

Minutes from the September 18th, 2012 PCCD regular scheduled meeting  
to be presented on October 16th, 2012 for Board approval and  
subject to corrections, additions, deletions and approval.

September 18th, 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.

- 1:02 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 ), Lucy Knight (Director), Ben Twidwell (Director) and Fred Rothert (Director). Also present were Johnie Halliburton (Executive Manager), Bob Wilson (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.
- 1:02PM President Holt opened the public hearing for the proposed tax rate for the Groundwater section of the Plum Creek Conservation District for 2012-2013.
- 1:02PM President Holt opened the public hearing for the proposed tax rate for the Flood Control section of the Plum Creek Conservation District for 2012-2013. President Holt announced that this would be the final public hearing for the Groundwater and Flood Control sections of the Plum Creek Conservation District for 2012-2013. No interested parties were in attendance at this time.
- 1:14PM President Holt closed the public hearings for the proposed tax rates for the Groundwater and Flood Control sections of the Plum Creek Conservation District for 2012-2013.
- 1:14PM President Holt called the regularly scheduled Plum Creek Conservation District Board of Directors' Meeting back to order.
- 1:14PM President Holt requested motions or comments regarding the minutes of the regular meeting held on August 21<sup>st</sup>, 2012. Mr. Lipscomb made a motion that the minutes of the regular meeting held on August 21<sup>st</sup>, 2012 be accepted as mailed out. Mr. Twidwell provided the second and the motion passed unanimously.
- 1:15PM President Holt requested motions or comments regarding the minutes of the public hearing/meeting held on September 6<sup>th</sup>, 2012. Mrs. Knight made a motion that the minutes of the public hearing/meeting held on September 6<sup>th</sup>, 2012 be approved as circulated. Mr. Lipscomb provided the second and the motion passed unanimously.
- 1:15PM President Holt requested motions or comments regarding the minutes of the public hearing/meeting held on September 10<sup>th</sup>, 2012. Mrs. Knight made a motion to approve the minutes of the public hearing/meeting held on September 10<sup>th</sup>, 2012 as mailed out. Mr. Lipscomb provided the second and the motion passed unanimously.
- 1:15PM President Holt requested any unfinished business. Mr. Twidwell discussed the status of the Plum Creek Group permit application. Mr. Bob Wilson made an attempt to contact the attorney for the Plum Creek Group, but he was out on medical leave. The status of the Plum Creek Group permit application will be revisited at the next regularly scheduled Plum Creek Conservation District Meeting.

- 1:16PM President Holt requested discussion of Item IX on the agenda. Mrs. Knight made a motion by resolution to adopt the tax rate for the Flood Control section of the Plum Creek Conservation District at a rate of \$0.021 per \$100.00 of valuation. Mr. Rothert provided the second and the motion by resolution passed unanimously. (Assentient Votes- President Holt, Mrs. Knight, Mr. Lipscomb, Mr. Twidwell, and Mr. Rothert. Absent- Mr. Reinecke). The resolution was subsequently endorsed.
- 1:17PM President Holt requested discussion of Item X on the agenda. Mrs. Knight made a motion by resolution to adopt the tax rate for the Groundwater section of the Plum Creek Conservation District at a rate of \$0.021 per \$100.00 valuation. Mr. Rothert provided the second and the motion passed unanimously. (Assentient Votes- President Holt, Mrs. Knight, Mr. Lipscomb, Mr. Twidwell, and Mr. Rothert. Absent-Mr. Reinecke). The resolution was subsequently endorsed.
- 1:19PM President Holt requested discussion of Item XI on the agenda. Mr. Meyer then discussed the review of the Plum Creek Conservation District's schedule of fees according to the Plum Creek Conservation District's Management Plan. Mr. Meyer discussed requirements involved with adjusting fees and adding fees to the Plum Creek Conservation District's schedule of fees. Mr. Meyer discussed additional fees that may possibly need to be added to the Plum Creek Conservation District's schedule of fees. Mr. Bob Wilson discussed these additional fees in detail with the Board of Directors. It was the opinion of the Board of Directors that the Plum Creek Conservation District's schedule of fees be amended to show the changes that the Board of Directors requested and revisited at the next regularly scheduled Plum Creek Conservation District Meeting.
- 1:30PM President Holt requested discussion of Item XII on the agenda. Mr. Meyer then gave the Board of Directors a report on the annual review of the Plum Creek Conservation District's Management Plan. Mr. Meyer then discussed the objectives and what has been done to meet each objective or an explanation as to why an objective had not been completed. Mr. Meyer also discussed resources used in completing the objectives. Mr. Meyer then discussed in depth the objectives needing work and the deadlines associated with each objective.
- 1:35PM President Holt requested discussion of Item XIII on the agenda. Mr. Meyer discussed the need to schedule a hearing to accept the Plum Creek Conservation District's proposed updated Management Plan. Mr. Meyer stated that the Texas Water Development Board was reviewing the draft of the Plum Creek Conservation District's proposed updated Management Plan prior to scheduling a hearing.
- 1:37PM President Holt requested discussion of Item XIV on the agenda. Mr. Meyer informed the Board of Directors that a hearing needed to be scheduled for the Plum Creek Conservation District's Drought Management Plan. Mr. Meyer and Mr. Bob Wilson then discussed posting requirements regarding the Plum Creek Conservation District's Drought Management Plan. The Board of Directors and Mr. Bob Wilson discussed who needed to actually perform the hearing. Mr. Twidwell made a motion authorizing the Plum Creek Conservation District's staff to schedule and to conduct a hearing regarding the Plum Creek Conservation District's Drought Management Plan. Mrs. Knight provided the second and the motion was approved unanimously.
- 1:41PM President Holt requested discussion of Item XV on the agenda. Mr. Meyer then provided the Board of Directors a review of the Plum Creek Conservation District's 2011 water use report in accordance with the Plum Creek Conservation District's Management Plan.
- 1:43PM President Holt requested discussion of Item XVI on the agenda. Mr. Meyer then gave the Board of Directors an annual report regarding neighboring pre-

precipitation enhancement activities in accordance with the Plum Creek Conservation District's Management Plan.

- 1:46PM President Holt requested discussion of Item XVII on the agenda. Mr. Meyer then discussed the need to approve forms for the Plum Creek Conservation District's new rules. Mr. Meyer then discussed changes to the Plum Creek Conservation District's forms that had occurred due to the Plum Creek Conservation District's new rules. Mr. Twidwell made a motion by resolution to adopt the Plum Creek Conservation District's forms in accordance with the Plum Creek Conservation District's new rules. Mr. Lipscomb provided the second and the motion was approved unanimously. The resolution was subsequently endorsed and the approved forms attached to the resolution as an exhibit.
- 1:56PM President Holt requested a report from the Plum Creek Conservation District's Geologist, Mr. William Feathergail Wilson. Mr. Feather Wilson announced that he had recently been appointed as a liaison by Region J Water Planning Area in observance of the Region K Water Planning Area. Mr. Feather Wilson then discussed a study on desalination by the Guadalupe-Blanco River Authority, as it pertains to population growth in the Caldwell County, Texas area. Mr. Feather Wilson also discussed the assignment of a single fresh water aquifer, the Wilcox aquifer, within the Plum Creek Conservation District's boundaries due to the recent changes in the Plum Creek Conservation District's boundary lines. Mr. Feather Wilson also discussed horizontal oil and gas exploration within the Plum Creek Conservation District's boundaries. Mr. Feather Wilson also discussed a recent paper written regarding injection wells written by Greg Sengelmann. Mr. Feather Wilson recommended to the Board of Directors that closer attention be paid to permitted injection wells within the Plum Creek Conservation District's boundaries.
- 2:14PM President Holt requested a report from the Natural Resources Conservation Service's District Conservationist, Mr. Isidro Morales. Mr. Morales was not in attendance.
- 2:14PM President Holt requested a report from the Plum Creek Conservation District's Assistant Manager, Mr. Daniel Meyer. Mr. Meyer discussed the Groundwater Summit and a Groundwater Management Area-13 Meeting that he had recently attended. Mr. Meyer discussed costs associated with a groundwater monitoring program instituted by the Groundwater Management Area-13. Mr. Meyer discussed a recent Groundwater Management Area-10 Meeting that he also attended. Mr. Meyer discussed a lawsuit against the Edward's Aquifer Authority by the League of United Latin American Citizens regarding redistricting.
- 2:16PM President Holt requested a report from the Plum Creek Conservation District's Executive Manager, Mr. Johnie Halliburton. Mr. Halliburton discussed the current status of the Plum Creek Conservation District's Site 5 Rehabilitation project. Mr. Halliburton discussed items that had been completed on the rehabilitation and items that still needed attention prior to completion. Mr. Halliburton informed the Board of Directors that the easement payment had been made to the Southlake Ranch Homeowner's Association. Mr. Halliburton then discussed recent vandalism at the Plum Creek Conservation District's Site 5 and the contractor's responsibility to remedy the situation. Mr. Halliburton informed the Board of Directors that all of the Plum Creek Conservation District's equipment had been removed from the Caldwell County Barn by the Plum Creek Conservation District's staff. Mr. Halliburton stated that the Plum Creek Conservation District's newsletter had been mailed to approximately 250 addresses. Mr. Halliburton discussed a recent telephone conversation he had with Mr. Dewayne Barth regarding the land that the Plum Creek Conservation District's Site 15 Flood Control Structure is located on. Mr. Halliburton informed the Board of Directors that Mr. Schuelke had

discussed information he had received from HALFF and Associates, in conjunction with the Guadalupe-Blanco River Authority, regarding the Guadalupe River Basin Study with the Board of Directors. Mr. Halliburton discussed the costs associated with this study and the information that the Plum Creek Conservation District would like to attain. Mr. Halliburton informed the Board of Directors that HALFF and Associates and the Guadalupe-Blanco River Authority would be at the Plum Creek Conservation District's October meeting to present to the Board of Directors. The Board of Directors then discussed the cost feasibility of this study. Mr. Halliburton informed the Board of Directors that Mr. Kerry Urbanowicz would be presenting to the Board of Directors in October regarding the City of Kyle's park development at the Plum Creek Conservation District's Site 2 Flood Control Structure.

- 2:30PM President Holt requested a report from the Plum Creek Conservation District's Attorney, Mr. Bob Wilson. Mr. Bob Wilson discussed a recent application for discharge by the Walton Texas LT development group of 700,000 gallons per day into an unnamed tributary, followed by Clear Fork Creek, and Plum Creek and the impact it would possibly have on the Plum Creek Conservation District's flood control structures. The Board of Directors then discussed this application with Mr. Bob Wilson in depth. Mr. Bob Wilson then discussed his recent attendance at the Caldwell County Commissioners' Court for a presentation by the Guadalupe-Blanco River Authority regarding water resources, as it pertains to population growth, as well as, costs associated with implementing these water resources.
- 2:48PM President Holt requested a report from the Plum Creek Conservation District's building committee concerning the Plum Creek Conservation District's proposed new garage building. Mr. Halliburton and the Board of Directors discussed a drawing by Mr. Thom Earnest regarding the specifications that the Board of Directors had requested in the proposed new garage building.
- 2:52PM President Holt requested public comments. There were no public comments.
- 2:52PM Mr. Twidwell made a motion to adjourn. Mrs. Knight provided the second and the motion to adjourn passed unanimously.

2:38PM

3:05PM

3:23PM

3:23PM