

Victoria County Groundwater Conservation District



Directors:

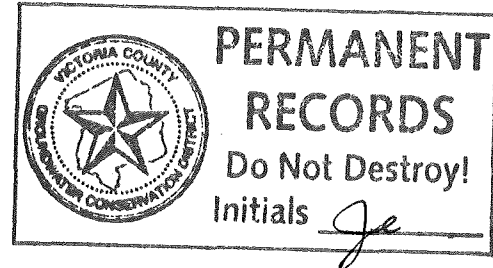
Mark Meek
President

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' **REGULAR MEETING** convened in the Dr. Patti Dodson Health Center, Classroom 108A, 2805 N. Navarro St., Victoria, Texas, on **Friday, November 20, 2009, at 9:00 a.m.**

Mr. Mark Meek	President	Precinct No. 4	Present
Mr. Jerry Hroch	Vice President	Precinct No. 1	Present
Mrs. Barbara Dietzel	Secretary	Precinct No. 3	Present
Mr. Thurman Clements	Director	Precinct No. 2	Present
Mr. Kenneth Eller	Director	At Large	Present
Mr. Tim Andruss	General Manager		Present
Mr. Eric McGee	Attorney		Present

1) CALL TO ORDER.

Mr. Mark Meek, President, called the meeting to order at 9:00 a.m. Pledge of Allegiance, to United States and Texas Flags, was observed.

2) WELCOME GUESTS.

Mr. Mark Meek, President, welcomed guests –Kenny Spann-County Commissioner, Linda Elmore-Citizen, James Dodson-Citizen, Dr. Venkatesh Uddameri-Texas A & M-Kingsville and Mr. Matt Wickham-PBW.

3) PUBLIC COMMENT.

None.

4) APPROVAL OF MINUTES OF PREVIOUS MEETINGS – OCTOBER 16, 2009.

MOTION by Mr. Eller and seconded by Mr. Hroch, to move to accept and approve the Regular Meeting and Permit Hearing Minutes-October 16, 2009. Motion carried five (5) ayes and zero (0) no.

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5) APPROVAL OF FINANCIAL REPORTS.

MOTION by Mr. Eller and seconded by Mr. Clements, to move to accept and approve the financial reports of VCGCD Monthly Transactions and Operating Budget for October 2009. Motion carried five (5) ayes and zero (0) no.

6) GROUNDWATER PUMPING/GUADALUPE RIVER FLOWS.

General Manager, Tim Andruss reported the City of Victoria continues to turn in monthly reports on groundwater pumping.

7) REPORT ON DRAFT DFC EVALUATION – DR. UDDAMERI.

MOTION by Mr. Clements and seconded by Mr. Eller, to move to accept the report and request that Dr. Uddameri submit the draft report as a final report. Motion carried five (5) ayes and zero (0) no.

8) AUTHORIZATION TO PAY INVOICE FOR DFC EVALUATION SERVICES FROM DR. UDDAMERI.

MOTION by Mr. Eller and seconded by Mr. Clements, to move to authorize General Manager, Tim Andruss, to pay the Dr. Venkatesh Uddameri invoice in the amount not to exceed \$3,850 from account 405 Research and Consultation. Motion carried five (5) ayes and zero (0) no.

9) GMA 15 - DFC STATEMENT AND CONSULTANT SUPPORT.

GMA 15 held a meeting on October 19, 2009 during which Dr. Bill Hutchison from TWDB presented a new and improved approach being used by TWDB to report GAM run results. The primary advantage to GMA 15 members realized by this new approach is a new visual representation of aquifer impacts (i.e. drawdown) relative to levels of pumping – a plot of pumping versus drawdown. This will likely result in few GAM run requests. GMA 15 members were asked to confirm the previously submitted pumping amounts and distributions prior to TWDB proceeding with our most recent GAM run request of May 2009.

General Manager, Tim Andruss expressed his concern that the DFC/MAG process as it is currently proceeding could result in a number of unanticipated consequences such as over-permitting by GCDs or an inability for a GCD to achieve the DFC. Mr. Andruss recommends consider using a facilitator for our process and to consider and evaluate the impacts of less-than-average recharge conditions on available groundwater. Based on the feedback from other GMA 15 members, it does not appear that these recommendations will be considered by GMA 15 as a whole.

VCGCD Board of Directors instructed General Manager, Tim Andruss to:

1. Investigate hiring a consulting firm to complete additional GAM runs with conservative recharge assumptions applied to the predictive period

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and compare the result to previous GAM run results of TWDB;

2. Investigate a consulting firm to draft a final DFC statement including a narrative that documents the qualitative desired future conditions (i.e. “sustainability”, water quality preservation, etc.) and the limitations and issues presented by the DFC/GAM/MAG process;

3. Investigate the possibility of partnering with other GCDs via interlocal agreements to provide needed services to those GCDs that are needed over and above the services being provided to VCGCD.

10) SOUTH CENTRAL TEXAS REGIONAL WATER PLANNING GROUP (REGION L) UPDATE.

Region L held a meeting on November 4, 2009 during which the planning group considered, among other items, the recommendations of the 2 workgroups (Gonzales County Workgroup and Guadalupe Basin workgroup) established to address issues that threaten to derail the 2011 RWP approval process.

VCGCD submitted comments and recommendations regarding the workgroup recommendations including policy statements for inclusion in the RWP relating to lower basin sustainability, alternate wording for the Gonzales County Workgroup recommendation, and the designation of GBRA’s new surface water right and off-channel reservoirs water management strategies (WMS) as WMS Needing Further Study Prior to Implementation instead of Recommended WMS.

The Gonzales County Workgroup recommended that each project that any WMS that includes a groundwater component should have the following wording:

“Part or all of the water needed by this water Management Strategy (WMS) is anticipated to be supplied from locations within the jurisdiction of a groundwater conservation district (District) and may exceed the amount of available water identified in the District’s approved management plan, or may for other reasons not be permitted by the District. The amount of water needed by this WMS that exceeds the available water in the District’s management plan, or for other reasons is not permitted by the District, cannot be implemented as part of this WMS unless and until all necessary permits are received from the District. The amount of water needed by this WMS that exceeds the available water in the District’s management plan, or for other reasons is not permitted by the District, introduces an added element of uncertainty to reliance upon this WMS and, therefore, additional management supplies may be needed for this WMS.”

This recommendation was approved.

The other recommendation will be considered by the Guadalupe Basin workgroup on November 24, 2009.

11) PRELIMINARY STAKEHOLDER/ISSUES IDENTIFICATION PROCESS FOR THE SAN ANTONIO BAY SYSTEM – JAMES DODSON, COASTAL BEND BAYS AND ESTUARY PROGRAM.

Mr. James Dodson addressed the board regarding his efforts associated with stakeholders and issue identification for the San Antonio Bay System. Mr. Dodson gave a power point presentation on the San Antonio Bay System. He also asked for a

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VCGCD Board member to be a representative in this stakeholder group. Mr. Thurman Clements volunteered to be the official VCGCD representative.

12) REPORT ON MONITORING PROGRAM DEVELOPMENT – PBW.

Mr. Matt Wickham of PBW has completed his initial work regarding the development of a water quality and water level monitoring program structure. The outline being presented will serve as the framework from which the program will ultimately be implemented. This work was carried out under task orders PBW Task Order 3 and PBW Task Order 4 previously approved by the Board.

13) AUTHORIZATION TO PAY INVOICE FOR CONSULTANT SERVICES FROM PBW.

MOTION by Mr. Eller and seconded by Mrs. Dietzel, to move to approve the invoices and authorize General Manager, Tim Andruss to pay PBW invoices 3161-7 and 3161-8 in the amount of \$2,255.00 and \$187.50 for a total of \$2,442.50. Motion carried five (5) ayes and zero (0) no.

14) AUTHORIZATION TO PAY VICTORIA COUNTY TAX ASSESSOR COLLECTOR INVOICE.

MOTION by Mr. Eller and seconded by Mr. Clements, to move to authorize the General Manager, Tim Andruss, to pay the Victoria County Tax Assessor Collector Invoice in the amount of \$23,316.80 from account 410 – Tax Assessor. Motion carried five (5) ayes and zero (0) no.

15) ADMINISTRATIVE MATTERS – NEW WELL REGISTRATION FORMS.

In limited instances, a situation could arise in which a new water well could be drilled and operated without the need for a permit from VCGCD such as an oil and gas supply well. However, if that well is subsequently used for non-exempt purposes or if the well owner should choose to use and register that well for use to supply groundwater for domestic and livestock purposes, the well owner would need to complete the registration process through the District. Currently, the District does not have application forms to support this process. These forms will resolve the situation and provide for the application to register those wells.

MOTION by Mr. Eller and seconded by Mr. Hroch, to move to approve and adopt the draft forms for use in the District's permitting process. Motion carried five (5) ayes and zero (0) no. See Forms in Meeting Packet.

16) GENERAL MANGER REPORT.

Registration and Permitting Update:

Year-to-Data Statistics for FY08-09:

Drilling Permit Applications	147
Operating Permit Applications	13
Registration Applications for Grandfathered Wells	127

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Registered Wells

229

Drought Monitoring:

See Meeting Packet for details.

Calendar of Events:

See Meeting Packet for details.

17) CLOSED MEETING: PURSUANT TO V.T.C.A. GOVERNMENT CODE 551.071, TO CONDUCT PRIVATE CONSULTATION WITH VCGCD ATTORNEY REGARDING MATTERS PROTECTED BY THE ATTORNEY-CLIENT PRIVILEGE OR V.T.C.A. GOVERNMENT CODE 551.074 REGARDING PERSONNEL.

MOTION by Mr. Clements and seconded by Mrs. Dietzel, to move for the VCGCD Board of Directors to go into Closed Meeting at 11:12 a.m., pursuant to V.T.C.A. Government Code 551.071 to conduct private consultation with VCGCD attorney regarding matters protected by the Attorney-Client privilege or V.T.C.A. Government Code 551.074 regarding personnel. Motion carried five (5) ayes and zero (0) no.

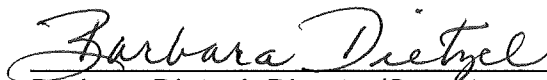
18) RETURN TO OPEN MEETING: PURSUANT TO V.T.C.A. GOVERNMENT CODE 551.102, RETURN TO OPEN MEETING AND TAKE ANY ACTION DEEMED NECESSARY BASED UPON DISCUSSION IN CLOSED MEETING.

MOTION by Mr. Hroch and seconded by Mr. Eller, to move for the VCGCD Board of Directors to return to Open Meeting at 11:27 a.m., pursuant to V.T.C.A. Government Code 551.102, to return to Open Meeting to take any action deemed necessary based upon discussion in closed meeting. Motion carried five (5) ayes and zero (0) no.

NO ACTION TAKEN.

19) ADJOURN.

MOTION by Mr. Clements and seconded by Mr. Hroch, to move for the Victoria County Groundwater Conservation District Board of Directors to adjourn the VCGCD Regular Meeting of November 20, 2009, at 11:30 a.m. Motion carried five (5) ayes and zero (0) no.



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

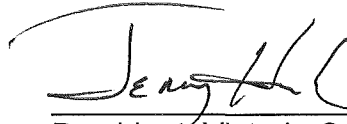
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THE ABOVE AND FOREGOING MINUTES WERE READ AND APPROVED ON

THIS THE 18th DAY OF December A.D. 2009.

ATTEST:


Secretary, Victoria County
Groundwater Conservation District


President, Victoria County
Groundwater Conservation District