

POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT
Board of Directors Meeting
POSGCD District Offices
310 East Avenue C
Milano, TX 76556
October 11, 2022 – 5:30 p.m.

MINUTES

POSGCD Board Members Present

Ward Roddam
Jay Wilder
Tommy Tietjen
Steven Wise
Becky Goetsch
Ed Savage
Bob Wilson
Kit Worley
John Redington

Board Members Absent

Buster Evers

POSGCD Staff Present

Gary Westbrook
Doug Box
Courtney Gentry
Bobby Bazan
Craig Andrews – via online
Jeff Fisher – via online
Kelli Timmerman
Michael Redman

POSGCD Consultants Present

Barbara Boulware-Wells	The Knight Law Firm
Dr. Steve Young	Intera

Public Attendance

Andy Wier	SAWDF
Bridgett Meyer	Terrill & Waldrop
Darren Knopp	Strattmont Group
James Cooper	Strattmont Group
David Smith	Texas 4-H
Robert Miller	Texas 4-H
Stefan Schuster	EPCOR

Public Attendance via online

Blaire Parker	SAWS
CK	
Jaclyn Wise	TWRI/AgriLife
Liz Ferry	RW Harden
Craig Andrews	POSGCD
Jeff Fisher	POSGCD

Board Meeting

1. Pledge of Allegiance

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

2. Invocation

Director Steven Wise gave the invocation.

3. Call to Order and establish quorum

Board President Ward Roddam called the meeting to order at 5:34 pm. President Roddam noted that there was a quorum of 9 Directors present.

4. Administer Oath of Office for Director John Redington

President Roddam welcomed the District's newly appointed Director, John Redington, to the POSGCD Board of Directors. He administered the Oath of Office for Director Redington.

5. Presentation to Board from Texas A&M AgriLife 4-H Water Ambassadors

David Smith, AgriLife Extension, gave a presentation entitled 2022 4-H2O Leadership Academies. The presentation overviewed the 4-H Water Ambassador tier levels, efforts and activities in 2022.

6. Update from Robert Miller on his activities with 4-H Water Ambassadors Program

Robert Miller is in Tier II of the 4-H Water Ambassadors. He spoke about topics covered in the program this year, noting his two favorite topics were Wastewater treatment and Bays and Estuaries.

Mr. Smith and Mr. Miller presented a plaque from the Texas Groundwater Summit to the POSGCD Board to thank them for their support.

President Roddam thanked Mr. Smith and Mr. Miller for their presentations and participation in the 4-H Water Ambassadors.

7. Public Comment

President Roddam asked for public comment from anyone attending in person or online. No comments were offered.

8. Consent Agenda – *All of the following items on the Consent Agenda are considered to be self-explanatory by the Board and will be enacted with one motion. There will be no separate discussion of these items unless a Board Member requests.*

- a) Minutes of September 13, 2022 Board Meeting**
- b) Bills received, current financial status, Investment Officer Report**
- c) Update on Aquifer Conservancy Program (ACP) enrollments and amendments to terms**
- d) Review of Recent Education Efforts and Activities**
- e) Water Well Monitoring Update: Number of wells and frequency of measurements**
- f) Groundwater Well Assistance Program (GWAP) Update: investigations and corrective actions taken**
- g) Receive report from General Manager on recent District activities and take appropriate actions**
 - 1. Permit applications filed with the District and Hearing Dates; Emergency Permits Granted**
 - 2. Well Drilling activities: registrations, applications, completions, plugging, inspections**
 - 3. Recent and future District presentations and activities**
 - a. Texas Water Conservation Association conference of October 5-7, 2022**
 - b. Milam County Farm Bureau Annual Meeting of October 3, 2022**

President Roddam asked for questions or comments regarding the Consent Agenda. There were no questions or comments. Director Jay Wilder moved to approve the Consent Agenda. The motion was seconded by Director Bob Wilson. Approval of the Consent Agenda was unanimous of those present.

9. Regular Agenda

a) First Look at 2023 Draft Budget

General Manager Gary Westbrook overviewed the 2023 Draft Budget worksheet that also contained the 2022 expenses. After presenting the 2023 Draft Budget, GM Westbrook asked for questions or comments from the Board. Director Wise asked for clarification about the encumbered amount of \$349,500 for Future

Special Projects. GM Westbrook advised that would be considered as encumbered. He stated this will be added to the monthly financial status report.

After discussion, President Roddam asked for a motion to proceed with scheduling a public hearing to adopt the 2023 budget. Director Tommy Tietjen moved to approve proceeding forward with the draft budget and was seconded by Director Goetsch. The motion passed unanimously of those present.

b) Discuss Amending Board Policies

During presentation of the draft 2023 Budget GM Westbrook advised the Board of the necessity to amend the Board Policies with respect to the percentage of budget required to be kept in reserve if the Board were to adopt this draft Budget after public hearing. He asked the Board for a motion to set the discussion and action on Board Policies for the next Board Meeting for this purpose. Director Wilder moved to set the discussion and action on Board Policies for the next Board Meeting. The motion was seconded by Director Ed Savage. The motion passed unanimously of those present.

c) Update from DFC Committee

GM Westbrook and Dr. Steve Young, Intera overviewed summary slides from the DFC Committee meeting of earlier in the day. The presentation was entitled Desired Future Conditions Committee Update.

d) Request for extension of time for Groundwater Conservation Grants awarded to the City of Rockdale and the City of Thorndale

GM Westbrook stated that copies of both city's requests were in the Board Packet and staff recommended granting the extensions of time for the City of Rockdale and City of Thorndale grants.

President Roddam asked for a motion to approve the requests for extensions. Director Kit Worley moved to approve the extensions for grants awarded to the City of Rockdale and the City of Thorndale. The motion was seconded by Director Redington. The approval to grant the extensions was unanimous of those present.

e) Discussion and Adoption of Desired Future Conditions for Groundwater Management Area 8 and Groundwater Management Area 12

GM Westbrook reviewed the statute requiring that after DFCs are adopted by GMAs they are required to be formally adopted by the individual GCDs from the

joint planning process in a GMA. DFCs for both GMA 8 and GMA 12 were adopted last November.

Director Savage moved to adopt DFCs from GMA 8 and 12. The motion was seconded by Director Wilder. The approval to adopt DFCs was unanimous of those present.

- f) Request for extension of time from SLR concerning administrative completeness of applications filed April 8, 2022 and updated July 29, 2022**
- GM Westbrook stated that SLR had two applications filed with the District. After review of the applications, the District provided a list of information to be updated and gathered. According to District Rules, SLR had 30 days from September 2, 2022 to respond. SLR failed to return requested information within 30 days. On October 3, GM Westbrook notified SLR that the response period expired. SLR had already obtained some of the requested information and requested the Board to extend the 30-day deadline to avoid having to re-file applications.

President Roddam asked Barbara Boulware-Wells if there was any concern from counsel regarding this request. She stated there was no concern and the Board has latitude in the Rules to allow the Board to go forward in considering application. The constraints of the rules were on GM Westbrook.

Director Redington asked GM Westbrook questions about the type of applications, time of applications, and general questions about what would happen if the request was declined. GM Westbrook answered questions from Mr. Redington, noting the applications were for production permits and responses were due back on October 3rd. He stated that, should the Board decline the requests, the applications would become void and need to be re-filed. Director Redington asked about the burden this would have on staff. GM Westbrook stated it would not be terribly burdensome on the District staff, other than requiring a few more hours for staff and for new fees to be paid by SLR.

Director Kit Worley asked how much the fees are. GM Westbrook advised it would be \$100 per well plus additional expenses the District incurs.

Director Bob Wilson recommended the Board stand firm on the deadline and have SLR reapply.

President Roddam asked for any further discussion or questions. There were no questions. He asked for a motion to approve the request from SLR. No motion was made, therefore the request died for a lack of action by the Board.

g) Consider Execution of agreement with Strattmont Group for IT, communication, and Security Services

GM Westbrook introduced Darren Knopp and James Cooper of Strattmont Group of College Station. GM Westbrook sent out the agreement between POSGCD and Strattmont yesterday. Strattmont currently handles the POSGCD security cameras. Recent IT issues prompted discussion of overall IT support needs for the District. This concern was brought to the Advisory Committee and the Advisory Committee stated they were in support of moving forward with the IT Agreement with Strattmont.

GM Westbrook stated he did research on Strattmont Group's current customers and noted the District staff is confident in their ability to provide IT support. He asked for questions from the Board for the Strattmont Group.

After questions from the Board were answered by Mr. Knopp, President Roddam asked the Board for a motion to execute the agreement with Strattmont Group and to empower the Advisory Committee to manage the agreement. Director Worley moved to approve the recommendation and the motion was seconded by Director Tietjen. The approval was unanimous of those present.

h) Possible action on disqualification of property from ACP and recovery of fees paid

Landowners enrolled in the ACP attempted to update their ACP commitment to the new, longer term. It was discovered upon this attempt to update the term that the property was in a groundwater lease. A letter and email were then sent to the landowners, giving them 10 days to respond or dispute.

After questions from the Board, President Roddam asked for a motion to remove this property from the ACP and recover fees paid by the District for participation in the ACP. Director Tietjen moved to remove the property from the ACP and recover the fees paid. This motion was seconded by Director Wilson. The motion passed unanimously of those present.

i) Report on topics discussed at Groundwater Management Area 12 meeting of September 30, 2022

GM Westbrook noted GMA 12 issued a notice to receive comments on the planning process during the last round of GMA planning. Comments were gathered and discussed at the GMA 12 meeting on September 30. GMA 12 members agreed to continue discussions and keep these comments in mind as GMA 12 moves forward with setting the process for the next round of planning. A schedule was adopted that would allow for plenty of time at the end of the process for comments.

A shared database using Halff, Inc. and cost sharing for the shared database was discussed. It was decided that this will be discussed again at the next GMA 12 meeting in November. There was also a request to share total expenses amongst the consultants.

10. Executive Session – Closed session in accordance with Texas Government Code, Section 551.071 (Advice of Counsel) and Section 551.072 (Real Estate) and Section 1.05 Texas Disciplinary Rules of Professional Conduct regarding:

a) Discussion of possible consideration of impacts of regional production

The Board recessed into Executive Session at 7:04 pm.

11. Reconvene – Reconvene into regular open session and consider action, if any, on items discussed in executive session.

The Board reconvened into regular open session at 7:45 pm. President Roddam noted no decisions were made during Executive Session.

12. Dates, locations and times of future meetings

Due to November 8 being election day the next Board Meeting will be held on November 15, 2022 at 5:30 pm.


13. Adjourn Board Meeting

The Board Meeting adjourned at 7:46 pm.

THE ABOVE MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON OCTOBER 11, 2022 WERE APPROVED AND ADOPTED BY THAT BOARD ON NOVEMBER 15, 2022



Ward Roddam, President

Attest:


Gary Westbrook, General Manager

Date 11-15-22