

**POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT**  
**Board of Directors Meeting**  
**Milano Community & Civic Center**  
**120 West Ave. E**  
**Milano, Texas 76556**  
**October 13, 2009 – 5:30 p.m.**  
**MINUTES**

**Members Present**

Dwayne Jekel	POSGCD
Kerry Starnes	POSGCD
Jay Tumlinson	POSGCD
Robert Ware	POSGCD
Andy Hovorak	POSGCD
Lee Alford III	POSGCD
Nathan Ausley	POSGCD
Jim Hodson	POSGCD

**Entity**

Gary Westbrook	POSGCD
Elaine Gerren	POSGCD
Drew Gholson	POSGCD
Barney Knight	Knight & Partners
James Parker	Knight & Partners
Steve Young	U.R.S.

**Board Members Absent**

Carroll Glaser	POSGCD
Jay Wilder	POSGCD

**Others Present**

Jackie Scott	BRA
Dwight Mahoney	BRA
Scott Carlson	Metropolitan Water
Dan Fishton	Home Owner
Ken Cooke	Rockdale Reporter
Ken Hall	Southwest Milam WSC
Wes Leifeste	Leifeste Cattle Company
Colleen Waring	Self
Bill Cast	Cameron Herald
Lou Bohan	Land Owner
Allen Prince	Self
Hubert Isaccs	Self

**Entity**

**BOARD MEETING**

**1. Call to Order**

Board President, Nathan Ausley called the meeting to order @ 6:30 p.m.

**2. Public Comment**

Board President, Nathan Ausley asked for public comment, but no public comment was offered.

**3. Minutes of September 8, 2009 Board Meeting**

A motion was made by Director Jim Hodson to approve the minutes of the September 8, 2009 Meeting. The motion was 2<sup>nd</sup> by Director Jay Tumlinson. The motion carried unanimously.

**4. GMA 12 joint planning process and preliminary DFC's, groundwater resources in the District, and future process for evaluating District preliminary DFC's and DFC's and identification of possible necessary changes to District Rules and District Groundwater Management Plan District Well monitoring Program**

Received a report from General Manager, Gary Westbrook and Steve Young of U.R.S . Brief discussion was held by the board and General Manager, Gary Westbrook. General Manager, Gary Westbrook stated that the GMA was on track to possibly adopt DFC's in the next 3-4 months and that the District was beginning work on the Rules and Management Plan to accommodate these anticipated DFC's. No action was taken.

**5. Stanley Budnik violations of District Rules**

General Manager, Gary Westbrook gave a report to the Board on the ongoing investigation. Recommendation from Barney Knight, Attorney for the District was to work with the TDLR on their investigation and to continue to monitor this item pending investigation by the TDLR. The Board agreed that the District will enforce its rules throughout this process.

**6. District schedule for penalties and fines for violations of District Rules**

Received recommendation from the Advisory Committee to proceed with District Schedule for penalties and fines for violations of District Rules with recommendation to adopt a Civil Penalties Section to the District Rules. This item was reviewed and will be set for hearings for adoption.

**7. Liaison Committee to neighboring Districts**

Received recommendation from the Advisory Committee to appoint this committee. It was agreed that the President would receive volunteers and then appoint this committee.

**8. Authorization for Groundwater Monitoring Wells**

A motion was made by Jim Hodson to approve the Authorization for Groundwater Monitoring Wells form as presented and to grant permission for the General Manager to be able to present and sign the Authorization for Groundwater Monitor Wells with landowners. The motion was 2<sup>nd</sup> by Director Robert Ware. The motion carried unanimously.

**9. 2009 Groundwater Conservation Grants**

Discussion was held between the Board. A motion was made by Director Jay Tumlinson to roll forward to 2010 the remaining \$400,000 that was not awarded during 2009 for the next years grant program. The motion was 2<sup>nd</sup> by Director Jim Hodson. The motion carried unanimously.

**10. Advisory Committee Report**

- A. 2010 Budget
- B. Production Fees
- C. Transport Fees
- D. Schedule of Fees

All items were opened together. A preliminary 2010 budget was presented for review. The Board discussed proposed fee changes. A schedule of fees was presented with no changes. No action was taken on these items. Hearings will be set for a later meeting for discussion and possible approval

of these items.

**11. Received report from District Manager Report on recent District activities and take appropriate actions.**

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

No permits were filed that required hearings.

**B. Emergency Permits Granted, well recordings, & new well applications and completions**

No emergency permits were issued, 111 wells were recorded, 7 new applications for exempt wells were submitted, and 9 exempt wells were completed.

**C. Recent and future District presentations and activities**

**1. H2O4 Texas Water Conference, Nov. 16-17, 2009, Fort Worth, TX.**

General Manager, Gary Westbrook reported that he would attend the H2O4 Texas Water Conference, Nov. 16-17, 2009, Fort Worth, TX.

**2. Aquifers of the Upper Coastal Plains Water Conference Oct. 13-14, 2009 College Station, TX**

General Manager, Gary Westbrook reported that Drew Gholson, the District Water Resource Manager attended the Aquifers of the Upper Coastal Plains Water Conference Oct. 13 and that he would be a presenter at that conference on October -14, 2009 in College Station, TX.

**3. District Education Program-Public and Private Schools and Water Wise Report**

General Manager, Gary Westbrook reported that for the 2009/2010 education year that the Water Wise Program would continue and that the Water Wizard Program presented at the local schools would be conducted by District Staff.

**13. Bills received and current financial status.**

A motion was made by Director Jim Hodson to approve payment of the bills as presented. The motion was 2<sup>nd</sup> by President Nathan Ausley. The motion passed unanimously.

**14. Dates, locations, and times of future meetings.**

President Nathan Ausley announced that the next regularly scheduled meeting would be November 10, 2009, at the POSGCD District Offices at 5:30 p.m.

**15. Adjourn Board Meeting**

President Nathan Ausley adjourned the meeting at 7:30 p.m.

**THE ABOVE MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON OCTOBER 13, 2008 WERE APPROVED AND ADOPTED BY THAT BOARD ON DECEMBER 8, 2009.**

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Nathan Ausley, President

**Attest:**

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Kerry Starnes, Secretary/Treasurer

Date \_\_\_\_\_

A meeting recording of this meeting is available on CD.