POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT
Board of Directors Meeting
POSGCD District Offices
310 East Avenue C
Milano, TX 76556
April 8, 2025 – 5:30 p.m.

MINUTES

POSGCD Board Members Present

Jay Wilder
Becky Goetsch
Ed Savage
Lee Pelzel
Jeffrey Zgabay
Brian Wallis
Robert Jekel
Kit Worley
John Redington
Buster Evers

Board Members Absent

None

POSGCD Staff Present

Gary Westbrook
Courtney Gentry
Michael Redman
Kelli Timmerman
Gregory Perry
Travis Wood
Jaclyn Wise
Jeff Fisher
Craig Andrews – online

POSGCD Consultants Present

Kristen Fancher	Fancher Legal, PLLC
Steve Young	Intera

Public Attendance

Bill Whitmire	Milam Co. Judge
David Wixson	
Christine Wixson	
Michael Merritt	
Alan Gardenhire	SLR

Terry Blodgett	SLR
Samia Broadaway	Baker Botts LLP
James Plair	Court Reporter
Andy Wier	SAWDF
Michele Gangnes	SAWDF
Sherry Spell	Landowner
Stanley Spell	Landowner
Kim Groms	
David Riley	Landowner
Jeff Howell	Landowner
Ronnie Crump	Landowner
Brian Limoges	Landowner
Sharon Wood	Landowner
William Smith	Landowner
Sherie Smith	Landowner
Keith Schroeder	Burleson Co. Judge

Public Attendance via online

Seth Murray
Alexander Passe
Casey Cooper
Cole Lempke
Stefan
Steve Thoreson
512-694-7001
512-796-1580

Board Meeting

1. Pledge of Allegiance

Director John Redington led the pledges to the flags of the United States and Texas.

2. Invocation

General Manager Gary Westbrook gave the invocation.

3. Call to Order and establish quorum

Board President Jay Wilder called the Board Meeting to order at 5:32 p.m. and noted that all ten Directors were present in person.

4. Public Comment

Andy Wier made comment regarding the suggested special conditions explained in the SOAH Proposal for Decision.

President Wilder acknowledged comments submitted by Maura Dever via email.

Seth Murray made comment regarding his concern over the long-term effects that the pending SLR permits will have to the community if approved.

FINAL PUBLIC HEARING ON PERMIT APPLICATIONS

5. Discuss, consider, and act on consideration of Final Proposal for Decision in the matter of State Office of Administrative Hearings (SOAH) Docket Nos. 965-23-21218.POSGCD and 965-23-21219.POSGCD; Application by SLR Property I, LP for a New 9,000 Acre-Foot Per Year Simsboro and Hooper Drilling and Operating Permit and Application by SLR Property I, LP for a New 15,000 Acre-Foot Per Year Simsboro Operating Permit.*

President Wilder asked for final summaries from the parties regarding the Final PFD in the SOAH hearings with SLR pursuant to District Rule 14.7.

Brian Limoges made comment regarding the final PFD and his concerns over the impacts to his property, should the SLR permits be approved.

Samia Broadaway, on behalf of SLR, made comment requesting that the POSGCD Board of Directors grant these permits.

President Wilder convened the Board into Executive Session pursuant to Texas Government Code Section 551.071 at 5:46 p.m.

President Wilder reconvened the Board back into Regular Session at 7:25 p.m. Director Buster Evers thanked everyone for their public comments and efforts. He noted the difficult position that groundwater conservation districts are put in when making decisions that affect landowners. Director Evers moved to approve the PFD with the special conditions as set forth in the Final Order and for the Board President to sign the Final Order. Director Redington expressed that he believes the permits should be denied and the PFD should be modified as he does not believe that sufficient evidence was provided to prove actual need for the groundwater being requested. Director Evers's motion was seconded by Director Robert Jekel. The motion passed with Directors Evers, Wallis, Pelzel, Wilder, Goetsch, Savage, Jekel, Zgabay and Worley voting in favor of approving the PFD with special conditions and Director Redington voting against. The motion passed.

6. Adjourn or continue public hearing

***The Board may convene in executive session pursuant to Chapter 551, Texas Government Code, during the public hearing.**

President Wilder adjourned the public hearing at 7:35 p.m.

REGULAR BOARD MEETING

7. Consent Agenda

All of the following items on the Consent Agenda are considered to be self-explanatory by the Board and will be enacted with one motion. There will be no separate discussion of these items unless a Board Member requests.

- **a) Minutes of March 11, 2025, Board Meeting**
- **b) Update on Aquifer Conservancy Program (ACP) enrollments**
- **c) Water Well Monitoring Update: Number of wells and frequency of measurements**
- **d) Groundwater Well Assistance Program (GWAP) Update: investigations and corrective actions taken**
- **e) Bills received, current financial status, Investment Officer Report.**
- **f) Review of Recent Education Efforts and Activities**
- **g) Receive report from General Manager on recent District activities and take appropriate actions.**
    - **1. Permit applications filed with the District and Hearing Dates; Emergency Permits Granted**
    - **2. Well Drilling activities: registrations, applications, completions, plugging, inspections**
    - **3. Recent and future District presentations and activities**
        - **a. Milam and Burleson Counties Groundwater Summit of August 7, 2025**
        - **b. Texas Alliance of Groundwater Districts Groundwater Summit of August 19-21, 2025**
        - **c. Notice of Protest of Application for Commercial Solid Oil & Gas Waste Recycling Facility Permit filed by Boldwater Environmental Solutions, LLC; RRC Tracking STF-0205 / FacID17475 (Burleson County)**

GM Westbrook and Board Counsel Kristen Fancher answered questions from the Board. After discussion, Director Worley moved to approve the Consent Agenda as presented and was seconded by Director Savage. The motion passed unanimously of all present.

8. Regular Agenda

a) Award 2025 Groundwater Conservation Grants

GM Westbrook noted that the Grant Committee met and scored all grant applications last week. He overviewed the Grant Committee's recommendations for approval of the 2025 grants as posted on the District Website. Director Zgabay moved to award grants as recommended and was seconded by Director Pelzel. Directors Worley, Savage and Jekel abstained from voting. The motion passed unanimously of all voting.

b) Update on legislation filed during the 89th Legislature relating to groundwater conservation districts

GM Westbrook overviewed legislation filed during the 89th Legislature relating to groundwater conservation districts.

c) Presentation and recommendations from Rules Committee concerning possible amendments to Rules and Management Plan, and direction to staff and consultants

Director Redington moved to table this agenda item until further notice and was seconded by Director Goetsch. The motion passed unanimously of all present.

d) Consider Resolution to support efforts of Milam and Burleson Counties Commissioner's Court concerning use of District fees

After discussion, Director Redington moved to adopt and have President Wilder execute the resolution. He was seconded by Director Worley. The motion passed with Directors Evers, Wallis, Pelzel, Wilder, Goetsch, Savage, Redington, Zgabay and Worley voting in favor of approving and Director Jekel voting against. The motion passed.

e) Request for extension of time to complete work associated with award of funding for 2022 Groundwater Conservation Grants for Marlow Water Supply Corporation and Clay Water Supply Corporation.

Director Evers moved to approve the requests for extensions of time and was seconded by Director Pelzel. The motion passed unanimously of all voting, with Director Jekel abstaining from voting.

f) Kick-off Stakeholder Meeting for Texas Runs on Water POSGCD Campaign

GM Westbrook noted this meeting will be held at 12 p.m. on April 29th. He invited all Directors, both County Judges, Mayors from the District's larger cities and other agricultural representatives. He encouraged Board Members to find a representative to attend in their place if they are unable.

9. Dates, locations, and times of future meetings

The next Board Meeting will be held on May 13th, 2025 at 5:30 p.m. at the District office.

10. Adjourn Board Meeting

The Board Meeting was adjourned at 7:58 p.m.

THE ABOVE MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE POST OAK SAVANNAH GROUNDWATER CONSERVATION DISTRICT HELD ON APRIL 8, 2025 WERE APPROVED AND ADOPTED BY THAT BOARD ON May 13 **, 2025**

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Jay Wilder, President

Attest: ______________________
Gary Westbrook, General Manager

Date 5-13-25