

Minutes from the July 17th, 2012 PCCD regular scheduled meeting  
to be presented on August 21st, 2012 for Board approval and  
subject to corrections, additions, deletions and approval.

July 17th, 2012

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.

- 1:00 PM The meeting was called to order by President of the Board, James Holt, with the following Board members present: James O. Lipscomb (Vice President ), Peter Reinecke (Secretary/Treasurer), Lucy Knight (Director), Ben Twidwell (Director) and Fred Rothert (Director). Also present were Johnnie Halliburton (Executive Manager), Bob Wilson (Attorney) Feathergail Wilson (PCCD Geologist) and PCCD staff Johnnie Halliburton, Karen Bassett, Korey Schuelke and Dan Meyer. Minutes were taken by Karen Bassett and transcribed by Korey Schuelke.
- 1:00PM President Holt requested motions or comments regarding the minutes of the hearing/regular meeting held on June 19<sup>th</sup>, 2012. Mr. Lipscomb made a motion that the minutes of the hearing/regular meeting held on June 19<sup>th</sup>, 2012, be accepted as circulated. Mrs. Knight provided the second and the motion passed unanimously.
- 1:00PM President Holt requested any unfinished business. Mr. Halliburton informed the Board of Directors that there was no unfinished business.
- 1:00PM President Holt requested discussion of Item IV on the agenda. Mr. Daniel Meyer then discussed a request for a groundwater production permit from Mr. J. and Katherine Clements for 7.67 acre feet of water per year for agricultural and domestic use on 127 acres of land. Mr. Meyer informed the Board of Directors that the Clements' application was administratively complete. Mr. Meyer then went over the items that the Board of Directors needed to consider regarding production permits in accordance with Senate Bill 737. President Holt requested Mr. Meyer's opinion regarding the Clements' production permit. Mr. Meyer stated there was no reason not to grant the request. Mr. Twidwell made a motion to approve the groundwater production permit request for Mr. J. and Katherine Clements in the amount of 7.67 acre feet per year for agricultural and domestic use on 127 acres of land. Mr. Rothert provided the second and the motion passed unanimously.
- 1:04PM President Holt requested discussion of Item V on the agenda. Mr. Halliburton then discussed a request by Mr. Don Simon, a developer in negotiations to possibly purchase land at the Plum Creek Conservation District's Site 16, to be granted an easement to access a portion of land attached to this tract for the purpose of building homes. This easement would have to allow ingress and egress through the Plum Creek Conservation District's auxiliary spillway area. Mr. Simon was unable to attend the meeting, so the Board of Directors chose to wait until more information could be attained from Mr. Simon and his representative before taking any action.
- 1:07PM President Holt requested discussion of Item VI on the agenda. Mr. Halliburton then discussed recent discussion with Bury and Partners regarding the possible purchase of land below the Plum Creek Conservation District's Site 2, on which the Plum Creek Conservation District has an easement. Without the removal of this easement no homes could be built on this tract of land. Mr. Bob Wilson then discussed the easement that the Plum Creek Conservation District held on this land in detail with the Board of Directors. The Board

of Directors discussed the easement attached to this tract of land briefly and took no action, due to Bury and Partners not in attendance to present. Mr. Halliburton also discussed recent conversations with the Natural Resource Conservation Services' engineers regarding this tract of land.

- 1:13PM President Holt requested discussion of Item VII on the agenda. Mr. Halliburton then introduced Mr. Wes Birdwell with Halff and Associates and discussed the flood protection planning study for the Guadalupe-Blanco River Basin. Mr. Halliburton also discussed the benefits of having this study applied to the Plum Creek Conservation District's flood control structures and creeks. Mr. Birdwell then gave the Board of Directors a presentation regarding the flood protection planning study for the Guadalupe-Blanco River Basin and how it would assist the Plum Creek Conservation District. Mr. Birdwell also gave the Board of Directors examples of data that the study is collecting and interpreting, as well as its application to the Plum Creek Conservation District's flood control structures in the form of emergency action plan assistance. Mr. Birdwell then informed the Board of Directors that he was mainly in attendance to inquire as to whether the Plum Creek Conservation District wished to participate in the study or not. No monetary commitment was necessary at this point of the study, only a letter of intent to the U.S. Army Corps of Engineers. This letter of intent does not commit the Board of Directors to anything at this point, except expressing an interest in the study. Mr. Birdwell also discussed the Light Detection and Ranging (LIDAR) technology used in acquiring data for the flood protection planning study. Mr. Birdwell then discussed the cost share involved for the funding of the flood protection planning study and the benefits of the study. Mr. Birdwell discussed other entities that have chosen to take advantage of this study. The Board of Directors and Plum Creek Conservation District Staff then posed many questions to Mr. Birdwell regarding the study. Mr. Reinecke made a motion that a letter of intent to participate in the Guadalupe-Blanco River Association's flood protection planning study be sent to the U.S. Army Corps of Engineers. Mrs. Knight provided the second and the motion was approved unanimously.
- 1:48PM President Holt requested discussion of Item VIII on the agenda. Mr. Halliburton then introduced Mr. Steve Young, engineer with Klotts and Associates, and Mr. Tommy Hill, with Guadalupe-Blanco River Authority, regarding a presentation on a possible Aquifer Storage and Recovery (ASR) hydrologic analysis project in Caldwell County. Mr. Tommy Hill then gave the Board of Directors a presentation regarding the possible Aquifer Storage and Recovery (ASR) project in Caldwell County. Mr. Steve Young then requested the use of the Plum Creek Conservation District's data regarding a possible Aquifer Storage and Recovery (ASR) project in Caldwell County, as well as, the possibility to confer with Mr. Feather Wilson regarding this data for clarification purposes. Mr. Feather Wilson then discussed the data that he could legally share with the Guadalupe-Blanco River Authority and the items which they would have to purchase copyrights to use. In regards to the services of Mr. Feather Wilson, it was the opinion of the Board of Directors that Mr. Feather Wilson could be contracted by whomever chooses to hire him. Mr. Reinecke made a motion to share the Plum Creek Conservation District's data regarding the possible Aquifer Storage and Recovery (ASR) project with the Guadalupe-Blanco River Authority and that the Guadalupe-Blanco River Authority could contract Mr. Feather Wilson for his services. Mrs. Knight provided the second and the motion was approved unanimously.
- 2:03PM President Holt requested discussion of Item IX on the agenda. Mr. Meyer then discussed a review of Groundwater Conservation Districts' new and revised management plans for Groundwater Management Area 10 and Groundwater Management Area 13.
- 2:05PM President Holt requested discussion of Item X on the agenda. Mr. Bob Wilson then discussed the recent Groundwater Management Rules hearing and the addition of items to the rules regarding the length of time an application can be held that isn't administratively complete, limiting it to 180 days before

returning to the applicant for re-filing and payment of notice costs being added to production permit application fees. Mr. Bob Wilson then asked the Board of Directors to set an effective date of the revised Plum Creek Conservation District Groundwater Management Rules. Mr. Twidwell made a motion to approve the resolution to adopt the changed rules with an effective date of August 1<sup>st</sup>, 2012. Mr. Lipscomb provided the second and the motion was approved unanimously.

- 2:10PM President Holt requested a report from the Plum Creek Conservation District's Geologist, Mr. William Feathergail Wilson. Mr. Feather Wilson discussed a recent meeting of the Groundwater Rules and Management Plan Committee. Mr. Feather Wilson then discussed drawdown in the Carrizo aquifer within the Groundwater Management Area 13. Mr. Feather Wilson also discussed the placement of monitoring wells within the Plum Creek Conservation District. Mr. Feather Wilson also discussed the possibility of a Hosston Well and his desire to discuss it with the Texas General Land Office Commissioner, Mr. Jerry Patterson, with the approval of the Board of Directors. The Board of Directors approved the data sharing endeavor with the Texas General Land Office Commissioner regarding possible Hosston water well exploration. Mr. Feather Wilson also discussed an article in *Livestock Weekly* regarding landowner's groundwater rights.
- 2:22PM President Holt requested a report from the Natural Resources Conservation Services' District Conservationist, Mr. Isidro Morales. Mr. Morales then discussed with the Board of Directors a quandary that had occurred regarding grass planting at the Site 5 Rehabilitation. Mr. Halliburton informed the Board of Directors that the question was regarding the irrigation of the grass seed once it's planted. The Board of Directors then posed questions regarding the grass planting and irrigation to Mr. Morales. Mr. Twidwell made a motion that the grass seed be irrigated once it is planted at the Site 5 Rehabilitation. Mr. Reinecke provided the second and the motion was approved unanimously.
- 2:31PM President Holt requested a report from the Plum Creek Conservation District's Assistant Manager, Mr. Daniel Meyer. Mr. Meyer then discussed a Texas Association of Groundwater Districts' Meeting and a Groundwater Management Area 10 Meeting that he had attended. Mr. Meyer informed the Board of Directors that he was currently working on the Plum Creek Conservation District's budget. Mr. Meyer also discussed the Plum Creek Conservation District's Summer Newsletter that he was working on and the Plum Creek Conservation District's Groundwater Management Plan First Draft.
- 2:33PM President Holt requested a report from the Plum Creek Conservation District's Executive Manager, Mr. Johnie Halliburton. Mr. Halliburton informed the Board of Directors that Mr. Reinecke, Mr. Lipscomb, and he had recently attended a Public Fund Investment Training hosted by the Texas Association of Groundwater Districts. Mr. Halliburton also informed the Board of Directors that Mr. Reinecke and Mr. Lipscomb would need to attend this training every two years. Mr. Halliburton informed the Board of Directors that the letter the Board of Directors had approved in opposition to the Guadalupe Landfill had been sent to the Texas Commission on Environmental Quality. Mr. Halliburton informed the Board of Directors that the planning for the possible rehabilitation of the Plum Creek Conservation District's Site 21 would begin if and when the federal funding was received by the Natural Resources Conservation Service. Mr. Halliburton informed the Board of Directors that the Plum Creek Conservation District had received the proposed budgets for both the Hays County Appraisal District and the Caldwell County Appraisal District. Mr. Halliburton also discussed a recent call from the Austin Police Department regarding possible missing person at the Plum Creek Conservation District's Site 17.
- 2:36PM President Holt requested a report from the Plum Creek Conservation District's Attorney, Mr. Bob Wilson. Mr. Bob Wilson then discussed contract letters for the continued services of the contracted personnel. Mr. Bob Wilson discussed the status of the Plum Creek Group's production permit request. Mr. Bob Wilson discussed finalizing the Plum Creek Conservation District's Groundwater Rules.

2:37PM President Holt requested discussion of Item XVI on the agenda. Mr. Halliburton then discussed the current status of the proposed Plum Creek Conservation District's Garage Building. Mr. Halliburton then discussed the size and specifics of the garage building with the Board of Directors and the different permutations that the garage building could take. Mr. Halliburton discussed the different options that the garage building could have. The Board of Directors then discussed many different options regarding the garage building. The Board of Directors then discussed requesting proposals for the possible construction of the garage building.

2:50PM President Holt requested any other business which required the Board of Directors' attention. Mr. Lipscomb then discussed the renewal of a money market account at OmniBank. President Holt then questioned a recent annotation on the budget. Mr. Halliburton informed the Board of Directors that it was an annotation that he had a question about, but no amendments were necessary.

2:52PM Due to very limited public attendance, President Holt did not request any public comments.

2:52PM Mr. Twidwell made a motion to adjourn. Mr. Lipscomb provided the second and the motion to adjourn was approved unanimously.

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President

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Vice President

2:48PM

3:05PM