

Minutes from the December 21st, 2010 PCCD regular scheduled meeting
to be presented on January 18th, 2011 for Board approval and
subject to corrections, additions, deletions and approval.

December 21st, 2010

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 Holt, with the following Board members present: James O. Lipscomb (Vice President), Peter Reinecke (Secretary/Treasurer), Lucy Knight (Director), Ben Twidwell (Director) and Fred Rotherth (Director). Also present were Johnie Halliburton (Executive Manager), Bob Wilson (PCCD Attorney) Feathergail Wilson (PCCD Geologist) and PCCD staff Karen Bassett, Korey Schuelke and Dan Meyer. Minutes were taken by Karen Bassett and transcribed by Korey Schuelke.
- 2:00PM President Holt requested motions or comments regarding the minutes of the Special Meeting held November 2nd, 2010, and the Regular Meeting held on November 16th, 2010. Mr. Lipscomb made a motion that the minutes of the Special Meeting held on November 2nd, 2010 be approved as mailed out. Mrs. Knight provided the second and the motion passed unanimously. Mr. Lipscomb then made a motion that the minutes of the Regular Meeting held on November 16th, 2010 be approved as mailed out. Mrs. Knight provided the second and the motion was approved unanimously.
- 2:01PM President Holt requested any unfinished business which required the Board of Directors' attention. Mr. Halliburton informed the Board of Directors that there was no unfinished business at this time.
- 2:01PM President Holt then requested the 2009-2010 audit report from Mr. Jansen of Jansen and Gregorczyk. Mr. Jansen then presented the Board of Directors with a copy of the audit report for the 2009-2010 fiscal years and explained his findings thoroughly. After further examination by the Board of Directors, it was determined that a few errors existed within the audit report that required adjustments. After the adjustments to the audit report were performed, Mr. Lipscomb made a motion to accept the amended audit report for the 2009-2010 fiscal year from Jansen and Gregorczyk. Mr. Rotherth provided the second and the motion was approved unanimously.
- 2:15PM President Holt then requested discussion of Item V on the agenda. Mr. Halliburton then informed the Board of Directors that the policy manuals handed out during last month's meeting needed discussion and possible action. Mr. Jansen then discussed the policy manuals and amendments that he had made based on the Board of Directors' recommendations. Mr. Bob Wilson then gave a brief narrative regarding the policies and discussed the need for the policies to be enacted with small adjustments to be made at a later date. Mr. Lipscomb made a motion to adopt policies including a code of ethics for District directors, officers, employees, and persons engaged in handling investments for the District, a policy relating to travel expenditures, a policy relating to District investments, policies and procedures for selection, monitoring, or review and evaluation of professional services, and policies that ensure a better use of management information, including budgets, audits, and uniform reporting requirements. Mrs. Knight provided the second and the motion was approved unanimously.

- 2:21PM President Holt requested discussion of Item VI on the agenda. Mr. Dan Meyer then discussed a request for a water well field production permit request by Cal-Maine for 825 acre feet of water per year from a total of nine water wells within the well field for poultry production. Mr. Meyer informed the Board of Directors that Cal-Maine was requesting two exceptions to the Plum Creek Conservation District's rules, specifically Rule 19 as it pertains to surface acres to acre feet of water and tier classification. The Board of Directors then discussed this application for a well field production permit in depth and asked many questions. It was the opinion of the Board of Directors that the amount of the request be reduced by 225 acre feet per year to a total of 600 acre feet per year. After much discussion, Mr. Twidwell made a motion to approve Cal-Maine's water well field production permit request for 600 acre feet per year with a stipulation that should Cal-Maine apply for a production permit with Gonzales County Underground Water Conservation District on land adjoining the recently approved production permit that their permit approval be revisited and proportional mitigation or possible revocation be instituted. Mrs. Knight provided the second and the motion was approved unanimously.
- 2:55PM President Holt requested discussion on Item VII of the agenda. Mr. Meyer then gave the Board of Directors a brief presentation regarding exempt water usage for the Texas Water Development Board's GAM Run 10-012 MAG and exempt usage in the GTA Aquifer Assessment 10-29 MAG. It was the consensus of the Board of Directors that Mr. Meyer continue his research and methodology development into deriving exempt usage and to report back the following month.
- 3:15PM President Holt then requested a report from the Plum Creek Conservation District's Geologist, Mr. William Feathergail Wilson. Mr. Feather Wilson and Mr. Bob Wilson discussed current events transpiring within the Bureau of Economic Geology. Mr. Feather Wilson then discussed the Plum Creek Conservation District's Newsletter that is currently being constructed. Mr. Feather Wilson then discussed recently released aerial photography with better resolution than ever before for the State of Texas. Mr. Feather Wilson then discussed maps that he was currently constructing and the computer program used to construct them. Mr. Feather Wilson recommended the purchase of this computer program to the Board of Directors for use in the Plum Creek Conservation District Office. Mr. Feather Wilson also recommended that the Plum Creek Conservation District Office upgrade to Arc GIS program version 10.
- 3:30PM President Holt requested a report from the Natural Resources Conservation Service's District Conservationist, Mr. Isidro Morales. Mr. Morales stated that he hoped to have information for a possible solution to the failed grass planting at the Plum Creek Conservation District's Site 8 Flood Control Structure at the next regularly scheduled Plum Creek Conservation District Meeting.
- 3:32PM President Holt then requested a report from the Plum Creek Conservation District's GIS/IT, Mr. Daniel Meyer. Mr. Meyer discussed some properties within the Plum Creek Conservation District's boundaries that had previously been excluded.
- 3:42PM President Holt then requested a report from the Plum Creek Conservation District's Executive Manager, Mr. Johnie Halliburton. Mr. Halliburton informed the Board of Directors that Mr. Rothert, Mr. Lipscomb, and Mr. Twidwell had all been reappointed by the commissioners' court of their respective county to serve another term on the Plum Creek Conservation District's Board of Directors. Mr. Halliburton will follow up with the Oath of Office at the January, 2011 regularly scheduled meeting. Mr. Halliburton informed the Board of Directors that he had provided them with a copy of the earnest

money contract for their inspection prior to the contract being presented to Mr. Vance Rodgers with the City of Lockhart for the possible purchase of a parcel of land. Mr. Halliburton informed the Board of Directors that a proposed contract had been given to Mr. Danny Green regarding the berm he wished to construct on his property near the Plum Creek Conservation District's Site 5 Flood Control Structure and, as of yet, there has been no response. Mr. Halliburton discussed a proposal by Murfee Engineering regarding a possible water quality enhancement project at the Plum Creek Conservation District's Site 10 Flood Control Structure. Mr. Halliburton stated that Murfee Engineering would give the Board of Directors a presentation at the regularly scheduled meeting in January 2011. Mr. Halliburton then discussed a study being performed by Halff and Associates regarding flooding in the Plum Creek Conservation District's region. Mr. Halliburton then discussed negotiations with the Lower Colorado River Authority and the Southlake Homeowners Association regarding a possible location for a recreation area within the Plum Creek Conservation District's or the Lower Colorado River Authority's easements for the Southlake Homeowners Association's use. Mr. Halliburton discussed a workshop that he and Mr. Meyer would be attending regarding water issues within the county sponsored by the Texas Agri-Life Extension Office. Mr. Halliburton then discussed the recent surveys taking place at the Plum Creek Conservation District's Site 6 Flood Control Structure for the possible rehabilitation, as well as the addition of Mr. Derek West as a part-time employee for field work. Mr. Halliburton then provided the Board of Directors with a list containing the condition of the principal spillways at each of the Plum Creek Conservation District's 28 Flood Control Structures. Mr. Halliburton then discussed the Plum Creek Conservation District's Site 3 Flood Control Structure's principal spillway gate valve condition and stated that Performance Plus, Inc. of Geary, Oklahoma would be looking to repair the gate valve on January 3rd, 2011. Mr. Halliburton then informed the Board of Directors that Mr. Meyer's office computer had recently been replaced due to a fatal malfunction of his previous computer.

- 4:02PM President Holt then requested a report from the Plum Creek Conservation District's Attorney, Mr. Bob Wilson. Mr. Bob Wilson then discussed recent bills that had been filed with the legislature. Mr. Bob Wilson then discussed the possible transfer of all groundwater quality jurisdiction from the Texas Railroad Commission to the Texas Commission on Environmental Quality. Mr. Bob Wilson also discussed other policies that needed to be adopted and the way in which the Board of Directors wished to create these policies. Mr. Bob Wilson then discussed the status of the Plum Creek Conservation District's Site 5 Flood Control Structure Rehabilitation easement acquisitions.
- 4:08PM President Holt requested discussion of Item XIV on the agenda. Mrs. Knight made a motion that the Plum Creek Conservation District's staff receive a reimbursement for expenses incurred in 2010 for the amount of three hundred dollars (\$300.00) per employee. Mr. Reinecke provided the second and the motion was approved unanimously.
- 4:09PM Mr. Twidwell made a motion to adjourn. Mr. Lipscomb provided the second and the motion passed unanimously.

President

Vice President