

Victoria County Groundwater Conservation District



Directors:

Mark Meek
President

Jerry Hroch
Vice-President

Barbara Dietzel
Secretary

Thurman Clements
Kenneth Eller

THE STATE OF TEXAS VICTORIA COUNTY

The Victoria County Groundwater Conservation District Board of Directors' Special Called Meeting convened in the Pattie Dodson Health Center, Classroom A, #108, 2805 N. Navarro St., Victoria, Texas, at 8:00 a.m. on February 6, 2009.

Present: Mark Meek, Chairman, Precinct No. 4
Jerry Hroch, Vice Chairman, Precinct No. 1
Barbara Dietzel, Secretary, Precinct No. 3
Kenneth Eller, Precinct No. 3, At Large
Thurman Clements, Precinct No. 2
Tim Andruss, General Manager

Absent: James Allison, Attorney

CALL TO ORDER – 1.

Chairman Mark Meek called the meeting to order at 9:00 a.m.

WELCOME GUESTS – 2.

Clemente Rivera-Citizen, **Joyce Gray**-Citizen, **Kenneth Lynch**-Lynch Water Well Drilling, Inc., **David Oltjen**-Leeper Water Well Service, **Henry Rangnow**-Rangnow Water Well Service, **Emil Zmeskal**-Leeper Water Well Service, **Tony Zmeskal**-Leeper Water Well Service, **Gaylon Vaughn**-Vaughn Water Well Service, **Todd Lee**-Lee Backhoe Service, **Mike Howard**-Lee Backhoe Service, **Steve Parr**-Berry Water Well Service, **Darrell Ferguson**-Ferguson Water Well Service, **Matt Wickham**-PBW, **John McGrand**-A-1 Water Well Service, **Mr. Ferguson**-Ferguson Water Well Service, **Gary McCrary**-Citizen, and **Gary Burns**-Co Commissioner Precinct 3.

PUBLIC COMMENT – 3.

Water well drillers voiced their concerns about certain rules, spacing requirements and completions requirements in the VCGCD Rules that went into effect on December 22, 2008 following TWDB's approval of the District's management plan.

RFQ FOR PROFESSIONAL SERVICES: AUTHORIZATION TO NEGOTIATE CONTRACT TERMS – 4.

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The Board authorized the publication of the RFQ on December 19, 2008. Notice of the RFQ was placed in the Victoria Advocate as well as the District's website. In addition, notices were sent directly to the following firms/individuals: Robert Keir, TCB-AECOM, Pastor, Behling and Wheeler, AD Environmental Services, Dr. Howard Clark, URS, Daniel B. Stephens & Associate, TRC, LBG-Guyton Associates, and Joe Vickers. The District received submittals from the following firms: TCB-AECOM, SWRI, PBW, LBG-GA, and DBS&A.

All submittals were considered responsive. The evaluation of the submittals was performed by Dr. Uddameri and Tim Andruss, General Manager.

Based on the relative ranking of respondents and Dr. Uddameri's feedback, PBW (Matt Wickham) was identified as staff's preferred respondent. Matt Wickham and his firm have a local office and have provided services to various industries within our area. PBW, although a small firm, has demonstrated through their proposal that they have both the resources and desire to support the District as we move forward in the development of District programs and deal with day-to-day hydrogeologic issues.

MOTION by Mr. Eller, and seconded by Mrs. Dietzel, to move to accept management's recommendation of Pastor, Behling and Wheeler as the preferred respondent and authorize the District's general manager, Tim Andruss, and attorney, Jim Allison, to negotiate contract terms to be presented to the Board at a future meeting for approval and contract execution. Motion carried five (5) ayes and zero (0) nays.

UPDATE ON WELL DRILLING APPLICATION APPROVAL PROCESS – 5.

The District's rules became effective on December 22, 2008.

The District sent letters to local water well drillers on December 30, 2008 explaining that the District's rules were in effect. The District ran an advertisement and a legal notice from January 5, 2009 to January 11, 2009 in the Victoria Advocate.

The District has received 16 applications for drilling exempt wells.

A number of well drillers have raised concerns about the District's rules regarding spacing requirement and completion standards. In particular, the drillers suggest that the District's rules that may have a substantial and (possible) unintended negative impact on well owners.

MOTION by Mr. Meek and seconded by Mr. Hroch, to move to instruct the District's general manager, Tim Andruss and attorney, Jim Allison, to gather feedback from the stakeholders, evaluate the legal impacts, and draft alternate rules for the board consideration that, to an acceptable degree in their judgment, mitigate the identified problems and support the District's mission to protect the groundwater resources of Victoria County. Motion carried four (4) ayes and zero (0) nays. Mrs. Dietzel was out of the room at time of vote.

**CLOSED MEETING: PURSUANT TO VTCA GOVERNMENT CODE 551 – 6.
No Closed Meeting.**

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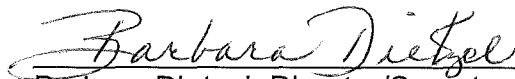
RETURN TO OPEN MEETING: PURSUANT TO VTCA GOVERNMENT

CODE 551 -7.

No Closed Meeting.

ADJOURN - 8.

MOTION by Mr. Hroch and seconded by Mr. Eller, to move for the Victoria County Groundwater Conservation District Board of Directors to adjourn the VCGCD Special Called Meeting at 10:12 a.m. Motion carried five (5) ayes and zero (0) nays.



Barbara Dietzel, Director/Secretary of the Victoria
County Groundwater Conservation District
Board of Directors

THE ABOVE AND FOREGOING MINUTES WERE READ AND APPROVED ON

THIS THE 20th DAY OF February A.D. 2009.

ATTEST:



Secretary, Victoria County
Groundwater Conservation District



Chairman, Victoria County
Groundwater Conservation District