

POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT
Reconvene Public Hearing
Post Oak Savannah Groundwater Conservation District
District Offices
310 East Avenue C
Milano, Texas 76556
August 10, 2021 – 5:30 P.M.

MINUTES

POSGCD Board Members Present

Sidney Youngblood – in person
Steven Wise – in person
Ed Savage – via online
Tommy Tietjen – in person
Becky Goetsch – in person
Bob Wilson – in person
Ward Roddam – in person
Lee Alford – in person

Board Members Absent

Jay Wilder
Dana McClaren

Applicant Representation (in person)

Tommy Hodges	Alcoa
Roger Nevola	Alcoa/Legal
Alan Gardenhire	Alcoa
Bob Harden	Alcoa/HHE

POSGCD Representation (in person)

Gary Westbrook	POSGCD General Manager
Steve Young	Intera/ District Consultant
Barbara Boulware-Wells	The Knight Law Firm

POSGCD Staff Present

Bobby Bazan – in person
Elaine Gerren – in person
Doug Box – in person
Craig Andrews – via online
Jordan Aldridge – via online

Public Attendance (in person)

Paul Terrill	Terrell & Waldrop/Blue Water
Ross Cummings	Blue Water
James Bene	R.W. Harden & Associates

Public Attendance (online or via phone)

+12544820545
+15124613179
+15124688789
+15127606991
+15128181979
+15128517565

Jaclyn Robertson

Amy Jurica Hinnant

Caller

Caller

Caller

Caller

Curtis Shupak

Dan Fischer

Visitor

John Seifert

Ellen Berky

Fred Russell

J Brunson

Jennifer Windscheffel

Kathryne Roddam

Kendra

Paul

Paul Brandenburg

Ross Cummings

Shan Rutherford

Stanley J. Mitchell

Stefan Schuster

Travis Brown

Burleson County Landowner

crshupak@aol.com

Milam County Landowner

WJS - Groundwater

League of Independent Voter

Milam County Landowner

City of Rockdale

Milam County Landowner

Blue Water

Terrell & Waldrop

sschuster@epcor.com

PUBLIC HEARINGS

1. Pledge of Allegiance

Director Bob Wilson led the Pledge of Allegiance to both the United States and Texas flags

2. Invocation

Director Becky Goetsch gave the invocation.

3. Call to Order and establish quorum

President Youngblood established a quorum with 7 Directors present in person and 1 Director present online at 5:34 pm.

President Youngblood convened the Board into Executive Session at 5:36 under Section 551.071 Government Code and stated no decisions would be made in Executive Session.

The Board reconvened from Executive Session at 7:34 pm. President Youngblood stated that no decisions were made during Executive Session.

President Youngblood then stated he would recess the hearing for 10 minutes.

President Youngblood reconvened the hearing at 7:46 pm and moved into item agenda 4.

4. Reconvene the Public Hearings and take up items 9 and 10 from the Public Hearing Agenda dated July 27, 2021

- 9. Consider Amendments to Existing Drilling and Operation Permit. Alcoa USA Corp. (Alcoa), whose address is P.O. Box 1491, Rockdale, TX 76567, submitted an application on May 17, 2021, to amend Alcoa's existing Drilling and Operating Permit No. POS- D&O 0148, as amended (Permit 0148). Permit 0148 currently authorizes Alcoa to produce 25,000 acre-feet of water per year from the Simsboro formation from a system of 56 wells (32 of which are existing dual use historic use wells authorized to be used under both Alcoa's Historic Use Permit and Permit 0148, and 24 of which are permitted but not yet constructed wells authorized to be used under Permit 0148) located on the nearly 25,000 acres of land and groundwater rights overlying the Simsboro that Alcoa owns in Milam County. The water is currently authorized to be used for industrial use on Alcoa's Milam County property. Alcoa requests that Permit 0148 be amended to (1) authorize use of the water for the following purposes: municipal, industrial, manufacturing, and commercial; and (2) authorize use of the water anywhere within Milam County (which is within the District), and anywhere within Williamson County and three counties that are adjacent to Williamson County: Lee, Travis, and Bell Counties (all four of which are outside the District). No change in location or modification of any of the 56 currently authorized wells is requested. No increase in the currently authorized 25,000 acre-feet per year aggregate annual production under Permit 0148 or the currently authorized rate of production from any well is requested. The permit currently has a term that ends November 13, 2052. Alcoa requests that the term be extended approximately 9 years, to a date that is 40 years from the date of issuance of the amended permit. The Board may:**
- grant the Amendment;**
 - grant the Amendment with special conditions; or**
 - deny the Amendment.**

After brief discussion Director Becky Goetsch moved to delay a decision until the September 14, 2021, Board Meeting to give more consideration to the information received. Director Tietjen seconded the motion. Directors voting in favor of the motion were Goetsch, Alford, Tietjen, Roddam, Savage, and Youngblood. Directors voting against the motion were Wilson and Wise.

- 10. Consider Application for a Transport Permit. Alcoa USA Corp. (Alcoa), whose address is P.O. Box 1491, Rockdale, TX 76567, submitted an application on May 17, 2021, for a Transport Permit to authorize transport from the District of 25,000 acre-**

feet of water per year produced from the Simsboro formation under Alcoa's Permit 0148, as that permit is requested to be amended, for use anywhere in Williamson County and three counties that are adjacent to Williamson County: Lee, Travis, and Bell Counties (all four of which are outside the District). Less than 25,000 acre-feet of water per year will be transported for use outside the District if a portion of the 25,000 acre-feet per year authorized aggregate annual production under Permit 0148 is committed for use and actually used in Milam County (which is inside the District). Alcoa requests that the term of the Transport Permit be 40 years from the date of issuance of the permit, to match the requested extended term for Alcoa's Permit 0148. The Board may:

- grant the Application;
- grant the Application with special conditions; or
- deny the Application.

After brief discussion Director Becky Goetsch moved to delay a decision until the September 14, 2021, Board meeting to give more consideration to the information received. Director Tietjen seconded the motion. Directors voting in favor of the motion were Goetsch, Alford, Tietjen, Roddam, Savage, and Youngblood. Directors voting against the motion were Wilson and Wise.

5. Recess Public Hearing

The Public Hearing was recessed at 7:58 until September 14, 2021.

THE ABOVE MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON AUGUST 10, 2020, WERE APPROVED AND ADOPTED BY THAT BOARD ON SEPTEMBER 14, 2021.

Sidney Youngblood, President

Attest:

Gary Westbrook, Assistant Board Secretary

Date _____