

MEETING OF THE BOARD OF DIRECTORS  
PLUM CREEK CONSERVATION DISTRICT  
CONFERENCE ROOM, COUNTY ANNEX  
BUILDING, LOCKHART, TEXAS 78644  
August 19th, 2008

Notices of this regular meeting were posted in the Hays and Caldwell County Courthouses at least 72 hours prior to the meeting. Receipts of the notices are on file in the office of Plum Creek Conservation District.

Checks were reviewed and signed, just prior to the call to order, by Vice President, James O Lipscomb.

2:00 PM The meeting was called to order by President of the Board, James A. Holt, Jr. with the following Board members present: James O. Lipscomb (Vice President), Melvin Bain (Treasurer), Ben Twidwell (Director), Lucy Knight (Director) and Fred Rothert (Director). Also present were Johnie Halliburton (Executive Manager), Karen Bassett (Office Secretary), Bob Wilson (PCCD Attorney), William Feathergail Wilson (PCCD Geologist) and Josh Grimes (PCCD Consultant). Minutes were taken by Karen Bassett.

2:00PM Mr. Lipscomb made a motion to accept the minutes received via mail for July 15th. Mr. Bain seconded. Motion approved.

2:01PM Mr. Grimes discussed with the Board the application from the City of Luling to permit their four wells.

Mr. Twidwell made a motion to approve the City of Luling well #1 for 403 ac.ft/yr. Ms. Knight seconded. Motion carried.

Mr. Twidwell made a motion to approve the City of Luling well #5 for 403 ac.ft/yr. Ms. Knight seconded. Motion carried.

Mr. Twidwell made a motion to approve the City of Luling well #8 for 403 ac.ft/yr. Ms. Knight seconded. Motion carried.

Mr. Twidwell made a motion to approve the City of Luling well # 10 for 403 ac.ft/yr. Ms. Knight seconded. Motion carried.

2:08 PM The Board discussed the proposed tax rate information sent earlier via mail.

2:10PM Ms Knight made a motion that PCCD keep the groundwater tax rate at 0.0180. Mr. Lipscomb seconded. All were in favor of the motion to publish the groundwater tax rate figure at 0.0180 with 6 yeas and 0 nays. Motion approved.

2:17PM Ms. Knight made a motion that PCCD raise the flood control tax rate from .0178 to 0.0180. Mr. Lipscomb seconded. All were in favor of the motion to publish the flood control tax rate figure at 0.0180 with 6 yeas and 0 nays. Motion approved.

2:18PM Mr. Halliburton discussed with the Board the proposed budget for 2008-2009.

2:25PM Ms. Knight moved that we pass a resolution to adopt the proposed budget as presented. Mr. Rothert seconded. All were in favor to approve the proposed budget with 6 yeas and 0 nays. Motion carried and the proposed budget was approved.

2:27PM Mr. Feathergail Wilson discussed with the Board a map on Caldwell County showing the depth to water across the county.

He also discussed:

- . PCCD boundaries
- . Caldwell County Geology
- . Carrizo Wilcox formation
- . SAWS map

The Board discussed with Mr. Feathergail Wilson.

2:50PM Mr. Isidro Morales and the Board discussed the amendment #2 for site #38 that was signed at the May 20th, 2008 Board meeting. Mr. Morales explained that PCCD left off the signature for the PCCD Secretary. The Board discussed with Mr. Morales.

2:52PM Mr. Lipscomb made a motion to approve a resolution ratifying the signature on the motion that PCCD had made on May 20th, 2008. Ms. Knight seconded. Motion carried.

2:53PM Mr. Halliburton explained to the Board that he had spoken with Debbie Magin with GBRA. Mr. Halliburton explained that Ms. Magin said that GBRA's grant money had been reduced or cut back but that they felt that it would be beneficial to continue their study for Caldwell County in order to have the correct study that they need. Mr. Halliburton explained to the Board that Ms. Magin asked him to ask the Board if they would consider letting them use Mr. Feathergail Wilson's services to evaluate the Groundwater in Caldwell County and then present his findings to their GBRA consultant. Mr. Halliburton explained that PCCD would pay Mr. Feathergail Wilson's bill and it would be approximately \$7,000 to \$15,000. The Board discussed with Mr. Halliburton.

Mr. Holt ask Mr. Halliburton if Gonzales County was going to contribute to the GBRA request. Mr. Halliburton was not sure at the time. Mr. Holt directed Mr. Halliburton to find out if Gonzales County was going to contribute and get back with the Board.

Mr. Halliburton explained to the Board that the retirement program has been started and that all four employees are participating.

Mr. Halliburton also let the Board know that Laura Gibson with the Texas Commission on Environmental Quality had notified him that PCCD's site #5 had been considered high hazard by NRCS and wanted to know what PCCD's plan was for rehabilitating the dam. Mr. Halliburton explained to the Board that he spoke to Ms. Gibson about where we were at this stage in the process with NRCS. The Board discussed with Mr. Halliburton.

3:03PM Mr. Grimes discussed with the Board a report on his meetings throughout the month.

- . Attended a TAGD meeting
- . Attended a Senate meeting in Amarillo Texas
- . Did some work on the EAP for site #5
- . Will be attending a meeting on Friday the 22nd in Buda with the Barton Springs Edwards District

The Board discussed with Mr. Grimes.

3:10PM Mr. Bob Wilson discussed with the Board the supplemental watershed agreement #4 for site #5 rehabilitation that Mr. Isidro Morales had presented to the Board at the last meeting. Mr. Bob Wilson explained that he would take a look at the changes. The agreement recited that it supplemented four different agreements that PCCD had with NRCS. Mr. Wilson asked Mr. Morales to get PCCD some copies for our files.

Mr. Bob Wilson talked about the Historic Use Rule. He explained that the Supreme Court ruled that a district that has Historic Use permits, even though it doesn't have to, and recognizes their uses, can also require new permits if the water use it to be changed. Mr. Wilson explained that in order to change the use of a permit, an applicant would need to get a new application, a new permit, and then have the local Groundwater District reevaluate the permit under the appropriated rules of that District.

Mr. Bob Wilson discussed with the Board the brackish Edwards water. Mr. Wilson explained that a couple of questions he had raised with the General Council for the Edwards Aquifer Authority is, is it regulated by the Edwards and is it subject by the cap? Mr. Wilson explained that the EAA said "yes" we do regulate brackish water and it is also subject to the pumping cap. The Board discussed with Mr. Bob Wilson

3:24PM Mr. Holt asked Mr. Grimes if he felt that his groundwater consulting contract was working satisfactory. Mr. Grimes responded by saying that he felt it was working just fine. The Board discussed with Mr. Grimes and the contract was automatically extended until May 1st, 2009.

3:46PM Mr. Twidwell made a motion to adjourn. Mr. Rothert seconded. Motion carried. Meeting adjourned.

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President

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Vice President

3:49 PM

3:56 PM

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5:15 PM

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