

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



Notice is given that the Board of Directors meets at **6:00 pm on Wednesday, May 17, 2017** at the Wimberley Community Center, 78676. Agenda items may be taken in any order at the discretion of the Board. HTGCD agendas, approved meeting minutes and any available Backup Materials have been posted on the District website, www.haysgroundwater.com under Quick Links/Agendas/Meeting Year/ Meeting Date

6:00 PM

Executive Session

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.

- o Call to Order
- o Roll Call – Declare a Quorum: Linda Kaye Rogers '20, Jimmy Skipton '18, Mark Hastings '18, Doc Jones '18, and Greg Nesbitt '20
- o General Comments and Announcements from Board & Staff with no discussion or possible action

General Manager's Report The purpose of the General Manager's Report is to discuss topics that are intended for general administration and operational information dissemination. The HTGCD Board will not take any Action unless the topic is specifically stated elsewhere within the agenda.

- o Standing Topic Updates: New Connections and Registrations, TCEQ Projects, HTGCD Website, Announcements, and monthly Status of Drought Briefing

Public Comments Concerning Non-Agenda Items only limited to 3 minutes each. To address the Board of Directors, please complete and submit a Public Comment Card to the District staff. No action may be taken by the Board of Directors during Public Comments.

Consent Items The following agenda items may be considered and approved as one motion. A Board member or a citizen may request any item be removed from the consent agenda for Discussion and Possible Action as a separate item.

1. Approval of Bank Reconciliations & Monthly Invoices **Mark Hastings**
2. Approval of Monthly Financial Report, Balance Sheet and Budget to Actual Report **Mark Hastings**
3. Approval of April 12 & 19, 2017 Board Meeting Minutes **Rogers / Hastings**

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

4. Report on 85th Legislative Session **Linda Kaye Rogers**
5. Review TESP letter concerning HTGCD Board of Directors **Linda Kaye Rogers**

Discussion and Possible Action: Public Comments will be heard prior to Board review, limited to 3 minutes each. Backup material, if available, can be reviewed on the District's website under Quick Links / Agendas / Meeting Year / Meeting Date

6. Prochnow Country Homes **Linda Kaye Rogers**
 - o Business owner request: To allow portion of new water connection fees owed to HTGCD to pay for owner's well construction update requirements.
7. Permit Holder Water Connection Audit Update **Rick Broun**
 - o Remaining audits: La Ventana and Heatherwood Condominiums
8. Update: Monitoring Well Project – Henly Well..... **Al Broun / Jeff Watson**

Hearing Items: Public Comments will be heard prior to Board review, limited to 3 minutes each.

7. Open Permit Hearing for applicant, Prochnow Country Homes Rick Broun

- The HTGCD Board of Directors shall review and discuss the permit application including the following all without making a motion or taking action: request copies of any timely filed contested case letters and hear staff recommendations.
- If a Formal Contested Case letter was timely filed (May 16, 2017), then the Board shall declare the application to be found Contested and the Board shall close the Hearing, and move to open a Pre-Hearing Conference
- If the application is not formally contested, the Board may hear from the applicant and may take action on the application.
- The applicant (Prochnow Country Homes) may contest the Board's action by filing a formal contested case letter within 10 days after the Board's action. The applicant is considered to have Standing and shall be heard at an Evidentiary Hearing.

Open Pre-Hearing Conference

- The pre-hearing conference shall take place immediately following the permit application Hearing and only applies to non-applicants to determine Standing. (See HTGCD Rule 5.6)
- For those with Standing, the Board may:
 - Recommend that parties resolve the application amongst themselves and report back to HTGCD within 30 days; or
 - The parties schedule an Evidentiary Hearing with a Hearing Examiner; or
 - Upon the request of the applicant or protestant, the Board may delegate matter to SOAH.

Open Final Hearing

- The HTGCD Board of Directors shall make a motion and vote on granting, denying or issuing the permit with conditions

Future Agenda Items

Motion for 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 shall be provided to the Hays County Clerk when concerning Rulemaking, Joint Planning and application for a Permit or Permit Amendment. The notice shall also be posted at a place convenient to the public at the HTGCD administrative office and on the HTGCD website 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

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CERTIFICATE OF POSTING: HB 3357, Section 551.054.... Effective September 1, 2015

The above Notice of Meeting was posted on Thursday, May 11, 2017 at a place convenient to the public at the HTGCD administrative office. A copy of the notice can also be reviewed on the HTGCD website under Agendas.

Chapter 36 Texas water Code: Groundwater Conservation Districts

The District shall provide notice to the county clerk concerning Rulemaking 36.101(d)(2), Joint Planning 36.108(e)(2), and application for a Permit or Permit Amendment 36.404(c)(2)