

**POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT
Board of Directors Meeting
POSGCD District Offices
310 East Avenue C
Milano, TX 76556
December 10, 2024 – 5:30 p.m.**

MINUTES

POSGCD Board Members Present

Jay Wilder
John Redington
Becky Goetsch
Lee Pelzel
Jeffrey Zgabay
Brian Wallis
Buster Evers
Ed Savage- online

Board Members Absent

Kit Worley
Robert Jekel

POSGCD Staff Present

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

POSGCD Consultants Present

Barabara Boulware-Wells The Knight Law Firm

Public Attendance

Alan Gardenhire	SLR
Samia Broadway	Baker-Botts
Sandra Nordhausen	Landowner
Brad Burkhart	Landowner
Casey Cooper	Terrill & Waldrop
Scott Carlson	MetWater
Gregory Beach	

Public Attendance via online
Kaleigh Nuyttens

Board Meeting

1. Pledge of Allegiance

Director Buster Evers 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 Jay Wilder called the Board Meeting to order at 5:30 p.m. He noted that 7 voting members of the Board were present.

4. Public Comment

No public comments were made.

5. 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 November 12, 2024 Board Meeting

b) Update on Aquifer Conservancy Program (ACP) enrollments and amendments to terms

c) Water Well Monitoring Update: Number of wells and frequency of measurements

d) Groundwater Well Assistance Program (GWAP) Update: investigations and corrective actions taken

e) Bills received, current financial status, Investment Officer Report

f) Review of Recent Education Efforts and Activities

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

4. Recent and future District presentations and activities

a. District Local Water Utility Workshop of November 20, 2024

b. Workshop on Brazos River Groundwater-Surface Water Interactions of December 9, 2024

c. Groundwater Management Area 12 Meeting of December 13, 2024

Director John Redington asked for clarification regarding some of the items on the Bill report. GM Westbrook provided clarification and answered questions. Director Becky Goetsch moved to approve the Consent Agenda as presented. She was seconded by Director Evers. The motion passed unanimously of all present.

6. Regular Agenda

CONVENE INTO EXECUTIVE SESSION; *Pursuant to Sec. 551.071, Tex. Gov. Code. CONSULTATION WITH ATTORNEY to receive advice of the attorney about pending or contemplated litigation or a matter in which the duty of the attorney to the governing body under Texas Disciplinary Rules of Professional Conduct conflicts with this chapter.*

- a. Pending SOAH Docket Nos. 965-23-21218 and 965-23-21219, Application of SLR Property I, LP for a new 9,000 acre-foot per year Simsboro and Hooper Drilling and Operating Permit and Application of SLR Property I, LP for a new 15,000 acre-foot per year Simsboro Operating Permit- Discussions with the Board's SOAH Attorney.

President Wilder convened the Board into Executive Session at 5:40 p.m.

7. RECONVENE FROM EXECUTIVE SESSION: *Take any action desired on matters discussed in Executive Session.*

- a. Pending SOAH Docket Nos. 965-23-21218 and 965-23-21219, Application of SLR Property I, LP for a new 9,000 acre-foot per year Simsboro and Hooper Drilling and Operating Permit and Application of SLR Property I, LP for a new 15,000 acre-foot per year Simsboro Operating Permit

The Board reconvened into Regular Session at 6:21 p.m. President Wilder noted that no action was taken during Executive Session.

8. CONVENE INTO EXECUTIVE SESSION; *Pursuant to Sec. 551.071, Tex. Gov. Code. CONSULTATION WITH ATTORNEY to receive advice of the attorney about pending or contemplated litigation or a matter in which the duty of the attorney to the governing body under Texas Disciplinary Rules of Professional Conduct conflicts with this chapter.*

- a. Legal advice concerning recently approved Rules.
- b. Pending Cause No. CV42669, SLR Property I, LP v. Post Oak Savannah Groundwater Conservation District, et al, in the 20th Judicial District Court of Milam County, Texas

President Wilder convened the Board into Executive Session at 6:23 p.m.

9. RECONVENE FROM EXECUTIVE SESSION: *Take any action desired on matters discussed in Executive Session.*

a. Legal advice concerning recently approved Rules.

b. Pending Cause No. CV42669, SLR Property I, LP v. Post Oak Savannah Groundwater Conservation District, et al, in the 20th Judicial District Court of Milam County, Texas

The Board reconvened into Regular Session at 7:34 p.m. President Wilder noted that no action was taken during Executive Session.

Director Evers moved to give authority to the Advisory Committee to vet and hire outside litigation and general counsel concerning pending Cause No. CV42669, SLR Property I, LP v. Post Oak Savannah Groundwater Conservation District, et al, in the 20th Judicial District Court of Milam County, Texas. He was seconded by Jeffrey Zgabay. The motion passed unanimously of all present.

10. Dates, locations and times of future meetings

The next Board Meeting will be held on January 14th, 2025 at 5:30 p.m. at the Post Oak Savannah GCD Office.

11. Adjourn Board Meeting

The Board Meeting was adjourned at 7:36 p.m.

THE ABOVE MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON DECEMBER 10, 2024 WERE APPROVED AND ADOPTED BY THAT BOARD ON 1-14, 2025


Jay Wilder, President

Attest:


Gary Westbrook, General Manager

Date

1-14-25