

Minutes from the February 15th, 2011 PCCD regular scheduled meeting  
to be presented on March 15th, 2011 for Board approval and  
subject to corrections, additions, deletions and approval.

February 15th, 2011

Notices of this regular meeting were posted in the Hays and Caldwell County Courthouses at least 72 hours prior to the meeting. Receipts of the notices are on file in the office of Plum Creek Conservation District.

Checks were reviewed and signed, just prior to the call to order, by Vice President, James O Lipscomb.

- 2:00 PM The meeting was called to order by Vice President of the Board, James O. Lipscomb, with the following Board members present: Peter Reinecke (Secretary/Treasurer), Lucy Knight (Director), Ben Twidwell ( Director) and Fred Rothert (Director). Also present were Johnie Halliburton (Executive Manager), Bob Wilson (PCCD Attorney) Feathergail Wilson (PCCD Geologist) and PCCD staff Karen Bassett, Korey Schuelke and Dan Meyer. Minutes were taken by Karen Bassett and transcribed by Korey Schuelke.
- 2:00PM Vice-President Lipscomb requested motions or comments regarding the minutes of the regular meeting held on January 20<sup>th</sup>, 2011. Mrs. Knight made a motion that the minutes of the regular meeting held on January 20<sup>th</sup>, 2011, be approved as circulated. Mr. Rothert provided the second and the motion was approved unanimously.
- 2:01PM Vice-President Lipscomb requested any unfinished business that required the Board of Directors' attention. Mr. Bob Wilson gave the Board of Directors a status update on the proposed land purchase from the City of Lockhart for the Plum Creek Conservation District's proposed office building. Mr. Bob Wilson then discussed changes to the purchase agreement that the City of Lockhart requested with the Board of Directors. After some discussion, it was the opinion of the Board of Directors that Mr. Bob Wilson make the changes to the purchase agreement, requested by the City of Lockhart, and proceed with the proposed land purchase.
- 2:10PM Vice-President Lipscomb then requested discussion of Item IV on the agenda. Mr. Halliburton informed the Board of Directors that Murfee Engineering was unable to present at this meeting and they would be presenting at the Plum Creek Conservation District's regular meeting to be held in March, 2011.
- 2:11PM Vice-President Lipscomb requested discussion of Item V on the agenda. Mr. Halliburton then introduced Mr. Tommy Hill with the Guadalupe-Blanco River Authority and Mr. Chris Riley with Half and Associates to the Board of Directors. Mr. Halliburton informed the Board of Directors that these gentlemen would be giving the Board of Directors a presentation regarding their application for flood protection planning grant assistance filed with the Texas Water Development Board encompassing the Guadalupe River Basin. Mr. Tommy Hill and Mr. Chris Riley then gave the Board of Directors a presentation and informed the Board of Directors that they were requesting a resolution of support from the Plum Creek Conservation District. The presenters also informed the Board of Directors what the flood protection planning grant consisted of. Mrs. Knight made a motion by resolution to support the Guadalupe-Blanco River Authority's application for flood protection planning grant assistance with the Texas Water Development Board, omitting the matching funds requirement from the letter of support. Mr. Twidwell provided the second and the motion by resolution passed unanimously.
- 2:22PM Vice-President Lipscomb requested discussion of Item VI on the agenda. Mr. Halliburton informed the Board of Directors that it was the time of year to ap-

ply for federal assistance for the rehabilitation or dam assessment of one or more of the Plum Creek Conservation District's flood control structures, if the Board of Directors chose to do so. Mr. Halliburton then discussed the status of the rehabilitation requests of the flood control structures that had previously been applied for. The Board of Directors then discussed which flood control structure had the highest risk index. Mrs. Knight made a motion that the Plum Creek Conservation District make an application for federal assistance for the rehabilitation of the Site 28 Flood Control Structure. Mr. Reinecke provided the second and the motion passed with four assenting votes (Mr. Lipscomb, Mr. Reinecke, Mrs. Knight, and Mr. Rothert) and one abstaining (Mr. Twidwell).

2:34PM Vice-President Lipscomb requested a report from the Plum Creek Conservation District's Geologist, Mr. William Feathergail Wilson. Mr. Feather Wilson then discussed bills introduced to the legislature regarding groundwater ownership with the assistance of Mr. Bob Wilson. Mr. Feather Wilson then discussed a large land lease for water rights by the Texas Water Alliance in the southeastern portion of Caldwell County and the adjoining portion of Gonzales County. Mr. Bruce Siebert, a landowner in that area, then discussed the situation with the Board of Directors. After much discussion, the Board of Directors then discussed the Plum Creek Conservation District Newsletter with Mr. Feather Wilson and Mr. Daniel Meyer. Mr. Feather Wilson then discussed the quad maps that he had constructed for the Plum Creek Conservation District and the uses they would have for the Plum Creek Conservation District. Mr. Feather Wilson discussed the status of the desired future conditions concerning the Groundwater Management Area-13.

3:10PM Vice-President Lipscomb requested a report from the Plum Creek Conservation District's Assistant Manager, Mr. Daniel Meyer. Mr. Meyer then gave the Board of Directors a status report regarding the Pratkan's drilling permit and production permit. Mr. Meyer then discussed his recent inspection of the City of Lockhart's #9 well. Mr. Meyer then discussed a survey, regarding mitigation plans that he had sent to other groundwater conservation districts in the State of Texas.

Vice-President Lipscomb then requested public comments. Mr. A. E. Nicholson then questioned the Board of Directors about the situation in the southeastern portion of Caldwell County regarding properties that were annexed into the Plum Creek Conservation District and the Gonzales County Underground Water Conservation District also. Mr. Bob Wilson stated that he anticipated that there would be upcoming legislation to address this situation.

3:22PM Vice-President Lipscomb requested a report from the Natural Resource Conservation Service's District Conservationist, Mr. Isidro Morales. Mr. Morales stated that the grass planting at the Site 8 Flood Control Structure was a complete failure. Mr. Morales stated that he was awaiting guidance from the Natural Resource Conservation Service's State Office regarding the grass planting failure. Mr. Morales also urged the Board of Directors to continue securing necessary easements for the Site 5 Rehabilitation since the federal government has their portion of the cost share allotted and ready.

3:23PM Vice-President Lipscomb requested a report from the Plum Creek Conservation District's Executive Manager, Mr. Johnnie Halliburton. Mr. Halliburton discussed the possibility of the Natural Resource Conservation Service and the Farm Service Agency being in need of possible office space in the Plum Creek Conservation District's proposed office building. Mr. Halliburton then informed the Board of Directors of the approval of the funds for the rehabilitation of the Site 5 Flood Control Structure. Mr. Halliburton discussed the need for a new operations and maintenance agreement prior to a project agreement for the Site 5 Flood Control Structure Rehabilitation. Mr. Halliburton

also discussed the possible easement agreement with Mr. Daniel Ryan regarding an access route for the Site 5 Flood Control Structure Rehabilitation. Mr. Halliburton then discussed what would be required to obtain all of the necessary easements for the rehabilitation of the Site 5 Flood Control Structure. Mr. Halliburton also discussed an upcoming Site 6 Flood Control Structure Rehabilitation Input Meeting that he and President Holt would be attending with many local officials and interested parties in Kyle, Texas. Mr. Halliburton then discussed bids he had received for removing the willow trees from the water's edge at the Site 6 Flood Control Structure. It was the opinion of the Board of Directors that Mr. Halliburton use the lowest bidder which was Spiller Backhoe Service. Mr. Halliburton then discussed the soil samples which Mr. Schuelke had taken on twelve sites to be analyzed and the upcoming repair of four of the Plum Creek Conservation District's principal spillways. Mr. Halliburton stated that he and President Holt would be meeting with the City of Kyle regarding their Site 2 park needs. Mr. Halliburton informed the Board of Directors that the Site 4 property had recently been sold to Walton Development Company. Mr. Halliburton also informed the Board of Directors that a vehicle had driven through the fence at Site 24 and the fence had been repaired by Mr. Schuelke. Mr. Halliburton then informed the Board of Directors that he and Mr. Schuelke would be attending the Texas Commission on Environmental Quality Dam Safety Workshop in Brady, TX on February 22<sup>nd</sup>, 2011.

3:43PM Vice-President Lipscomb requested a report from the Plum Creek Conservation District's Attorney, Mr. Bob Wilson. Mr. Bob Wilson stated that he had not heard from Mr. Danny Green regarding building a flood protection berm around his property. Mr. Bob Wilson discussed a freedom of information act request that the Plum Creek Conservation District had received. Mr. Bob Wilson then discussed recent bills presented to the legislature regarding municipal utility districts.

3:48PM Vice-President Lipscomb then requested discussion of Item XII on the agenda. Ms. Karen Bassett stated that interest checks for the Plum Creek Conservation District's certificates of deposit would no longer be issued. The Broadway Bank requests that the interest be rolled back into the certificate of deposit or be deposited into another account. The Board of Directors and Mr. Bob Wilson discussed matters relating to investments. Mrs. Knight made a motion to open an account at the Broadway Bank in which interest payments would be deposited and the signatories on the account be President Holt, Vice-President Lipscomb, and Secretary/Treasurer Reinecke. Mr. Rothert provided the second and the motion was approved unanimously.

4:02PM Vice-President Lipscomb then closed the regular meeting and moved the meeting into executive session.

4:17PM Vice-President Lipscomb brought the meeting back into open session after the executive session.

4:19PM Mr. Twidwell made a motion to adjourn. Mrs. Knight provided the second and the motion passed unanimously.

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President

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Vice President