

Minutes from the June 18th, 2013 PCCD regular scheduled meeting  
to be presented on July 16th, 2013 for Board approval and  
subject to corrections, additions, deletions and approval.

June 18th, 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 Johnnie Halliburton, Karen Bassett, Korey Schuelke and Dan Meyer. Minutes were taken by Karen Bassett and transcribed by Korey Schuelke.

1:00PM President Holt requested motions or comments regarding the minutes of the regular meeting held on May 21<sup>st</sup>, 2013. Mr. Lipscomb made a motion that the minutes of the regular meeting held on May 21<sup>st</sup>, 2013 be accepted as mailed out. Mr. Rothert provided the second and the motion passed with four assenting votes (Mr. Lipscomb, Mr. Reinecke, Mr. Holt, and Mr. Rothert), one abstaining vote (Mr. Twidwell), and one absent (Mrs. Knight).

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

1:02PM President Holt requested discussion of Item IV on the agenda. Mr. Halliburton discussed an update from Halff & Associates regarding a possible inter-local agreement between the Guadalupe-Blanco River Authority and the Plum Creek Conservation District for the Guadalupe-Blanco River Authority's Flood Protection Planning Study. Mr. Bob Wilson then discussed the inter-local agreement between the Plum Creek Conservation District and the Guadalupe-Blanco River Authority as it pertained to language he believed needed to be added to the agreement in order to facilitate the agreement being endorsed. Mr. Wes Birdwell, with Halff & Associates, added that agreement negotiations could be entered and changes could be made to appease the Plum Creek Conservation District's Board of Directors. Mr. Bob Wilson and Mr. Wes Birdwell discussed the inter-local agreement between the Plum Creek Conservation District and the Guadalupe-Blanco River Authority at length with the Board of Directors and discussed changes that needed to be made. The Board of Directors informed Mr. Bob Wilson of items and language that they wanted to be added to the inter-local agreement. After much discussion, it was the consensus of the Board of Directors that Mr. Bob Wilson enter into negotiations with the Guadalupe-Blanco River Authority to add the language necessary for the passage of the inter-local agreement.

1:15PM President Holt requested discussion of Item V on the agenda. Mr. Daniel Meyer then discussed the possible renewal of six production permits for the Polonia Water Supply Corporation. Mr. Meyer informed the Board of Directors that Polonia Water Supply Corporation was requesting a total amount of 2,552 acre feet per year on six water wells with no changes in pumping amounts. Mr. Meyer then discussed the wells, as well as the area of influence involved with these wells with the Board of Directors. Mr. Meyer discussed other wells owned by Polonia Water Supply Corporation that were not up for renewal at this time. Mr. Meyer then discussed the items of consideration that needed to be contemplated when deliberating the approval of the Polonia Water Supply Corporation's production permits. Mr. Meyer then dis-

cussed letters sent to persons living within the area of influence and informed the Board of Directors that representatives from the Polonia Water Supply Corporation were in attendance to answer any questions that the Board of Directors may have. The Board of Directors posed questions regarding actual water usage versus permitted amounts and if any formal opposition had been expressed. There were no formal oppositions and Mr. Meyer informed the Board of Directors that the Polonia Water Supply Corporation actually pumped 19% of their permitted amount in 2012. Mr. Twidwell made a motion to renew the Polonia Water Supply Corporation's production permits on six wells in the amount of 2,552 acre feet per year. Mr. Lipscomb provided the second and the motion was approved unanimously.

1:21PM President Holt requested discussion of Item VI on the agenda. Mr. Halliburton introduced representatives from Bury and Partners Engineering and Walton Development requesting a partial easement release at the Plum Creek Conservation District's Site 2 Flood Control Structure. Mr. Charlie Fowler and Mr. Paulo Misi, with Bury and Partners then gave the Board of Directors a presentation regarding their request for a partial easement release at the Plum Creek Conservation District's Site 2 Flood Control Structure using maps and illustrations. Mr. Fowler outlined their plan for the property in question and gave an in-depth description of their request on behalf of Walton Development. Walton Development was represented by Mr. Adam Moore. The Board of Directors and Mr. Bob Wilson then posed questions to the Bury and Partners representatives regarding their requests. The Board of Directors and Mr. Bob Wilson discussed different options available and liability concerns with Bury and Partners. The Board of Directors and Mr. Bob Wilson also discussed the possible effects on the Plum Creek Conservation District's inundation easements and the 100 year flood elevation at length and engineering concerns involved with a partial easement release. It was the opinion of the Board of Directors that an extensive engineering plan be devised, as well as a defined inundation easement line to determine if the partial easement release request could be considered.

1:43PM President Holt requested discussion of Item VII on the agenda. Mr. Halliburton informed the Board of Directors that the representative for Item VII on the agenda was not in attendance. The Board of Directors decided to pass over Item VII and give the representative time to arrive.

1:43PM President Holt requested a report from the Plum Creek Conservation District's Geologist, Mr. William Feathergail Wilson. Mr. Feather Wilson then discussed recently attained geophysical well logs. Mr. Feather Wilson then discussed the area of influence involved with the upcoming City of Lockhart production permit renewal requests and the scientific considerations that had to be made. Mr. Meyer then discussed a recent meeting with Mr. Vance Rodgers from the City of Lockhart regarding the new rules that the Plum Creek Conservation District has adopted over production permits. Mr. Feather Wilson then discussed the deepest well in Caldwell County and its characteristics. Mr. Feather Wilson discussed the correlation of evaporation and precipitation in Caldwell County and the precipitation deficit. Mr. Feather Wilson then discussed a well log from the Quail Creek Country Club with the Board of Directors. Mr. Feather Wilson discussed handouts regarding desired future conditions and a recent study of the Carrizo-Wilcox Aquifer by the Texas Water Development Board. Mr. Feather Wilson also discussed the upcoming test well by Walton Development with the Board of Directors. Mr. Feather Wilson informed the Board of Directors that he had received all of the LIDAR (Laser Imaging Detection and Ranging) data for Caldwell and Hays Counties. Mr. Halliburton informed the Board of Directors that an agenda for the Walton Development's test well drilling had been placed in the Directors' folders.

2:00PM President Holt requested a report from the Natural Resources Conservation Services' District Conservationist, Mr. Isidro Morales. Mr. Morales was not in attendance at the meeting, but his representative, Mr. Troy Freeman, stated that Mr. Morales had nothing to report.

- 2:00PM President Holt requested a report from the Plum Creek Conservation District's Assistant Manager, Mr. Daniel Meyer. Mr. Meyer discussed the test well permit for Walton Development. Mr. Meyer then discussed meetings and events that he had recently attended. Mr. Meyer then gave the Board of Directors an update of activities in the Groundwater Management Area-10 regarding technical consultants, the desired future conditions, and the relevancy for the saline Edwards Aquifer. Mr. Meyer requested that there be a meeting to discuss the relevance of the saline Edwards Aquifer with Mr. Feather Wilson, Mr. Bob Wilson, and members of the Board of Directors. Mr. Feather Wilson then discussed the relevancy of the saline Edwards Aquifer.
- 2:14PM President Holt requested a report from the Plum Creek Conservation District's Executive Manager, Mr. Johnnie Halliburton. Mr. Halliburton discussed the status of the possible use of the Plum Creek Conservation District's Site 10 as a detention pond by the Sunfield Municipal Utility District. Mr. Bob Wilson then discussed this possibility and the considerations involved at length with the Board of Directors. Mr. Bob Wilson discussed the Sunfield Municipal Utility District's timeline and the entities that needed to provide input before the project could be approved or disapproved. Mr. Halliburton then discussed the status of the illegal dumping in the Plum Creek Conservation District's inundation easement at the Plum Creek Conservation District's Site 6 Flood Control Structure. Mr. Halliburton discussed a recent investment fund seminar that he, Mr. Reinecke, and Mr. Lipscomb had attended. Mr. Halliburton informed the Board of Directors that Mr. Fred Bell and Mr. Schuelke had almost completed the herbicide application on all of the Plum Creek Conservation District's Flood Control Structures. Mr. Halliburton discussed a large fish kill at the Plum Creek Conservation District's Site 28 Flood Control Structure. State agencies were investigating to determine the cause at this time. Mr. Halliburton informed the Board of Directors that Sexton, Inc. was currently constructing the new fence at the Plum Creek Conservation District's Site 29 Flood Control Structure. Mr. Halliburton then discussed the Caldwell County Hog Task Force and matching grant funding they were attempting to secure for the program. Mr. Halliburton informed the Board of Directors that he would make a small donation to the program to help mitigate damage to the Plum Creek Conservation District's Flood Control Structures. The Board of Directors then discussed the donation to this program at length, but took no action at this time. Mr. Halliburton then discussed hog damage at the Plum Creek Conservation District's Flood Control Structures and the problems it causes for maintenance of the Flood Control Structures. Mr. Halliburton then discussed a recent conversation he had with Natural Resources Conservation Services' officials regarding grant money for dam assessments. The Plum Creek Conservation District's Site 34 Flood Control Structure is on the list for assessment.
- 2:28PM President Holt requested a report from the Plum Creek Conservation District's Attorney, Mr. Bob Wilson. Mr. Bob Wilson then discussed problems with the area of influence involved in the possible renewal of the City of Luling's production permits. Mr. Bob Wilson then discussed recent legislation and its impact on the Plum Creek Conservation District and/or water in general.
- 2:48PM President Holt requested a report from the building committee. Mr. Lipscomb informed the Board of Directors of small changes that had been made to the new shop building during construction. Mr. Halliburton gave an update of the status of the construction to the Board of Directors.
- 2:49PM President Holt requested discussion of Item VII on the agenda. Mr. Halliburton discussed a request from Caldwell County to use water from the Plum Creek Conservation District's Site 15 Flood Control Structure to fill the mitigation area (wetlands) near SH-130 and US Hwy 183. Mr. Halliburton discussed the request with the Board of Directors at length and requested their

guidance on this subject. The Board of Directors discussed permitting requirements to use the water in this manner. It was the opinion of the Board of Directors that the Plum Creek Conservation District did not have the authority to release water from the Plum Creek Conservation District's Site 15 Flood Control Structure to fill the mitigation area (wetlands).

3:10PM President Holt requested any public comments. There were no public comments.

3:10PM Mr. Twidwell made a motion to adjourn. Mr. Lipscomb provided the second and the motion to adjourn passed unanimously.

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President

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Vice President

2:43PM

3:30PM

3:35PM

3:35PM