

Minutes from the May 17th, 2011 PCCD regular scheduled meeting  
to be presented on June 21st, 2011 for Board approval and  
subject to corrections, additions, deletions and approval.

May 17th, 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 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 (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 President Holt requested motions or comments regarding the minutes of the Plum Creek Conservation District's Regular Meeting held on April 19<sup>th</sup>, 2011. Mr. Lipscomb made a motion that the minutes of the Plum Creek Conservation District's Regular Meeting held on April 19<sup>th</sup>, 2011 be accepted as mailed out. Mr. Rothert provided the second and the motion passed unanimously.
- 2:00PM President Holt requested any unfinished business that required the Board of Directors' attention. Mr. Bob Wilson then gave the Board of Directors a status update of the easements necessary for the Site 5 Rehabilitation. Mr. Bob Wilson and Mr. Halliburton then discussed the current status of the easements required for the Site 5 Rehabilitation. The Board of Directors then discussed multiple easement issues that have arisen during the process.
- 2:08PM President Holt then requested discussion of Item IV on the agenda. Mr. Halliburton then introduced Mr. Richard Wigzell with the Texas Water Conservation Association Risk Management Fund. Mr. Halliburton informed the Board of Directors that the Texas Water Conservation Association Risk Management Fund provides the liability insurance on each of the Plum Creek Conservation District's Flood Control Structures. Mr. Wigzell then gave the Board of Directors a brief presentation regarding the Texas Water Conservation Association Risk Management Fund and the services that they provide, as well as, options available to the Plum Creek Conservation District. Mr. Wigzell made a few generalized recommendations to the Board of Directors and informed the Board of Directors of measures they can take to protect themselves. Mr. Wigzell then informed the Board of Directors that he would be submitting a report regarding his findings, as they pertain to the Plum Creek Conservation District's insurance needs, to Mr. Halliburton and subsequently to the Board of Directors.
- 2:28PM President Holt requested discussion of Item V on the agenda. Mr. Meyer then discussed an irrigation production permit renewal request by Dr. Joe Smith for Well# PC67116.001 in the amount of 200 acre feet per year with a pumping limit of 90 gallons per minute. Mr. Twidwell made a motion to renew Dr. Joe Smith's irrigation production permit for Well# PC67116.002 in the amount of 200 acre feet per year with a pumping limit of 90 gallons per minute. Mr. Lipscomb provided the second and the motion passed unanimously.
- 2:30PM President Holt requested discussion of Item VI on the agenda. Mr. Halliburton then discussed the new Operations and Maintenance Agreement between the Plum Creek Conservation District and the Natural Resources Con-

ervation Service necessary for the Site 5 Rehabilitation to move forward. Mr. Halliburton then discussed the status of the Site 5 Rehabilitation and a recent conversation with Natural Resources Conservation Service's officials stating that the funding was still allocated for the Site 5 Rehabilitation. After much discussion regarding the specifics of the Operations and Maintenance Agreement between the Board of Directors and Mr. Bob Wilson, Mr. Lipscomb made a motion that the Operations and Maintenance Agreement necessary for the Site 5 Rehabilitation between the Plum Creek Conservation District and the Natural Resources Conservation Service be executed. There was no second made, therefore the motion died. Mr. Rothert then made a motion to table discussion of the Operations and Maintenance Agreement for Site 5 until the June 21<sup>st</sup>, 2011 Plum Creek Conservation District's Regular Meeting. Mr. Twidwell provided the second and the motion to table passed unanimously.

- 2:38PM President Holt requested discussion of Item VII on the agenda. Mr. Halliburton then discussed a resolution required by the Natural Resources Conservation Service authorizing the Plum Creek Conservation District's commitment to a rehabilitation project at the Plum Creek Conservation District's Site 28. Mr. Bob Wilson then discussed the necessity of the resolution and what steps in the rehabilitation process are performed with the commitment to this resolution. Mr. Bob Wilson then discussed the resolution in depth with the Board of Directors. Mr. Reinecke made a motion to table discussion on the Site 28 Rehabilitation resolution until the June 21<sup>st</sup>, 2011 Plum Creek Conservation District's Regular Meeting. No second was provided, therefore the motion died. No further action was taken regarding this matter.
- 2:51PM President Holt then requested discussion of Item VIII on the agenda. Ms. Nikki Dictson with the Plum Creek Watershed Partnership then gave the Plum Creek Conservation District's Board of Directors a presentation of the status of the Plum Creek Watershed Plan and activities that they had been involved with recently. Mr. Bob Wilson then posed several questions to Ms. Dictson regarding the inter-local agreement and gave an interpretation of the inter-local agreement to the Board of Directors. Ms. Dictson was informed by the Board of Directors to go back to the managing partners of the Plum Creek Watershed Partnership and ask if the Plum Creek Conservation District could support them financially with their proportional share, without having to execute the inter-local agreement.
- 3:25PM President Holt then requested a report from the Plum Creek Conservation District's Geologist, Mr. William Feathergail Wilson. Mr. Feather Wilson then discussed the recently drilled, City of Lockhart #10 Well. Mr. Feather Wilson and Mr. Bob Wilson then discussed a possible Hosston Test Well proposal as a supplemental water supply. Mr. Feather Wilson also made a recommendation to the Board of Directors to switch to a new source for acquiring well logs. Mr. Feather Wilson stated he would have to investigate the new provider further, before the Board of Directors would need to make a decision.
- 3:45PM President Holt requested a report from the Natural Resources Conservation Service's District Conservationist, Mr. Isidro Morales. Mr. Morales informed the Board of Directors that he would find information regarding their questions about the Site 5 Operations and Maintenance Agreement. Mr. Morales also informed the Board of Directors that the Natural Resources Conservation Service's State Conservationist, Mr. Don Gohmert, had retired and his replacement was Mr. Salvador Salinas.
- 3:46PM President Holt requested a report from the Plum Creek Conservation District's Assistant Manager, Mr. Daniel Meyer. Mr. Meyer gave the Board of Directors a presentation regarding permitted amounts of water and actual water used for several surrounding groundwater districts. Mr. Meyer then discussed the current status of the groundwater availability model runs within the Groundwater Management Area-13 with the Board of Directors, as well as, the different positions that the Board of Directors can take regarding the

challenging of the Groundwater Management Area-13's groundwater availability models. Mr. Meyer then discussed current pending legislation regarding groundwater. Mr. Meyer also discussed his recent presentation at the science expo at Hernandez Elementary School.

- 4:05PM President Holt then requested a report from the Plum Creek Conservation District's Executive Manager, Mr. Johnie Halliburton. Mr. Halliburton first discussed access issues regarding the Site 5 Rehabilitation. Mr. Halliburton then discussed the current status of the Site 6 Rehabilitation Plan. Mr. Halliburton informed the Board of Directors of the upcoming fence replacement that would be taking place at Site 16. Mr. Halliburton also discussed the Hays County Soil and Water Conservation District's and the Caldwell-Travis Soil and Water Conservation District's Operations and Maintenance Grant Program with the Board of Directors. Mr. Halliburton then informed the Board of Directors that the fertilizing and weed spraying by Ehrig Bros. had been completed on all sites. Mr. Halliburton informed the Board of Directors that Mr. Schuelke and Mr. Bell had mowed Site 5 and would be mowing Site 1 on Friday. Mr. Halliburton then informed the Board of Directors that Performance Plus, Inc. from Geary, OK would be replacing the four valves, on the sites with non-functioning valves, which had previously been authorized by the Board of Directors. Mr. Halliburton discussed the upcoming visit of the United States Geological Survey's representative to measure water wells. Mr. Halliburton then informed the Board of Directors that Mr. Schuelke is continuing to work on emergency action plans for the sites that require them. Mr. Halliburton also told the Board of Directors that the Plum Creek Conservation District would have a booth at the upcoming Foundation Farm Field Day in Luling, TX on the upcoming Thursday.
- 4:05PM President Holt requested a report from the Plum Creek Conservation District's Attorney, Mr. Bob Wilson. Mr. Bob Wilson then discussed current pending legislation that affects the Plum Creek Conservation District. Mr. Bob Wilson discussed a new municipal utility district that had been created in the Uhland, TX area, within the Plum Creek Conservation District's boundaries.
- 4:11PM President Holt then requested any public comments of which there were none.
- 4:11PM President Holt then gave everyone in attendance a five minute break prior to going into executive session to discuss real property acquisition and for legal consultation.
- 4:20PM President Holt then moved the meeting into executive session to discuss real property acquisition and for legal consultation.
- 5:10PM President Holt then called the meeting back to order after the executive session.
- 5:10PM Mr. Twidwell made a motion to adjourn. Mr. Lipscomb provided the second and the motion passed unanimously.

---

President

---

Vice President