dollar amount is \$10 per 1000 gallons.

Public Comments:

No public comment provided

Board & Staff:

Linda Kaye Rogers:

- o Feels that \$10 per 1000 gallons is excessive and would like the Board to consider \$5 per 1000.

Item #10 – GMA9 Procedures for Submitting Written Comments Concerning the DFC.

Public Comments:

No public comment provided

Board & Staff:

Rick Broun:

- o Public comment start date: October 1, 2015
- o Public comment end date: December 31, 2015
- o The proper procedure for public comment or input is to complete and submit the "GMA9 Public Comment" form which can be found on the District's website under Quick Links/Forms.

Item #11 – Management Plan Update.

Public Comments:

No public comment provided

Board & Staff:

Rick Broun:

- o The management plan is being reviewed by the Texas Water Development Board, they have not found any required information missing from the plan thus far.

Hearing Items:

8:03 p.m. Hearing Open

Item #13 – HTGCD 2016 Budget

Public Comments:

No public comment provided

Board & Staff:

Mark Hastings:

- o A budget workshop was held on September 9,2015 and the proposed budget has been posted on the website for review.
- o Presented summary of the proposed budgeted income and expenses.

Motion

Linda Kaye Rogers: Accept the HTGCD 2016 budget as set forth.

Greg Nesbitt: Seconded

Vote: 4-0 in Favor (Linda Kaye Rogers, Mark Hastings, Greg Nesbitt & Doc Jones)

Motion

Greg Nesbitt: Approve by signature, Order #177 Approval of HTGCD 2016 Budget.

Doc Jones: Seconded

Vote: 4-0 in Favor (Linda Kaye Rogers, Mark Hastings, Greg Nesbitt & Doc Jones)

8:10 p.m. Hearing Closed

8:11 p.m. Meeting Adjourned

Approved: Linda Kaye Rogers President: 12-9- 2015
Linda Kaye Rogers

Approved: Mark Hastings Secretary/Treasurer 12-8- 2015
Mark Hastings