

**POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT**  
**Board of Directors Meeting & Public Hearings**  
**Post Oak Savannah Ground Water District Offices**  
**310 East Avenue C**  
**Milano, Texas 76556**  
**December 14, 2004 – 5:30 p.m.**

**MINUTES**

Entity

**Members Present**

President Nathan Ausley	POSGCD
Secretary Kerry Starnes	POSGCD
Jay Wilder	POSGCD
Jim Hodson	POSGCD
Jay Tumlinson	POSGCD
Robert Ware	POSGCD
Andy Hovorak	POSGCD
Gary Westbrook	District Manager POSGCD
Elaine Gerren	Administrative Assistant POSGCD
Barney Knight	Barney Knight & Associates – Legal Counsel

**Members Absent**

John Malazzo	POSGCD
Dwayne Jekel	POSGCD
Carroll Glasser	POSGCD

**Others Present**

Jackie Scott	Brazos River Authority
Dwight Mahoney	Brazos River Authority
Scott Carlson	Metropolitan Water Co., L.P.
Anne Wiese	Werlinger & Associates
Stanley Caffey	Southwest Milam Water Supply
Ridge Kaiser	R. W. Hardin & Associates
Tom Lake	Self
Becky Booker	KRXT
John Houchins	BVWA
Marshall Houchins	BVWA
Bill Green	Landowner

**BOARD MEETING**

1. **Board President Nathan Ausley called the Public Hearing and Board Meeting to order at 5:30 p.m.**
2. **Public Comment**  
Public Comment was heard from Tom Lake.
3. **Approve Minutes of the November 9, 2004 Board Meeting**  
Director Jim Hodson made to motion to approve the minutes and Director Jay Wilder 2<sup>nd</sup> the motion. The motion passed unanimously.

**4. Receive Report from District Manager on recent District Activities and take appropriate actions.**

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

There were none presented.

**b. Emergency Permits Granted, well recordings, & new well applications**

Emergency Permits were approved for three wells for Burleson County M.U.D. General Manager, Gary Westbrook reported that there were three (3) emergency permits granted, forty (40) exempt wells recorded, nine (9) new well applications, and seven (7) exempt well completed applications. A motion was made by Director Jay Tumlinson to approve the emergency permits as permanent permits for Burleson County M.U.D. and was 2<sup>nd</sup> by Director Jim Hodson. The motion carried 6 to 0, Director Robert Ware abstained from voting.

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

General Manager, Gary Westbrook requested to post the Exempt Well Permit Form in local newspapers to aid landowners in registering wells. A motion was made by Director Nathan Ausley to post applications in local newspapers and the motion was 2<sup>nd</sup> by Director Robert Ware. The motion carried unanimously.

**d. Appoint Records Management Officer**

General Manager, Gary Westbrook presented information and recommendations on Records Retention and Management Officer and recommended that the Board Appoint him the Records Management Officer for the District, and that the Board adopt the recommended Records Management Policy. The motion was made by director Jim Hodson and 2<sup>nd</sup> by Director Jay Wilder to appoint Gary Westbrook the Records Management Officer, and to Adopt the Records Management Policy for Local Governments. The motion carried unanimously.

**5. Review and Discuss Local Water Utility application for historical use permits and Resolution of March 11, 2003 content, requirements, process, and procedures.**

A motion was made by Director Kerry Starnes to approve the historical projected amounts from local water utilities. The motion was 2<sup>nd</sup> by Director Jim Hodson. The motion carried unanimously.

**6. Public Hearing. Action on District Rules**

The Public Hearing was opened at 5:48 p.m. Public Comment was heard from Tom Lake with concerns on the hearing format. The public Hearing was closed at 6:26 p.m. General Manager, Gary Westbrook, recommended rules to be amended. After discussion on the rule changes, a motion was made by director Jim Hodson and 2<sup>nd</sup> by Director Jay Tumlinson to amend the District Rules as recommended, per attachment. The motion carried unanimously.

**7. Public Hearing. Action on District 2005 Budget**

The Public Hearing was opened at 6:28 p.m. No Public Comment was heard. The public Hearing was closed at 6:42 p.m. General Manager, Gary Westbrook, presented the recommended 2005 Budget. Director Jim Hodson made the motion to adopt the 2005 budget as recommended. The motion was 2<sup>nd</sup> by Director Robert Ware. The motion carried unanimously.

**8. Public Hearings. Action on District Production Fees and District Transport Fees**

The Public Hearing was opened at 6:44 p.m. No Public Comment was heard. The hearing was closed at 6:56 p.m. Director Robert Ware made the motion to set the District Production Fees at \$.03 per 1000 gallons, to be assessed and collected, beginning January 1<sup>st</sup>, 2005, the motion was 2<sup>nd</sup> by Director Jay Wilder. The motion carried unanimously.

Director Andy Hovorak made a motion to set the District Transport Fees at \$.10 per 1000 gallons, to be assessed and collected, beginning January 1<sup>st</sup>, 2005, the motion was 2<sup>nd</sup> by Director Kerry Starnes. The motion carried unanimously.

**9. Motion was made by Director Jim Hodson and 2<sup>nd</sup> by Director Jay Wilder to Review item # 7, Public Hearing. Action on District Budget.**

Motion was made by Director Jim Hodson and 2<sup>nd</sup> by Jay Tumlinson to include balance of revenue in the Miscellaneous Category of the Budget. The motion carried unanimously.

**10. Public Hearing. Action on District Fee Schedule**

The Public Hearing was opened at 7:00 p.m. No Public Comment was heard. The public Hearing was closed at 7:02 p.m. Director Jay Tumlinson made the motion to omit the Emergency Permit charge from the District Fee Schedule. The motion was 2<sup>nd</sup> by Director Jim Hodson. The motion carried unanimously.

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

The motion was made by Director Jim Hodson and 2<sup>nd</sup> by Director Jay Wilder to pay all current bills

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

The next scheduled meeting will be January 11, 2005 at the District office in Milano, Texas at 5:30 p.m.

**13. Adjourn**

The meeting adjourned at 7:07 p.m.

**THE ABOVE MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON DECEMBER 14, 2004 WERE APPROVED AND ADOPTED BY THAT BOARD ON JANUARY 11, 2005.**

\_\_\_\_\_  
Nathan Ausley, President

**Attest:**

\_\_\_\_\_  
Kerry Starnes, Secretary/Treasurer

\_\_\_\_\_  
Date

A meeting recording of this meeting is available on CD.