

**POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT
Board of Directors Meeting & Public Hearing
POSGCD District Offices
310 East Avenue C
Milano, TX 76556
June 11, 2024 – 5:30 p.m.**

MINUTES

POSGCD Board Members Present

Ward Roddam
Jay Wilder
Lee Pelzel
Becky Goetsch
Kit Worley
Ed Savage
Jeffrey Zgabay
Buster Evers
Robert Jekel

Board Members Absent

John Redington

POSGCD Staff Present

Gary Westbrook
Courtney Gentry
Michael Redman
Kelli Timmerman
Jaclyn Wise
Gregory Perry
Jeff Fisher
Craig Andrews - online

POSGCD Consultants Present

Barabara Boulware-Wells	The Knight Law Firm
Steve Young	Intera

Public Attendance

Herbert Cook	Lost Pines GCD
Bill Torrey	
Collier & Peggy Perry	Landowners
Margaret Green	Landowner
Elvis Hernandez	Lost Pines GCD
Curtis Chubb	Central Texas Aquifer Coalition
Brent Covert	TGI

Andy Wier
Bill Whitmire

SAWDF
Milam County Judge

Public Attendance via online

Casey Cooper
Blaire Parker
Julie Palmer
Liz Ferr
Rick Malmgren
Travis Brown
Christian
Jeri
(281) 546-4354
(402) 949-0411
(512) 888-7006

Board Meeting

1. Pledge of Allegiance

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

2. Invocation

General Manager Gary Westbrook gave the invocation.

3. Call to Order and establish quorum

Board President Ward Roddam called the Board Meeting to order at 5:35 p.m. and confirmed a quorum was present.

4. Public Comment

Collier Perry made public comment regarding quality of groundwater. He asked that the District take on the responsibility of monitoring the quality of the groundwater within the District.

Curtis Chubb requested to postpone his public comment until agenda item 7.d.

Elvis Hernandez, Board President of Lost Pines GCD, made public comment regarding a new method to create DFCs. He asked the Board to review the topic of alternate DFC methods. He also noted that LPGCD saw no reason to increase its current DFCs during this round of GMA 12 joint planning.

5. Public Hearing on application submitted on May 10, 2024, by Highland Branch, LLC, 8575 E. FM 485, Cameron, TX 76520, to produce 40 gallons per minute, not to exceed .5 Acre Feet per year from the Hooper Aquifer for Industrial Purposed on property at the same address

President Roddam opened the Public Hearing at 5:44 p.m. Michael Redman, POSGCD Regulatory Compliance Specialist, gave an overview of the permit details; noting this would be a permitted well to produce water to build roads and then would be converted back into an exempt well after work is completed. He answered questions from the Board. The Public Hearing was closed at 5:47 p.m.

6. 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 May 14, 2024 Board Meeting**
- b) Update on Aquifer Conservancy Program (ACP) enrollments**
- c) Water Well Monitoring Update: Number of wells and frequency of measurements, and wells plugged**
- d) Water Well Drilling activities: applications filed, registrations issued, and inspections performed**
- e) Groundwater Well Assistance Program (GWAP) Update: investigations and corrective actions taken**
- f) Report on property inspections received under Interlocal Agreement with Milam and Burleson Counties**
- g) Bills received, current financial status, Investment Officer Report**
- h) Review of Recent Education Efforts and Activities**
- i) 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. Recent and future District presentations and activities**
 - a. Texas Alliance of Groundwater Districts Groundwater quarterly meeting of June 6-7, 2024**
 - b. Texas Water Conservation Association Meetings of June 12-14, 2024**
 - c. Texas Alliance of Groundwater Districts Groundwater Summit of August 20-22, 2024**
 - d. Milam and Burleson Counties Groundwater Summit of July 18, 2024 Topics and Speakers**
 - e. Annual Summer Water Quality Sampling offered to public of June 20 to July 3, 2024**

Director Jay Wilder moved to approve the Consent Agenda as presented and was seconded by Director Goetsch. The motion passed unanimously of all present.

7. Regular Agenda

a) Discussion and possible action on application submitted on May 10, 2024 by Highland Branch, LLC, 8575 E. FM 485, Cameron, TX 76520, to produce 40 gallons per minute, not to exceed .5 Acre Feet per year from the Hooper Aquifer for Industrial Purposed on property at the same address

Director Goetsch moved to approve this application for permit and was seconded by Director Buster Evers. Director Robert Jekel abstained from voting on this agenda item. The motion passed unanimously of all others present.

b) Discussion and possible action on new tool to store, access, and review monitoring data

The DFC Committee thoroughly reviewed and discussed this proposed tool in a workshop immediately prior to the Board Meeting. GM Westbrook discussed the benefits of implementing this tool, noting the ease in which information can be extracted and consolidated. The tool will also aid in transparency and increase information available for public use. He reminded all that while the tool would aid in evaluations of water levels, it would not be useful as a stand-alone tool for evaluations for management decisions with respect to DFCs and PDLs.

After discussion, Director Ed Savage moved to approve and move forward with the purchase and implementation of the new monitoring tool. He was seconded by Director Jeff Zgabay. The motion was amended by Director Kit Worley to approve and include review by District General Counsel Barbara Boulware-Wells to approve language in the contract. The amendment was seconded by Director Zgabay. The amended motion passed unanimously of all present.

c) District 2024 Budget for Monitoring

GM Westbrook stated this agenda item was added in case discussion was needed for this budget item with respect to the preceding agenda item. He noted there would be a need for amendments to this item near the end of the year.

d) Report and update from Intera concerning previous and continuing investigation of deposits of coal ash and other by-products from coal combustion, and possible effects on groundwater resources in the District

Dr. Steve Young, Intera, overviewed a presentation entitled Update on TCEQ Management of Waste Units Located in SLR Properties. He discussed past activities and actions of the District with respect to this item and answered questions from the Board.

Curtis Chubb made comment regarding his concern about heavy metals in groundwater and contaminants in the Simsboro Aquifer. He strongly urged the

District to put more effort and money into monitoring of contaminants in the Simsboro Aquifer.

e) Workshop on Brazos River Groundwater-Surface Water Interactions of December 9, 2024

GM Westbrook stated he has been in discussions with representatives of Brazos Valley GCD, Bluebonnet GCD, Environmental Defense Fund, and Brazos River Authority to hold a workshop to discuss groundwater-surface water interaction in the Brazos River Basin. He stated there has been widespread support and a location in Snook has been made available for the workshop. The workshop would be designed to include stakeholders in the Brazos River Basin and to improve understanding of groundwater-surface water interaction in Groundwater Availability Models. The workshop should have very little cost to the District. He noted that he believes it will serve the District well by improving science used for decisions and actions of the District going forward. He asked for the Board's approval to participate in development and participation in this workshop. Director Worley moved to approve GM Westbrook's participation and was seconded by Director Wilder. The motion passed unanimously of all present.

f) Purchase and installation of rear doors for District office

President Roddam noted that a few Directors had expressed concern regarding the safety of the back doors of the District Office. Gregory Perry, POSGCD Water Resource Specialist, gave an overview of the changes that would need to be made to the back doors and stated that he received two different quotes for this project. One quote was from Marble Falls Glass and Mirror for \$7,976. The second quote was from ACME Architectural Hardware in College Station for \$10,953.86. After discussion, Director Evers moved to proceed with the company in College Station and was seconded by Director Worley. The motion passed unanimously of all present.

g) Discussion and possible action on improvements to District building, property, and parking space at 310 E. Ave C, Milano, Texas

Mr. Perry stated only one bid was received for the parking lot paving project. The bid was from Brazos Paving Incorporated for \$70,531. Mr. Perry noted that the sealing portion of the bid was approximately \$9000 and would be delayed as it is recommended to be delayed about one year to allow the asphalt to properly set. He answered additional questions from the Board. After discussion, Director Wilder moved to approve proceeding with Brazos Paving Incorporated and was seconded by Director Zgabay. The motion passed unanimously of all present.

h) Discussion and possible action on sale of District vehicles

Agenda items 7.h. and 7.i. were opened simultaneously.

GM Westbrook stated that the high bids received for the sale of the two District vehicles were \$7,501 for the 2017 Ford pick-up and \$9,501 for the 2017 Chevrolet pickup, and both values were significantly lower than what was offered for trade-in values. He noted the vehicles had been advertised so the Board could reject all bids if values were not suitable. He had verified that both the Chevrolet and Ford dealerships who had previously sent bids to purchase vehicles could still render very similar values in trade for purchase of another vehicle. He noted it would be more financially beneficial to trade in both vehicles than sell outright through the bid process. GM Westbrook and Mr. Perry answered questions from the Board.

After discussion, Director Goetsch moved to reject all bids on the 2017 Ford and 2017 Chevrolet pick-ups and trade in the two vehicles and use the trade-in funds for the potential purchase of one new vehicle. She was seconded by Director Wilder. The motion passed unanimously of all present.

i) Discussion and possible action on purchase of District vehicles

After discussion Director Wilder moved to purchase the Chevrolet Tahoe that was detailed in an earlier bid received from Caldwell Country. He was seconded by Director Savage. The motion passed unanimously of all present.

j) Discussion and possible action on agreement with Texas A&M AgriLife for District Education Services

GM Westbrook gave a review of the agreement before the Board for consideration. He and Jaclyn Wise, POSGCD Education Coordinator, answered questions. After discussion, Director Wilder moved to approve the renewal of the Texas A&M AgriLife contract as presented and was seconded by Director Evers. The motion passed unanimously of all present.

k) Request from Clay WSC to amend Scope of Work in Groundwater Conservation Grant awarded in 2022

Mr. Redman presented a request from Clay WSC to change their Scope of Work and award in their 2022 Groundwater Conservation Grant. This amendment is within their granted budget and consistent with purpose of the awarded grant. Director Worley moved to approve the change to Clay WSC's 2022 Grant Scope of Work and award. He was seconded by Director Wilder. The motion passed unanimously of all present.

8. EXECUTIVE SESSION: Pursuant to Section 551.074, Texas Government Code, the Board of Directors only will consider receiving legal advice on the following matters:

a. Discussion of Desired Future Conditions of Groundwater Management Area 12

President Roddam convened the Board into Executive Session at 7:13 p.m.

9. RECONVENE FROM EXECUTIVE SESSION: Pursuant to Section 551.074, Texas Government Code, the Board of Directors only will consider receiving legal advice on the following matters:

b. Direction to the General Manager concerning Desired Future Conditions of Groundwater Management Area 12

The Board reconvened into Regular Session at 7:42 p.m. President Roddam noted no action was taken during Executive Session.

GM Westbrook briefly discussed to recent and current DFC process and noted that previously the Board did not desire to see any changes made to the current DFCs during this round of GMA 12 joint planning. He asked for direction from the Board for the next GMA 12 meetings as to whether the Board desired to continue evaluation of the current DFCs using the nine factors required in Chapter 36.108, Texas Water Code, or approve of changes to the current process. Director Evers made a motion to direct GM Westbrook to continue as previously discussed with evaluation of the current DFCs using the nine factors required. He was seconded by Director Wilder. The motion passed unanimously of all present.

10. Agenda items, Dates, locations, and times of future meetings

The next Board Meeting is scheduled to be held on July 9th, 2024 at 5:30 p.m.

11. Adjourn Board Meeting

The Board Meeting was adjourned at 7:45 p.m.

THE ABOVE MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON JUNE 11, 2024 WERE APPROVED AND ADOPTED BY THAT BOARD ON _____, 2024

Ward Roddam, President

Attest:

Gary Westbrook, General Manager

Date_____