

MEETING OF THE BOARD OF DIRECTORS
PLUM CREEK CONSERVATION DISTRICT
CONFERENCE ROOM, COUNTY ANNEX
BUILDING, LOCKHART, TEXAS 78644
December 15th, 2009

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 Vice President of the Board, James O. Lipscomb, with the following Board members present: Peter Reinecke (Treasurer), Ben Twidwell (Director), Lucy Knight (Director) and Fred Rothert (Director). Also present were Johnie Halliburton (Executive Manager), Bob Wilson (PCCD Attorney), William Feathergail Wilson (PCCD Geologist) and PCCD staff Karen Bassett, Dan Meyer. Minutes were taken by Karen Bassett.
- 2:00PM Vice-President Lipscomb requested motions or comments regarding the minutes from the November 17th, 2009 Plum Creek Conservation District's regular meeting. Mrs. Knight made a motion that the minutes be accepted as mailed out. Mr. Rothert provided the second and the motion passed unanimously.
- 2:00PM Vice-President Lipscomb then requested motions or comments regarding the minutes from the December 1st, 2009 Plum Creek Conservation District's Groundwater Management Rules Hearing/Meeting. Mrs. Knight made a motion that the minutes be accepted as mailed out. Mr. Reinecke provided the second and the motion passed unanimously.
- 2:01PM Vice-President Lipscomb then requested any unfinished business which required the Plum Creek Conservation District's Board of Directors' attention. Mr. Halliburton informed the Board of Directors that there was no unfinished business at this time.
- 2:02PM Vice-President Lipscomb then requested motions or comments regarding Item V on the agenda. Mr. Twidwell made a motion that the Board of Directors accept the Hays County Appraisal District's tax roll resolution for the groundwater portion of the Plum Creek Conservation District. Mr. Reinecke provided the second and the motion passed unanimously. Mr. Twidwell then made a motion that the Board of Directors accept the Hays County Appraisal District's tax roll resolution for the flood water portion of the Plum Creek Conservation District. Mr. Reinecke provided the second and the motion passed unanimously.
- 2:04PM Vice-President Lipscomb requested discussion of Item VI on the agenda. Mr. Halliburton introduced Mr. Walter Stephens, landowner at the Plum Creek Conservation District's Site 28, who wished to request permission to plant trees around the lake within the Plum Creek Conservation District's easement. Mr. Stephens then submitted his plans to the Board of Directors using maps to give an idea of the areas in which he wished to plant trees. Mr. Halliburton informed the Board of Directors that Mr. Stephens' plans had been discussed with the Natural Resources Conservation Service's District Conservationist, Isidro Morales, and also the Natural Resources Conservation Service's Dam Safety Engineer, Brian Wenberg, both of whom saw no problem with Mr. Stephens' tree planting plans. The Board of Directors asked questions of Mr. Stephens regarding his landscaping plans and discussed them with Mr. Stephens. Mr. Twidwell made a motion that Mr. Stephens' landscaping plans (i.e. the planting of trees) be approved. Mr. Reinecke pro-

vided the second and the motion passed unanimously.

2:16PM Vice-President Lipscomb asked for discussion of Item VII on the agenda. Mr. Halliburton gave a brief overview of the Site 8 Repair Project and the current status of the easements involved in this project. Mr. Halliburton discussed the need for all landowners' easements to be amended in order to change the elevations of the ports on the principal spillway in order to cause Site 8 to impound water. Mr. Halliburton explained the processes involved in the changing of the port elevations and the multiple site showings provided to explain the changes that would take place due to these elevations being altered. Mr. Halliburton stated that all landowners had verbally consented to these elevation changes except for one who did not wish the port elevations to be altered. Mr. Bob Wilson then discussed the different options that the Board of Directors had regarding a situation of this nature. The Board of Directors discussed their options in this matter at length. The Board of Directors informed Mr. Halliburton to continue negotiating with the landowners of Site 8 in order to attempt to appease all parties involved to facilitate the progression of the Site 8 Repair Project. The Board of Directors asked that Mr. Halliburton inform them of the outcome of his negotiations at the next regularly scheduled Plum Creek Conservation District Board of Directors' Meeting.

Item VIII on the agenda was inadvertently left unattended at the December 15th, 2009 meeting. The discrepancy was discovered after the meeting had adjourned and was resolved to be revisited at the December 29th, 2009 special called meeting.

2:43PM Vice-President Lipscomb then asked for discussion of Item IX on the agenda. Mrs. Knight made a motion to ratify the decision of Mr. Halliburton to hire Graham and Associates to perform the appraisals of the Site 5 rehabilitation easements. Mr. Reinecke provided the second and the motion passed unanimously.

2:44PM Vice-President Lipscomb requested motions, comments, or discussion regarding the proposed adoption of the new Groundwater Management Rules for the Plum Creek Conservation District. Mr. Bob Wilson discussed possible changes to be made to the most current version of the rules based on the written comments submitted by interested parties with the Board of Directors. The Board of Directors agreed to call a special meeting on December 29th, 2009 at 2:00 p.m. in order to discuss and possibly act upon the adoption of the new Groundwater Management Rules for the Plum Creek Conservation District.

3:21PM Vice-President Lipscomb asked for a report from the Plum Creek Conservation District's geologist, William Feathergail Wilson. Mr. Feather Wilson then discussed the status of oil and gas exploration within the Plum Creek Conservation District's boundaries. Mr. Feather Wilson then gave the Board of Directors a suggestion of holding a continuing education course for water well drillers. Mr. Feather Wilson also suggested that the Board of Directors purchase a number of well logs from the Bureau of Economic Geology at the University of Texas in Austin, Texas. The Board of Directors then advised Mr. Halliburton to purchase the aforementioned well logs.

3:31PM Vice-President Lipscomb asked for a report from the Natural Resources Conservation Service's District Conservationist, Isidro Morales. There was no representative from the Natural Resources Conservation Service present at this meeting.

3:33PM Vice-President Lipscomb asked for a report from the Plum Creek Conservation District's GIS/IT, Daniel Meyer. Mr. Meyer then gave an outline of the areas involved in the Groundwater Management Area-13 and their respective pumpage amounts. Mr. Meyer then gave a presentation of the weather stations located on the Plum Creek Conservation District's flood control struc-

structures and their functions as it pertains to reservoir levels and the release rate of water. The Board of Directors, Mr. Halliburton, and Mr. Meyer then discussed the weather stations and their ease of use. Mr. Meyer then gave a report of well levels based on rainfall per year. Mr. Meyer and Mr. Halliburton then discussed the Plum Creek Conservation District's different flood control structures and their respective hazard classifications with the Board of Directors.

- 3:57PM Vice-President Lipscomb then asked for a report from the Plum Creek Conservation District's Executive Manager, Johnie Halliburton. Mr. Halliburton then discussed the current status of the Site 5 easements for the rehabilitation project. Mr. Halliburton informed the Board of Directors that brush piles had been burned at Site 14 and Site 38. Mr. Halliburton informed the Board of Directors that the yearly audit was completed and Mr. Jansen would appear before the Board of Directors in January, 2010 to present that audit.
- 4:00PM Vice-President Lipscomb asked for a report from the Plum Creek Conservation District's attorney, Bob Wilson. Mr. Bob Wilson discussed the Site 5 easements regarding the rehabilitation project. Mr. Bob Wilson gave the Board of Directors a status update on the Attorney General's Opinion for the annexation of the southeastern portion of Caldwell County. Mr. Bob Wilson also discussed a notice of intent regarding surface water and the whooping crane which would have a corresponding effect on groundwater.
- 4:02PM Vice-President Lipscomb asked for motions or discussion regarding reimbursements to staff for expenses incurred in 2009. Mrs. Knight made a motion that a reimbursement be paid to each employee in the amount of three hundred dollars (\$300.00) for expenses incurred in 2009. Mr. Rothert provided the second and the motion passed unanimously.
- 4:03PM Vice-President Lipscomb requested any public comments of which there were none.
- 4:03PM Mr. Twidwell made a motion to adjourn. Mr. Rothert provided the second and the motion passed unanimously.