

**POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT**  
**Public Hearing & Board of Directors Meeting**  
**POSGCD District Offices**  
**310 East Avenue C**  
**Milano, TX 76556**  
**January 12, 2021 – 5:30 p.m.**

**MINUTES**

**Directors Present**

Sidney Youngblood-in person  
Lee Alford-in person  
Becky Goetsch-in person  
Steven Wise-in person  
Dana McClaren-in person  
Bob Wilson-in person  
Tommy Tietjen-in person  
Ed Savage- in person  
Ward Roddam- in person  
Jay Wilder-via online

**Directors Absent**

None

**Staff Present**

Gary Westbrook- in person  
Doug Box- in person  
Bobby Bazan – in person  
Craig Andrews – via online  
Elaine Gerren - via online

**Others Present**

Steve Young- via online  
Barbara Boulware-Wells - via online  
Others via online or telephone  
James Bene` - via online  
Ross Cummings - via online  
Shan Rutherford- via online  
Blair Parker- via online  
Amy Hinnant- via online  
Stefan Schuster- via online  
Tanner Key

**Entity**

Intera  
The Knight Law Firm, LLP  
  
R.W. Harden & Associates  
Blue Water  
Terrell & Waldrop  
SAWS  
Burleson County Citizen  
EPCOR  
Landowner

## **Board Meeting**

President Sidney Youngblood welcomed everyone and thanked them for their attendance. He stated the meeting was being recorded and the recording would be available on the District's website.

### **1. Pledge of Allegiance**

Director Becky Goetsch led the pledges to the flags of the United States and Texas.

### **2. Invocation**

GM Gary Westbrook gave the invocation.

### **3. Call to Order and establish quorum**

The Board meeting was called to order at 5:36 p.m. by President Sidney Youngblood. He proceeded to call the roll of the Board and he declared a quorum had been established, with directors verified by general counsel and staff to be in attendance either in person, by telephone, or online.

### **4. Public Comment**

President Youngblood asked GM Westbrook if anyone had requested to speak under this agenda item. GM Westbrook stated Tanner Key had asked to speak. President Youngblood invited Mr. Key to speak, with no response. GM Westbrook stated he had previously answered questions for Mr. Key.

### **5. Minutes of January 12, 2021 Board Meeting**

A motion was made by Director Lee Alford to approve the Minutes of January 12, 2021. The motion was 2<sup>nd</sup> by Director Tommy Tietjen. The motion passed unanimously.

### **6. Review of Recent Education Efforts and Activities**

Doug Box stated that we had a Rainwater Harvesting class on Friday, February 5<sup>th</sup>, with 31 people in attendance. There will be another class on June 4, 2021. We will also have an Earthkind class later in the Summer. Mr. Box gave an overview of the new website with statical data presented.

### **7. Temporary Variance to Rules concerning metering of flow rates**

GM Westbrook presented an overview of the need for a temporary variance to the rules concerning metering of flow rates. He presented a Resolution to approve a temporary variance of the Rules to allow magnetic meters to be installed to satisfy metering of production. A motion was made by Director Tommy Tietjen to approve the Resolution for the temporary variance. The motion was 2<sup>nd</sup> by Director Ed Savage. The motion carried unanimously.

### **8. Issuance of an Operating Permit pursuant to Rule 5.5.3 to City of Thorndale, P.O. Box 308, Thorndale, Texas 76577 for operation of a groundwater well to be used for municipal water supply to the City of Thorndale, to produce less than or equal to 400 gallons per minute, with total production from the well not to exceed 321.841 acre feet per year**

GM Westbrook notified the Board he has issued this permit under Rule 5.5.3. After brief discussion by the Board, no further action was taken.

### **9. Participation with Texas A&M Agri-Life Education efforts for irrigation conservation**

GM Westbrook gave a brief update on the program began with TAMU AgriLife during 2020 which focused on improved efficiency in irrigation and which included participation by the District in the amount of \$50,000 funding. Information from last year was in the Board Packet. AgriLife will also apply to the Texas Water Development Board for grant funding to create a statewide program, but all POSGCD funds would be used to fund efforts in the District. Due to COVID all efforts from 2020 were put on hold, but AgriLife is ready to resume the program. The Advisory Committee recommended the District participate at the same amount last

year. A motion was made by Director Ward Roddam to approve participation at the amount of \$50,000. The motion was 2<sup>nd</sup> by Director Jay Wilder. The motion carried unanimously.

**10. Joint Planning process and Desired Future Conditions (DFC's), groundwater resources in the District, and future process for evaluating District DFC's for Groundwater Management Area 12 (GMA 12) and Groundwater Management Area 8 (GMA 8)**

GM Westbrook stated that the District had held the public hearing on the proposed DFC's for GMA 8 at the January 12, 2021 meeting and the 90-comment period will come to a close on February 12, 2021.

GM Westbrook then gave a presentation entitled, "Update for GMA 12 Desired Future Conditions." He reported at the last GMA 12 meeting he presented the model run that the Board voted to be considered and the GMA12 representatives agreed to accept all changes to the S7 GAM Run as requested, with the exception of the changes to the Carrizo aquifer. He will present the results again at the next GMA 12 meeting this Friday with additional supporting documentation and will again request that this GAM Run, S-10, be considered for adoption of DFCs.

Tanner Key addressed the Board and thanked GM Westbrook for answering his questions earlier. Mr. Key asked why one pump drops faster than others in the surrounding area. Mr. Westbrook answered that it all depends on several factors such as the location of the well and other events taking place in proximity to the production point. Mr. Westbrook invited Mr. Key to come in or call for more detail. Mr. Key thanked the Board and Mr. Westbrook for their work.

No further action was taken.

**11. Executive Session- The Board will convene into Executive Session pursuant to Section 551.071, Texas Government Code and 1.05 Texas Disciplinary Code to consult with Legal Counsel on the following:**

- a. Receive Ad Hoc Committee and/or General Manager's report on enforcement actions involving SAWS, Vista Ridge and EPCOR.

No Action will be taken in Executive Session

The Board convened into executive session at 6:11 p.m.

**12. Reconvene into Open Session**

The Board reconvened into Open Session at 6:38 p.m. President Youngblood reminded all that no action was taken during Executive Session.

**13. Receive General Manager's report on compliance with reporting associated with 2020 amendments to Vista Ridge permits, and associated direction to General Manager**

GM Westbrook stated that when the District approved permits last February for Vista Ridge, the approval carried four contingency requirements and all of the requirements have been met, and at this time Vista Ridge is compliant. He stated he will be issuing these permits in the next few days.

**14. Receive report from District Manager on recent District activities and take appropriate actions.**

**A. Permit applications filed with the District and Hearing Dates; Emergency Permits Granted**

GM Westbrook stated that there were no applications received which require a hearing and no emergency applications granted.

**B. Well Drilling activities: registrations, applications, completions, plugging, inspections**

GM Westbrook stated that there were 30 registrations, 20 new applications, 30 well completions, 0 wells plugged, and 3 well inspections not related to GWAP.

**C. Groundwater Well Assistance Program (GWAP) Update: investigations and corrective actions taken**

This is a new item and will remain on future agendas providing a summary of the GWAP.

GM Gary Westbrook gave an overview of the program and the summation of costs to date. This item is on the website.

**D. Recent and future District presentations and activities**

**1. Annual Report from General Manager**

GM Westbrook provided an overview of the Annual Report with corrections and stated that it is posted on the website and is complete.

**2. TAMU AgriLife Tri-County Winter Crops Seminar of January 27, 2021**

GM Westbrook presented on behalf of the District to the seminar with approximately 60 in attendance from Brazos, Burleson, and Robertson Counties. He discussed the importance of reporting production and also the importance of enrolling land in the Aquifer Conservancy Program.

**3. Texas Alliance of Groundwater Districts meeting of January 26-27, 2021**

GM Westbrook gave a brief report on this meeting and noted three staff attended virtually.

**4. Texas Water Conservation Association Conference of March 3-5, 2021**

GM Westbrook noted this meeting will be virtual and he will attend.

**5. 2021 Groundwater Conservation Grants applications and filing deadline**

GM Gary Westbrook stated that the grant applications are due on Friday March 19, with anticipated awards at the April Board meeting.

**6. 2021 Water Level Monitoring work**

Bobby Bazan stated that the percentage of completion is close to 50% and anticipate being finished by the end of the month.

**7. Update on pending work to develop conservation programs for brush control and irrigation**

GM Westbrook reported Dr. Wilcox is nearing completion of the first report and will report to the Board when it is complete.

**8. Texas Groundwater Summit of August 31-September 2, 2021**

GM Westbrook reported this Summit is scheduled to be in person in San Antonio. He asked any Board members who wish to attend to advise staff so they might be registered.

**9. Milam and Burleson Counties Groundwater Summit August 12, 2021**

GM Westbrook reported the Advisory Committee had decided to move forward with holding the Summit in person in Caldwell on Thursday, August 12, 2021. Additional updates will follow.

**14. Bills received, current financial status, Investment Officer Report.**

After discussion by the Board, a motion was made by Director Ed Savage to approve the bills and current financial statement. The motion was 2<sup>nd</sup> by Director Tommy Tietjen. The motion passed unanimously.

**15. Dates, locations, and times of future meetings**

The next regular meeting is scheduled for March 9, 2021 @ 5:30 at the District Offices & Virtually

**16. Adjourn Board Meeting**

A motion was made by Director Lee Alford to adjourn the meeting at 6:58 p.m.

**THE ABOVE MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON FEBRUARY 9, 2020 WERE APPROVED AND ADOPTED BY THAT BOARD ON MARCH 9, 2021.**

\_\_\_\_\_  
Sidney Youngblood, President

**Attest:**

\_\_\_\_\_  
Gary Westbrook, Assistant Board Secretary

Date\_\_\_\_\_