

MEETING OF THE BOARD OF DIRECTORS
PLUM CREEK CONSERVATION DISTRICT,
LOCKHART, TEXAS 78644
December 17th, 2013

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.

1:00 PM The meeting was called to order by President of the Board, James Holt, with the following Board members present: James O. Lipscomb (Vice President), Peter Reinecke (Secretary/Treasurer), Ben Twidwell (Director) and Fred Rothert (Director). Also present were Bob Wilson (Attorney) Feathergail Wilson (PCCD Geologist) and PCCD staff Johnie Halliburton, Karen Bassett, and Dan Meyer. Minutes were taken and transcribed by Karen Bassett.

1:01PM President Holt requested motions or comments regarding the minutes of the regular meeting held on November 19th, 2013. Mr. Lipscomb made a motion that the minutes of the regular meeting held on November 19th, 2013 be accepted as distributed. Mrs. Knight provided the second and the motion was approved unanimously.

1:02PM President Holt requested any unfinished business that required the Board of Directors attention. Mr. Halliburton informed the Board of Directors that there was no unfinished business.

1:02PM President Holt explained that item IV on the agenda would be passed up until Mr. Jim Jansen arrived. President Holt explained to the Board that Jim Jansen had called and said he would be late.

1:03PM President Holt requested discussion of item V of the agenda. Mr. Halliburton explained that Mr. Adam Moore with the Walton Group had called and asked if he could table his report until next month, January 21st, 2014.

1:03PM President Holt requested discussion of item VI on the agenda. Mr. Halliburton stated that he had met with a landowner at site 37 who had some concerns and requested to be on this month's agenda. Mr. Halliburton informed the Board that he had called the landowner to remind him of the meeting but had not heard from him since.

1:05PM President Holt requested discussion of item VII on the agenda. Mr. Dan Meyer gave an update on the Desired Future Conditions' (DFC) process on Groundwater Management Areas (GMA) 13 and 10. Mr. Meyer explained the time lines for the DFC process for both GMA 13 and GMA 10. Mr. Meyer explained to the Board that the deadline for proposing DFC, for both GMA, is May 1st, 2016.

1:17PM President Holt requested discussion on item VIII on the agenda. Mr. Dan Meyer gave an update on the mitigation rules. Mr. Meyer explained to the Board that their packets had a copy of the mitigation plan rules that were drafted. Mr. Meyer then went over the mitigation plan with the Board and explained that it had five parts to the draft which were eligibility of requirements, the application, the assessment report, a hearing, and a determination by the Board. Mr. Bob Wilson explained to the Board that this was a "rule making" and that the Board should consider this a "work" in progress. Mr. Bob Wilson explained to the Board that what the PCCD staff was looking for now was the Board's impressions, comments, or issues that the Board would like to see addressed.

President Holt requested discussions on item IX on the agenda. Mr. Bob Wil-

- 1:24PM son discussed with the Board an “easement use” draft letter that could be sent to any landowner explaining easements, its obligations, and other subjects as well. Mr. Bob Wilson explained to the Board that the draft letter was intended to be a general use letter that Mr. Halliburton could send out when he got inquiries from a landowner. The Board briefly discussed and gave comments.
- 1:32PM President Holt requested a report from the PCCD’s Geologist, Mr. William Feathergail Wilson. Mr. Feathergail Wilson explained to the Board that he had attended two meetings on Dec 4th, 2013. Mr. Feathergail Wilson explained that one meeting was concerning a couple who owned some land next to the Green Group and that he was there to answer some of their questions. Mr. Feathergail Wilson also stated that on the same day he met with Hays Caldwell Public Utility Agency (HCPUA) to discuss permitting requirements for a well field that would be drilled in the Carrizo aquifer. Mr. Feathergail Wilson informed the Board that HCPUA had actually leased 17,738 acres in southeastern Caldwell County. Mr. Feathergail Wilson stated that he believed that HCPUA would be coming to PCCD for a permit to drill their first well. Mr. Feathergail Wilson stated that Friday December 20th, he would be meeting with the Walton Group. Mr. Feathergail Wilson explained that he was not sure what the meeting would be about but that he believed it would possibly be regarding a well permit. Mr. Feathergail Wilson also discussed and explained some drilling logs from the Edwards formation with the Board.
- 1:59PM President Holt then returned to item IV on the agenda and requested a report from Mr. Jim Jansen of Jansen and Gregorczyk Certified Public Accountants regarding the Plum Creek Conservation District’s 2012-2013 audit report. Mr. Jim Jansen then explained the Plum Creek Conservation District’s 2012-2013 audit report in detail to the Board of Directors. Mr. Jim Jansen stated that PCCD had an unmodified report which meant PCCD’s financial position was correct and that the audit was complete. Mr. Jim Jansen thanked the Board for allowing him to perform the audit.
- 2:14PM President Holt requested a report from the NRCS’ District Conservationist, Mr. Isidro Morales. Mr. Morales explained that he looked into different routes of getting financial assistance for the repair or cleanup of site 12. Mr. Morales stated that one possibility was through the NRCS’ Emergency Watershed Program (EWP). Mr. Morales then explained that he had spoken with a Field Engineer from New Braunfels and that the Engineer would be getting with Mr. Halliburton and himself (Mr. Morales) to start the process. Mr. Morales also discussed with the Board the ruts on the top of the dam at site 16. Mr. Morales stated that he felt it wasn’t going to require much engineering and that from the NRCS perspective it just needed to be smoothed out. Mr. Morales spoke of the NRCS’ response letter regarding the easement at site 2, but explained that since Mr. Adam Moore had asked to table his report until the January 21st, 2014 Board meeting, that the discussions of the letter would be tabled as well.
- 2:19PM President Holt requested a report from the PCCD’s Assistant Manager, Mr. Daniel Meyer. Mr. Meyer explained that he and Mr. Johnie Halliburton had met with Mrs. Kharley Smith the Emergency Management Coordinator for Hays County, concerning PCCD’s Emergency Action Plan (EAP) and to gain access to their database for reverse 911 phone numbers for residents in the inundation areas. Mr. Meyer explained that PCCD would submit its shape files to the Hays Emergency Management Office and that Mrs. Smith would put PCCD into the reverse 911 data base.
- 2:20PM President Holt requested a report from the PCCD’s Executive Manager, Mr. Johnie Halliburton. Mr. Halliburton briefly discussed the meeting with Kharley Smith, the Emergency Management Coordinator for Hays County, and explained that it was a positive meeting and that it was good to be on the same page in case of an emergency. Mr. Halliburton also showed some pictures from the October 2013 flood with the debris and damage. Mr. Halliburton explained to the Board that PCCD had applied with the Federal Emergency

Management Agency (FEMA) for assistance in both Caldwell and Hays Counties. Mr. Halliburton explained that the Natural Resources Conservation Services Engineer, John Hrebik from Temple, Texas, had called and encouraged PCCD to apply for financial assistance through the Emergency Watershed Program (EWP). Mr. Halliburton stated to the Board that Mr. John Hrebik explained that NRCS would apply for the funding to help assist in this matter and that, if received, it would cover 75% of the cost and PCCD's obligation would be 25%. Mr. Halliburton also explained that the Texas State Soil and Water Conservation Board (TSSWCB) had a grant program to help on the 25% portion that could also be applied for. Mr. Halliburton stated that FEMA had requested a letter from NRCS regarding the damage. The Board all agreed that PCCD should apply for any assistance that is available. Mr. Halliburton also explained that someone had run into the fence at site 24 again and that PCCD had already filed with the vehicle's insurance company and that payment had already been received and the fence had been repaired.

2:26PM President Holt requested a report from the PCCD's Attorney, Mr. Bob Wilson. Mr. Bob Wilson discussed a letter that NRCS had sent PCCD stating that NRCS was at the end of its agreement terms on four (4) of PCCD's structures (three in Hays County and one in Caldwell County). Mr. Bob Wilson explained to the Board that all the letter stated was that NRCS was at the end of its agreements, that the dams were at the end of their evaluated life, and that NRCS would offer to PCCD their continued support at their convenience. Mr. Bob Wilson explained to the Board that at some point the Board might want to consider taking proposals from engineering consultants other than NRCS.

2:34PM President Holt requested discussion of item XV on the agenda. Mrs. Knight made a motion to reimburse the staff for expenses incurred in 2013 in the amount of \$350.00 (Three hundred and fifty dollars). Mr. Twidwell provided the second and the motion passed unanimously.

2:35PM President Holt dismissed the meeting for a five minute break and moved the meeting into executive session.

3:27PM President Holt called the meeting back to order after the executive session.

3:27PM President Holt requested any public comments. There were no public comments.

3:28PM Mr. Twidwell made a motion to adjourn. Mr. Lipscomb provided the second and the motion to adjourn passed unanimously.

President

Vice President