

POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT
Rules Committee Meeting
POSGCD District Offices
310 East Avenue C
Milano, TX 76556
December 15, 2021 – 5:00 p.m.
Minutes

A video recording of this meeting is available at
<https://posgcd.org/agendas-minutes/posgcd-agendas-minutes/>

Directors Present

Sidney Youngblood
Becky Goetsch
Dana McClaren
Tommy Tietjen

Directors Absent

None

Staff Present

Gary Westbrook
Courtney Gentry
Doug Box

Others Present

Barbra Boulware-Wells The Knight Law Firm

Others Present Online

Doug Box	POSGCD
James Benè	R.W. Harden
Steve Young	Intera
Bobby Bazan	POSGCD
512-589-9490	
512-635-0059	
956-735-1782	

MINUTES

1. Pledge of Allegiance

Director Dana McClaren led the pledges to the flags of the United States and Texas.

2. Invocation

Committee Chair Becky Goetsch gave the invocation.

3. Call to order

The committee meeting was called to order at 5:03 pm by committee chair Becky Goetsch.

4. Comprehensive overview of possible amendments to District Rules, including but not limited to Section 1.1 Definition of Terms, Section 1.1.2 Ownership Interest Conflict or Question, Section 4.2

Exceptions to Spacing Requirements, Section 4.3 Monitoring Requirements, Section 5 Production Limitations, Section 7.7 Permits Issued by the District, Section 7.15 Operating Permits, Section 11 Metering and Measuring, Section 13.1 Waste, Section 15.4 Penalties for Non-Compliance, Section 16.4 Actions Based of Monitoring Results, Section 16.6 Adjusting Maximum Production Permitted

GM Westbrook briefly discussed pending work for the committee which would not be addressed at this meeting. He then gave a brief discussion on the development, intent, and use of the District's Rules from 2003 through the present. Director Youngblood expressed concern and a desire to be proactive in development of Rules in anticipation of the ever-changing challenges of management of aquifers presented to the District, many of which are identified in the District's recently developed and adopted Management Strategies Report.

GM Westbrook then introduced draft amendments to the District Rules for discussion and noted the information to be discussed had been posted on the District's website under the agenda for this meeting for all to view. He also invited participants to ask questions at any time. He then began an overview of the draft amendments. A 5-minute recess was called at 5:38 and the committee reconvened at 5:43.

During discussion of amendments to Rule 4.3 the committee agreed in principle to the draft language. Barbara Boulware-Wells, General Counsel and GM Westbrook noted the need to clean up the draft language before presenting to the Board for consideration. The committee agreed and asked the draft language to be prepared and presented at the next Rules Committee meeting.

During discussion of amendments to Rule 7.1 the committee discussed permit limit terms and agreed they would like to see the terms for production permits reduced from 40 years. the Committee agreed to have Ms. Boulware-Wells to return information to continue this conversation at the next committee meeting.

During discussion of amendments to Rule 12 the committee agreed with the proposal to require an access plug of at least ½ inch in the well seal.

During discussion of amendments to Rule 16.4 the committee agreed in principle to the draft language and instructed staff and consultants to further evaluate the values in the draft and return to continue this conversation at the next committee meeting.

The committee then discussed the possibility of the need for a rule regarding penalties or due dates for fee payments made late. The committee instructed GM Westbrook to return draft language as needed to accomplish this purpose.

Mr. Westbrook asked for any further questions or topics of discussion. There were no further questions or discussions.

5. Adjourn

The meeting adjourned at 6:58 pm.

THE ABOVE MINUTES OF THE DFC COMMITTEE OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON DECEMBER 15, 2021 WERE APPROVED AND ADOPTED BY THAT BOARD ON _____, 2021.

Attest:

Becky Goetsch, Chair

Gary Westbrook, General Manager

Date _____