

**MINUTES OF
NOVEMBER 2, 2009
BOARD MEETING
CENTRAL TEXAS GROUNDWATER
CONSERVATION DISTRICT**

The Board of Directors of the Central Texas Groundwater Conservation District met in regular session Monday, November 2, 2009 at 5:00 p.m. in the District office located at 225 S. Pierce Street, Suite 104, Burnet, Texas.

The following persons were present:

Members Present

John Simmons, President
Jerry Bostick, Secretary/Treasurer
Clyde Waters, Director

Members Absent

Wayne Brown, Vice President
Todd Fox, Director

Staff and or Consultants Present

Richard Bowers, General Manager
Donnita Coats, Administrative Assistant
Tom Partridge, P.E.

Others present (who signed the attendance Record)

Eleven Members of the Public

President Simmons asked General Manager Bowers to establish a quorum through a roll call of Directors; declared a quorum present; and called the Meeting to order at 6:00 p.m.

President Simmons stated that Public Comment would be taken after Agenda Item Number 3.

President Simmons stated that Joe Don Dockery, Precinct 4 Commissioner, Burnet County would give a presentation regarding Burnet County's Texas Water Development Board Regional Facility Planning Grant request and request for funding and a Burnet County Long Term Water Supply Study. County Judge, Donna Klaeger was also present for comment. Commissioner Dockery gave a summary of the Grant and Study before introducing Consulting Engineer, Susan Roth to give a detailed presentation. Ms. Roth first presented a handout detailing the Texas Water Development Board Grant for a Regional Water Study to begin in August or September of 2010. The deadline for the grant request is December 17, 2009. Ms. Roth stated that there is potential for a number of cities and developers to participate in the project and that a larger number of participants will increase the chances for the grant. She explained what information would be gathered in the study and stated that the grant is for infrastructure only and asked if the Board would consider applying \$10,000.00 toward the project. Board members stated that they felt the District is in the process of gathering most of the information that the grant would provide for. The only thing the District is not doing is looking at distribution of groundwater throughout the county. Judge Klager and Commissioner Dockery discussed the census projections that will be coming out soon and the need to prepare an infrastructure for distributing water throughout the county.

Ms. Roth also discussed a \$30,000.00 water supply study that Burnet County is planning. Once again, the Board felt that the District has already gathered and is in the process of gathering most of the information that would be included in the study.

The Board agreed that General Manager Bowers and Tom Partridge, consulting P.E. for the District should set up a meeting with Ms. Roth to discuss the grant in more detail. They agreed that the Board would not consider funding for these proposals at this meeting but because of the approaching deadline for the grant request, that they would hold a Special Board Meeting to consider and/or act upon the proposals at 9:00 a.m. on Friday November 20, 2009 at the District Office.

President Simmons then introduced David Vaughn, Burnet Assistant City Manager. Mr. Vaughn gave an explanation of the Municipal Wastewater Amendment of Permit No. WQ0010793002 City of Burnet for discharge of treated domestic wastewater. The Board and Mr. Vaughn had open discussion about the permit and operation of the proposed plant.

President Simmons then asked for Public Comment. One member of the public commented on the Municipal Wastewater Permit.

There was not action taken on the Burnet Permit.

President Simmons then asked the Directors to consider the Minutes of the Board Meeting held October 5, 2009.

Jerry Bostick moved to:
Approve the Minutes of the October 5, 2009 Board Meeting as presented.
Second was by Clyde Waters.
Vote on the motion carried.

President Simmons then asked the Board to consider the expenditures for October 2009.

Jerry Bostick moved to:
Approve the expenses for October 2009.
Second was by Clyde Waters.
Vote on the motion carried.

President Simmons then asked for consideration and/or action on an amendment to the District Bylaws. Secretary/Treasurer Bostick reviewed the following originally adopted and proposed amendment to 7.10, Purchasing, of the District Bylaws:

Adopted Version

7.10 Purchasing:

The Board shall have the right to purchase all materials, supplies, equipment, vehicles, and machinery needed by the District to perform its purposes. Expenditures to acquire goods or services valued at greater than five hundred dollars (\$500.00) require approval by the Board in advance. If the General Manager determines that an emergency acquisition must be made which requires expenditure greater than five hundred dollars (\$500.00), he shall obtain verbal approval from the President. The transaction shall be presented to the Board for approval and validation at its next meeting. Expenditures of less than five hundred dollars (\$500.00) may be made by the President or General Manager without prior Board approval if the expenditure falls within the existing budget. No

expenditures shall be made that are not authorized by the budget. This requirement shall not, however, prevent the Board from amending the budget at the same time that it authorizes expenditure, provided that funds are available from other budget categories or that reserve funds are available.

Construction contracts and contracts for the acquisition of materials and machinery requiring the expenditure of \$25,000 or more may be competitively bid, or as provided by law.

Proposed Amended Version

7.10 Purchasing:

The Board shall have the right to purchase all materials, supplies, equipment, vehicles, and machinery needed by the District to perform its purposes. Expenditures to acquire goods or services which are specifically authorized in the annual budget may be made by the President or General Manager without prior Board approval if the expenditure falls within the existing budgeted amount. No expenditures shall be made that are not authorized by the budget. This requirement shall not, however, prevent the Board from amending the budget at the same time that it authorizes expenditure, provided that funds are available from other budget categories or that reserve funds are available.

Construction contracts and contracts for the acquisition of materials and machinery requiring the expenditure of \$25,000 or more may be competitively bid, or as provided by law.

Secretary/Treasurer Bostick moved to:

Adopt the proposed amendment to District Bylaw 7.10 – Purchasing.

Second was by Clyde Waters.

Vote on the motion carried.

President Simmons then asked for Consideration and/or action on the Draft CTGCD Guidelines for Hydrogeologic Investigation Reports. General Manager Bowers stated that the rules require that within 90 days following the effective date of the rules (September 1, 2009), the District shall adopt a hydrogeologic investigation and reporting policy as a component of the rules that shall govern the procedure and protocol for conducting hydrogeologic investigations and for preparing hydrogeologic reports. General Manager Bowers asked for discussion on the draft hydrogeologic report that he had given to them for review. The Board felt that the report was too complicated to read and that an Executive Summary needed to be added to the report. Director Waters requested that an agenda item Consider and/or action on the Draft CTGCD Guidelines for Hydrogeologic Investigation Reports be added to the Agenda for the Special Board Meeting to be held on November 20th and that the Board Members receive a draft of the amended report, including an executive summary, for review a week prior to the meeting.

President Simmons then stated that he would make appointments to an Audit & Finance committee and a Facilities Committee. The committees would consist of two directors only.

The Audit & Finance committee members appointed were Vice President Brown and Secretary/Treasurer Bostick as chairman. The committee will review the proposed independent Certified Public Accountant and District financial information deemed necessary by the chairman.

The Facilities Committee members appointed were Director Fox and Director Waters as chairman. The committee will develop facilities requirements for the Board to consider.

President Simmons then asked the General Manager for a staff update on the Trinity aquifer Report provided to the Texas Water Development Board; Rule implementation activities; the Management

Plan and Drought Management Plan development schedule; Rainfall and Recharge and the Monitoring well and telemetry status report and future schedule.

General Manager Bowers reported that he had talked with Robert Bradley with the TWDB and that Mr. Bradley had reviewed the Trinity aquifer report and that he would be sending written comment to Bill Hutchison on November 3, 2009. He said that the District could expect to hear something from Mr. Hutchison by the middle of the month.

General Manager Bowers reviewed the number of existing well registrations received and new exempt well drilling authorizations granted since the September 1, 2009 effective date of the rules. General Manager Bowers stated that work will continue on the development of permit forms which will be complete by the end of November. There was board discussion on contacting property owners associations regarding permits required by the rules on tracts of land less than 10 acres platted after September 1, 2009. The rules require wells used for domestic, livestock and poultry well to be permitted.

General Manager Bowers informed the Board that there would not be changes made to the management plan or a drought management plan adopted until the Trinity aquifer Report provided to the Texas Water Development Board had been reviewed and conclusions made. Secretary/Treasurer Bostick requested that the General Manager and Tom Partridge, P.E. go ahead and draft a drought management plan. Tom Partridge, P. E. is working on a description of the Granite Gravel aquifer to be added to the management plan.

Tom Partridge, P.E. then reviewed a summary of water well level increases from four monitor wells as a result of the Rainfall received from August 25, 2009 to October 16, 2009. President Simmons asked about the future ability for recharge numbers. Mr. Partridge stated that there would be a general response to rainfall.

General Manager Bowers reviewed the current and proposed District monitor wells on a county map showing monitor well activity. General Manager Bowers and the Directors discussed the priority of drilling, equipping and installing telemetry for monitor wells by aquifer. Director Waters requested a schedule be discussed at the next board meeting. Secretary Bostick requested that a specific recommendation for telemetry in a monitor well in the Granite Gravel be presented at the next meeting.

President Simmons then asked for the Manager's Report. General Manager Bowers stated that he had attended a Region K meeting on October 14, 2009 and that specific information for Burnet County was presented. The information showed Bertram to be short of water by 2010. The Manager reported that he discussed this item after the Region K meeting with Bill Thaman, AECOM and with Charles Shell, City of Bertram on October 15th. During the meeting with Charles Shell, Bill Thaman called and stated that the problem was: The plan showed the need in the Brazos River watershed but failed to show the supply being met because the supply will come from the Colorado River watershed. Bill said he would correct this item.

General Manager Bowers and Director Brown attended the Burnet County Water Issues Meeting on October 30, 2009. There were round table discussions on goals and projects. General Manager Bowers was at the conservation table discussion group and Director Brown was at the farm and ranch table discussion group.

General Manager Bowers will attend a TAGD meeting in Austin on December 1 and 2, 2009.

President Simmons then asked for Director Comments.

Clyde Waters informed the Board that he would attend a GMA 8 meeting to be held in Belton on November 12, 2009.

Director Waters suggested having the next regular board meeting on November 30, 2009. Several of the Directors and General Manager Bowers said the date would not work for them.

President Simmons then asked the Board to identify any specific agenda items for the next/and or future Board Meeting.

Water Supply Study
Drought Management Plan
Telemetry

President Simmons then set a special board meeting date for Friday, November 20, 2009 at 9:00 a.m. at the District Office.

President Simmons then set the next regular board meeting date for Monday, December 7 2009 at 5:00 p.m. at the District Office.

President Simmons adjourned the meeting at 7:25 p.m.

John Simmons, President

Jerry Bostick, Secretary/Treasurer