

POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT
Board of Directors Meeting
Post Oak Savannah Ground Water District Offices
310 East Avenue C
Milano, Texas 76556
August 12, 2008 – 5:30 p.m.

MINUTES

Members Present

President /Nathan Ausley
Kerry Starnes
Dwayne Jekel
Robert Ware
Jim Hodson
Lee Alford III
Andy Hovorak

Entity

POSGCD
POSGCD
POSGCD
POSGCD
POSGCD
POSGCD
POSGCD

POSGCD District Manager
POSGCD
POSGCD
Legal Counsel

Members Absent

Carroll Glaser
Jay Wilder
Jay Tumlinson

POSGCD
POSGCD
POSGCD

Others Present

Jackie Scott
Scott Carlson
Bill Graham
Curtis Chubb
Steve Young
Keith Hansberger
Alice Darnell
Dick Burns
Gordon Euron
Marcus Canips
Don Ranschluter
Ridge Kaiser
Pat Riley
Quinton Dodson
Karl Westbrook
Bob Barrie
Ken Hall
Sal Zaccagnino
Bernard Rychlick
Ross Cummings
Delores Goode
Tom Winder
John Miller
Judith Slusher

BRA
Metropolitan Water
Self
Cameron Herald
URS
LPGD
LPGD
Alcoa
Chisholm Trail SUD
Chisholm Trail SUD
Chisholm Trail SUD
R.W. Hardin & Associates
Southwest Water Corp.
Blue Water
Milano W.S.C.
BVWA
Southwest Milam WSC
BCIF
City of Caldwell
Blue Water
Chisholm Trail SUD
City of Rockdale
Milam County Landowner
Self

PUBLIC HEARING

1. Call to Order

Board President Nathan Ausley called the meeting to order at 5:30 p.m.

2. Public Comment

Public comment was heard from Don Ranschburger of Chisholm Trail SUD. With respect to their interest in the Blue Water application for 40,000 acre feet of water. Bernard Rychlick, the Mayor of Caldwell, thanked the District for the Grant Money Award and presented the board with an update on their Grant project.

3. Approve Minutes of May 13, 2008 Board Meeting

Director Jim Hodson made a motion to approve the Minutes of July 8, 2008. The motion was 2nd by Director Robert Ware. The motion carried unanimously.

4. Enforcement actions and direction to the general manager regarding violations of the District Rules by Adrob, inc. with respect to operation of a water well located approximately 600 feet East of FM 3058, on PR 4010 in Burleson County, Texas

General Manager, Gary Westbrook reported that Adrob has said they will close the Park due to the cost that it would take to become compliant with the State. They have submitted a letter to their attorney to approve that will serve as notice to their tenants and they have also filed an application for a permit with the District. The notice to the tenants will give deadlines of October 1, for renters of houses and December 1 for renters of lots.

5. Services Agreement with Barney Knight & Partners

General Manager, Gary Westbrook presented the board with the Service Agreement requested by Barney Knight & Partners. A motion was made by Director Dwayne Jekel to accept the service agreement as presented. The motion was 2nd by Director Nathan Ausley. The motion passed unanimously.

6. Brazos Valley GCD vs Clifford A. Skiles and C.A. Skiles Family in contested case hearings over applications filed with the District

General Manager, Gary Westbrook gave a brief summary of the scheduled hearings and made recommendations. A motion was made by Director, Dwayne Jekel to have U.R.S. run models using the data provided in the applications filed by the applicants and compare the results to the monitoring well data in our records and to make this information available to Brazos Valley GCD as a resource for their hearing process. The motion was 2nd by Director Andy Hovorak. The motion carried unanimously.

7. Minor revisions to District Rules arising from recent changes to Chapter 36, Texas Water Code, and consideration of public hearing exceptions for non-exempt wells with production of less than 10,000 gallons per day.

The Board received comment from the District's Attorney concerning possible minor revisions to the District's rules concerning hearings. General Manager, Gary Westbrook added comment on possible revisions concerning non-exempt wells with smaller production and the rule and notice requirements for those wells. The board approved for the General Manager and the District's attorney to proceed with recommendations.

8. Report from committee appointed July 8, 2008 to evaluate and recommend Desired Future Conditions (DFC) in aquifers in the District

Item # 8 & item # 9 were opened together. Please see Item # 9.

9. District Desired Future Conditions in Groundwater Management Area 12

Steve Young with U.R.S. gave a presentation explaining the DFC process and a report from the committee, including a handout on projected water level declines in aquifers in the District. Tom Winder of The City of Rockdale expressed concern regarding this process. Ridge Kaiser of R.W. Hardin & Associates encouraged the

board to have at least 1 stake holders meeting concerning this process and claimed that despite 30 years experience as a hydrologist he did not understand what the numbers in the handout meant. He also requested that pumpage files be made available.

10. Direction to general manager concerning District stakeholder meetings concerning Desired Future Conditions of aquifers in the District

A motion was made by Director Nathan Ausley to have General Manager Gary Westbrook publish notice of Stakeholder meeting to discuss the DFC report with groundwater producers on the District with at least a 10 day advance notice. The motion was 2nd by Director Robert Ware, The motion carried unanimously.

11. District Manager report on recent District activities and take appropriate actions

A. Permit applications filed with the District and possible Hearing dates for those applications

1. General Manager Gary Westbrook reported that Blue Water, Inc. had filed applications for 40,000 acre feet per year, 25 thousand from the Simsboro and 15 thousand from the Carizzo, and that those applications were being reviewed under the guidelines of the District Rules and hearings will be set when the applications are confirmed to be complete.
2. General Manager, Gary Westbrook reported that Adrob, Inc. had submitted an application that will require a hearing and that this would be scheduled when the application is complete.

B. Emergency Permits Granted, well recordings, & new well applications and completions

There were -0- emergency permits filed, -10- wells recorded, -6- new well applications, and -0- new wells completed, and 1 well plugged

C. Recent and future District presentations and activities

1. Texas Alliance of Groundwater District quarterly meeting July 28-30, 2008

General Manager, Gary Westbrook gave a report on the TAGD Quarterly Meeting of July 28 –30, 2008 in Austin and noted that TAGD offered one full day of education and training programs for GCD Personnel.

2. District Financial Officers Training

General Manager, Gary Westbrook reported that he and Director Dwayne Jekel both attended this training in Austin and remain certified under state rules.

3. Texas Water Foundation Water IQ conservation media program

General Manager, Gary Westbrook gave a report on the Texas Water Foundation Water IQ conservation media program – phase 1 is under way.

4. Groundwater Management Area 8 Progress report

General Manager, Gary Westbrook gave a report on the Groundwater Management Area 8 progress and stated that the next scheduled meeting would be September 22, 2008 and that he anticipated GMA8 would submit all DFC's except the Trinity to the Texas Water Development Board at that meeting.

5. Groundwater Management Area 12 Progress report

General Manager, Gary Westbrook gave a report on the Groundwater Management Area 12 progress and stated that there is a scheduled meeting on August 28th at 10:00 a.m. at the Community Center in Milano, Texas.

6. Meeting with BRA on Conjunctive use required in District Management Plan

General Manager, Gary Westbrook gave a report on the meeting with BRA on Conjunctive use required in the District Management Plan

7. Beaver Creek WICD formation, appointment of temporary directors, and confirmation election

General Manager, Gary Westbrook reported that he attended the Beaver

Creek formation hearing held by Burleson County Commissioners Court on July 30, 2008, and that the commissioners approved an election to be held soon to confirm creation of the Beaver Creek WICD

12. Bills received and current financial status

A motion was made by Director Jim Hodson to approve the bills. The motion was 2nd by Director Dwayne Jekel. The motion carried unanimously.

13. Dates, locations, and times of future meetings

The next scheduled Board Meeting will be on September 9, 2008 at the District office in Milano, Texas at 5:30 p.m.

13. Adjourn

The meeting adjourned at 6:20 p.m.

THE ABOVE MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON AUGUST 12, 2008 WERE APPROVED AND ADOPTED BY THAT BOARD ON SEPTEMBER 9, 2008.

Nathan Ausley, President

Attest:

Kerry Starnes, Secretary/Treasurer _____ Date _____

A meeting recording of this meeting is available on CD.