

POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT
Board of Directors Meeting with Public Hearings
Post Oak Savannah Ground Water District Offices
310 East Avenue C
Milano, Texas 76556
January 10, 2006 – 5:30 p.m.

MINUTES
Entity

Members Present

President /Nathan Ausley
Vice-President/Dwayne Jekel
Sec-Treasurer/Kerry Starnes
John Malazzo
Jay Tumlinson
Andy Hovorak
Jim Hodson

POSGCD
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POSGCD

Gary Westbrook
Elaine Gerren
Barney Knight
Sheila Limon

POSGCD District Manager
POSGCD
Barney Knight & Associates
Barney Knight & Associates

Members Absent

Jay Wilder
Carroll Glaser
Robert Ware

POSGCD
POSGCD
POSGCD

Others Present

Jackie Scott
Dwight Mahoney
Bill Graham
Scott Carlson
Dick Burns
Ron Freeman
Bob Barre
Laurin Rainer
Stanley Caffey
Ken Hall
Curtis Chubb
Ross Cummings

Brazos River Authority
Brazos River Authority
Land Owner
Metropolitan Water Co., L.P.
Alcoa
Layne Water Development of Texas
Self
Court Reporter AAA Werlinger
SWMWSC
SWMWSC
The Cameron Herald
Layne Water Development of Texas

BOARD MEETING

1. Call to Order

Board President Nathan Ausley called the Board Meeting to order at 5:30 p.m.

2. Oath of Office for Re-appointed Board Members

General Manager, Gary Westbrook administered the Oath of Office to the Re-appointed Board Members.

3. Election of Board Officers

A Motion was made by director Jay Tumlinson to retain the current officers in

their current positions. The motion was 2nd by Director John Malazzo. The motion carried unanimously.

4. Public Comment

No public comment was heard

5. Approve Minutes of December 13th, 2005 Board Meeting

A motion was made by Director Jim Hodson to approve the meeting minutes. The motion was 2nd by Director Kerry Starnes. The motion carried unanimously.

6. Review Chapter 176 Local Government Code

Sheila Limon, Legal Counsel for the district gave a presentation on the Chapter 176 Local Government Code.

7. Consider Temporary Waiver of District Rules for non-exempt status of a well for Texas Department of Transportation (TxDOT) that will become an exempt well upon completion of TxDOT project

This request was withdrawn by the Texas Department of Transportation

8. Recommendations of District Rules Committee concerning extension of deadlines for filing Historic Use Applications and Registration of Exempt wells, and exemptions of wells for certain Agriculture uses

A motion was made by Director Jay Tumlinson to schedule a hearing to extend the deadlines for filing Historic Use Applications and Registration of Exempt Wells and exemptions of wells for certain Agriculture uses. The motion was 2nd by director Jim Hodson. The motion carried unanimously.

9. Receive report from District Manager on recent District activities and take appropriate actions.

A. Permit applications filed with the District and possible Hearing Dates for those applications

General Manager, Gary Westbrook reported that no applications had been filed with the District

B. Emergency Permits Granted, well recordings, & new well applications

General Manager, Gary Westbrook reported that no emergency permits had been issued, 290 Exempt Wells were recorded, 6 new well applications were completed and 13 new well applications were received.

C. Recent and future District presentations and activities

1. Report on Amicus Brief filed by Texas Alliance of Groundwater Districts in Lawsuit filed against Kinney County GCD

General Manager, Gary Westbrook reported that the Amicus Brief filed by TAGD did serve the best interest of the District according to District Legal Staff.

2. Joint Planning meeting for GMA #12 scheduled January 26, 2006, 10:00 a.m.

10. Consider Approval of Historic Use Applications filed prior to, and posted by the District, September 15, 2005

A motion was made by Board President, Nathan Ausley to approve the Historic Use Applications. The motion was 2nd by Director Dwayne Jekel. Director John Malazzo abstained from voting. The motion carried 6-1.

11. Bills received and current financial status.

A motion was made by Director Jim Hodson and 2nd by Director Kerry Starnes to pay all bills. The motion carried unanimously.

15. Dates, locations, and times of future meetings

The next scheduled Board Meeting and will be on February 14th, 2006 at the District office in Milano, Texas at 5:30 p.m.

16. Adjourn

The meeting adjourned at 6:04 p.m.

THE ABOVE MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON JANUARY 10TH, 2005 WERE APPROVED AND ADOPTED BY THAT BOARD ON FEBRUARY 14TH, 2006.

Nathan Ausley, President

Attest:

Kerry Starnes, Secretary/Treasurer _____ Date _____

A meeting recording of this meeting is available on CD.