

MEETING OF THE BOARD OF DIRECTORS
PLUM CREEK CONSERVATION DISTRICT,
LOCKHART, TEXAS 78644
July 21st, 2015

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), Lucy Knight (Treasury/Secretary), Ben Twidwell (Director), Peter Reinecke (Director), and Fred Rothert (Director). Also present were Bob Wilson (Attorney), Feathergail Wilson (PCCD Geologist), and PCCD staff Johnie Halliburton, Karen Bassett, and Dan Meyer. Minutes were transcribed by Karen Bassett.
- 1:00PM President Holt requested motions or comments regarding the minutes of the regular meeting held on June 16th, 2015. Mr. Lipscomb made a motion that the minutes of the regular meeting held on June 16th, 2015 be accepted as mailed out. Mr. Twidwell provided the second and the motion was approved unanimously.
- 1:01PM President Holt requested any unfinished business that required the Board of Directors' attention. Mr. Halliburton explained that there was no unfinished business.
- 1:01PM President Holt requested discussion of item IV on the agenda. Mr. Halliburton introduced Mr. Allen Crozier with HDR Engineering who gave a presentation in regards to building a bridge over Lehman Rd on site 2 in Kyle Texas. Mr. Crozier stated that HDR Engineering was requesting permission to continue moving forward with the project and to coordinate with NRCS. Ms. Knight made a motion to allow HDR Engineering to continue moving forward with the project and to coordinate with NRCS. Mr. Rothert provided the second and the motion was approved unanimously.
- 1:17PM President Holt requested discussion of item V on the agenda. Mr. Bob Wilson discussed with the Board a possible agreement with the Sunfield MUD for use of the flood control structure at site 10. The Board briefly discussed with Mr. Bob Wilson. Ms. Knight made a motion to execute the agreement with the Sunfield MUD. Mr. Lipscomb provided the second and the motion passed unanimously.
- 1:30PM President Holt requested discussion of item VI on the agenda. Mr. Bob Wilson discussed with the Board a proposed Joint Defense Agreement in connection with the Texas Commission on Environmental Quality (TCEQ) hearing on the Green Group Landfill application. Mr. Bob Wilson stated that he did not feel there was anything in the agreement that PCCD needed to do and that his recommendation would be that PCCD not sign the Joint Defense Agreement. No action was taken.
- 1:38PM President Holt requested discussion of item VII on the agenda. Mr. Bob Wilson discussed with the Board the consideration of and possible action on the appointment of a Contracting Officer and an Alternate Contracting Officer in connection with contracts on the rehabilitation of Plum Creek Watershed site 6. Mr. Bob Wilson explained that there was a clean copy in the Directors' folders for their review. Mr. Twidwell made a motion to approve, by resolution, authorizing Johnie Halliburton to be designated as Contracting Officer and Daniel Meyer to be designated as Alternate Contracting Officer for the

Plum Creek Watershed site 6 dam rehabilitation project. Mr. Rothert provided the second and the motion was approved unanimously.

1:47PM

President Holt requested discussion of item IX on the agenda. Mr. Halliburton discussed the possibility of authorizing the PCCD President to sign a new agreement with the Texas State Soil and Water Conservation Board (TSSWCB) for fiscal year 2016 funds, if additional funds were needed to fully fund the Plum 6 rehabilitation project. Ms. Knight made a motion to authorize the PCCD President to sign a new agreement with TSSWCB for fiscal year 2016 funds, if additional funds were needed to fully fund the Plum 6 rehabilitation project. Mr. Lipscomb provided the second and the motion was approved unanimously.

1:50PM

President Holt requested discussion of item X on the agenda. Mr. Bob Wilson discussed with the Board the consideration of and action on the Natural Resources Conservation Service (NRCS) form ADS 78 titled "Assurances Relating to Real Property Acquisition" in connection with proposed rehabilitation of the dam at site 6. Ms. Knight made a motion to execute the form 78 "Assurances Relating to Real Property Acquisition". Mr. Lipscomb provided the second and the motion was approved unanimously.

1:56PM

President Holt requested discussion of item XI on the agenda. Mr. Halliburton discussed with the Board the Federal and State agreement amendments to add construction funds for the rehabilitation of site 6. Mr. Lipscomb made a motion to sign the agreement for the Federal amendment to add construction funds for the rehabilitation of site 6. Mr. Twidwell provided the second and the motion was approved unanimously. Mr. Lipscomb made a motion to sign the agreement for the State amendment to add construction funds for the rehabilitation of site 6. Mr. Twidwell provided the second and the motion was approved unanimously.

2:01PM

President Holt requested discussion of item XII on the agenda. Mr. Bob Wilson discussed memorializing an agreement with Freese and Nichols, Inc. for required aquatic life relocation in reconnection with proposed rehabilitation of the dam at site 6. Mr. Twidwell made a motion to authorize Johnnie Halliburton to sign an agreement with Freese and Nichols, Inc. for required aquatic life relocation in connection with proposed rehabilitation of the dam at site 6. Ms. Knight provided the second and the motion was approved unanimously.

2:10PM

President Holt requested discussion of item XIII on the agenda. Mr. Bob Wilson discussed with the Board certain financial and fiscal arrangements associated with payment of contract amounts associated with the rehabilitation of Plum Creek Watershed site 6 dam including possible action to appoint an agent to handle payment of contract obligations associated with the rehabilitation project. The Board discussed with Mr. Bob Wilson but no action was taken.

2:23PM

President Holt requested discussion of item XIV on the agenda. Mr. Bob Wilson discussed with the Board a Memorandum of Understanding (MOU) among Barton Springs/Edwards Aquifer Conservation District, Hays Trinity Groundwater Conservation District, and Plum Creek Conservation District for hydrological evaluation of impact of pumping impacts on groundwater in Central Hays County. Ms. Knight made a motion to authorize the entry into the MOU once the final language was determined by all of the Districts involved and after it was approved by PCCD's Attorney. Mr. Twidwell provided the second and the motion was approved unanimously.

2:30PM

President Holt requested discussion of item XV on the agenda. Mr. Daniel Meyer gave a slide show presentation of the Drought Management Plan, the Annual Review, and the Assessment. Mr. Meyer reminded the Board that in 2012 the Board had approved the Drought Management Plan with the requirement that there would be a review and assessment annually.

2:41PM

President Holt requested discussion of item's XVI and XXII on the agenda.

Mr. James Lipscomb gave a review and a slide show presentation of PCCD's financial procedures from past to present. Mr. Halliburton explained that in accordance with PCCD's Investment Policy, the Investment Officers at the present time were the Secretary/Treasurer, Ms. Knight, and the Executive Manager, Mr. Johnie Halliburton. The Board discussed with Mr. Halliburton and agreed to keep Ms. Knight and Mr. Halliburton as the Investment Officers.

3:30PM

President Holt requested a report from PCCD's Geologist, Mr. William Feathergail Wilson. Mr. Feathergail Wilson gave a detailed slide show presentation on the age dating of water in the Carrizo/Wilcox Aquifer. Mr. Feathergail Wilson also discussed a handout of the Regional Water Supply Projects.

3:15PM

President Holt requested a report from the NRCS' District Conservationist, Mr. Isidro Morales. Mr. Morales informed the Board that the TCEQ would be performing dam safety inspection's on PCCD's sites 10, 12, and 16.

3:15PM

President Holt requested a report from the PCCD's Assistant Manager, Mr. Daniel Meyer. Mr. Meyer explained that he had been updating the site 6 Emergency Action Plan and that when it was complete he would be sending it to TCEQ. Mr. Meyer then discussed the schedule for the proposed tax rate hearings that PCCD was required to have. The Board discussed dates and times with Mr. Meyer.

3:19PM

President Holt requested a report from the PCCD's Executive Manager, Mr. Johnie Halliburton. Mr. Halliburton reported that all of the herbicide applications had been completed on all 28 structures. Mr. Halliburton said that he had been in contact with the site 6 landowners in regard to their property within the construction area. Mr. Halliburton then stated that Goforth WSC was in the process of determining what they would be doing with their water line at the site 6 construction site. Mr. Halliburton then reported that he had attended the Hays and Caldwell/Travis SWCD, meeting where they both, as sponsors of the project, had signed the new O&M Agreement for site 6. Mr. Halliburton explained that the bid notices for the site 6 rehabilitation project was on PCCD's website as well as in the Lockhart, Luling, and Hays County newspapers. Mr. Halliburton mentioned that PCCD had received its last Federal Emergency Management Agency (FEMA) payment from the 2013 flood. Mr. Halliburton mentioned that the Texas Department of Agriculture had done an inspection on PCCD's applicator's license, its equipment, and PCCD's last two years of records. Mr. Halliburton stated that they would be doing inspections every two years from now on. Mr. Halliburton, lastly, mentioned that the Texas Water Conservation Association Board had performed their yearly audit on PCCD's records and that it went well.

3:21PM

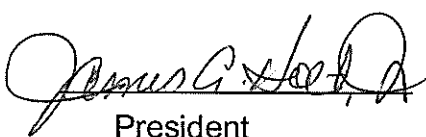
President Holt requested a report from the PCCD's Attorney Mr. Bob Wilson. Mr. Bob Wilson stated that he had nothing further.

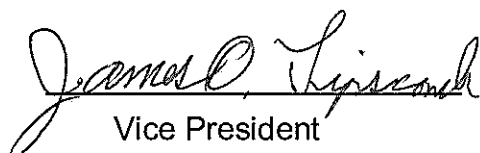
3:22PM

President Holt requested any public comments. Mr. Dennis Hobbs requested a copy of the NRCS' responses and comments to the Green Group Holdings' drainage plan and copies of Mr. Feathergail Wilson's exhibits of the July 21st, 2015 meeting. Mr. Bob Wilson informed Mr. Hobbs that he first needed to fill out an information request form to receive the request information regarding the Green Group Holdings' drainage plan. Ms. Loe MacNaughton requested Mr. Feathergail Wilson's maps that he had presented to the Board July 21st, 2015. Mr. Meyer stated that he would prepare those maps.

3:29PM

Mr. Twidwell made a motion to adjourn. Mr. Rothert provided the second and the motion to adjourn passed unanimously.


President


Vice President