

MINUTES

of the March 3, 2009

Board of Directors Meeting

Directors Present: L.J. Calley, Charles Richter, Robert Leer, Leo Kainer
Directors Absent: Leo Wick, Sr.
Others Present: David Van Dresar, General Manager; Monique Norman, Legal Counsel;
Wendi Kurtz, Administrative Assistant; Kenneth Ladd

The meeting was called to order by President Calley immediately following adjournment of the 8:30 a.m. Public Hearing on March 3, 2009 at the Fayette County Agricultural Building Conference Room 104 located at 255 Svoboda Lane, in La Grange, Texas. A quorum to conduct business was declared to be present.

Mr. Calley asked for public comments. Mr. Van Dresar advised the Board that Mr. Wick was in the hospital in Austin and updated them on his condition.

Minutes from the February 2, 2009, meeting of the Board of Directors were presented. There being no additions or corrections to the minutes, they were approved as read.

The February financial statement and all outstanding bills to be paid were presented. Mr. Kainer made the motion to accept the financial statement and to pay the bills presented. Mr. Leer seconded the motion and it was approved.

The Board considered action on geological services. Mr. Van Dresar advised the Board that he did not have anything for the Board to act upon at this meeting. Mr. Van Dresar stated that he was looking at the modeling methods used by Mr. Wilson to determine if they were in line with the District's views on modeling. Mr. Kainer made the motion to table consideration of geological services. Mr. Richter seconded the motion and it was approved.

Mr. Van Dresar gave the District Manager's report to the Board. Mr. Van Dresar advised the Board that four complaints concerning groundwater being pumped into ponds had been received late in February and that they were under investigation. Mr. Van Dresar advised that one written complaint was received from Mr. Bill Durst, an inspector for Fayette County, regarding groundwater being pumped near a pond. Mr. Van Dresar stated that upon investigation of the complaint, it was found that the water was being pumped from the well to blow out drilling mud that was still present in the well after drilling. In light of this information, Van Dresar stated that a letter is being sent to the well owner advising them of District Rules. Mr. Van Dresar informed the Board of two events in which the District made public presentations, one on February 5th to the Flatonia Noon Lions Club and the second on February 21 at the Independent Cattlemen's Association. Van Dresar stated that both events were well attended and he received many questions regarding the drought and how the aquifers were responding to the drought. Van Dresar advised the Board of a Drought Planning Workshop which he attended on February 12 in Bastrop. He stated that topics covered during the workshop included the forecast for the coming months, historic drought patterns, and current tools used to predict and monitor drought across the state and across the nation. The Board was informed that the District had received a Groundwater Availability Model from the TWDB on the Gulf Coast

aquifer, however, the information used to develop the model was inaccurate and the model was being run again with updated information. Van Dresar then advised the Board that the Water Use Reports have been received from the permitted water users and that the figures from those reports will be available at the next meeting. Van Dresar discussed the upcoming aquifer monitoring scheduled to begin in mid March and last through April. Van Dresar advised the Board that the materials for the rainwater harvesting project had been ordered and paid for. Mr. Van Dresar gave a report on two meetings of the Region K Population and Water Demand Planning Committee. He stated that the committee is looking at the best method to predict growth in each of the counties in the Regional Planning Group to get a better idea on future water demands. Van Dresar stated that State population figures were being used for Fayette County in this process. He stated that the use of these figures follows the Management Plan of the District. Van Dresar updated the Board on the activities of the 81st Texas Legislature. He stated that Senate Bill 1190 had been filed. This bill deals with cities claiming sovereign immunity against a GCD enforcement action. A companion House Bill should be filed soon. Upcoming meetings and seminars were reviewed.

The Board considered action on complaint reporting. After a lengthy discussion on the current policy and methods for receiving written and verbal/anonymous complaints, Mr. Van Dresar stated that he would draft proposed revisions to the current policy and have something for the Board to review for the next meeting. The Board took no action on complaint reporting.

The Board considered action on purchasing a server for the office. Mr. Van Dresar presented the Board with an estimate for purchasing a computer server for the District office. Van Dresar stated that currently, Wendi's computer acts as the office server. He stated that if something should happen to her computer all of the District's data would be inaccessible. After review of the estimate, Mr. Kainer made the motion to grant Mr. Van Dresar authority to look at purchasing a server for the office with a dollar cap of \$3500.00 and that Van Dresar work with Mr. Calley on the purchase. Mr. Richter seconded the motion and it was approved.

One bid was received for FCAD unsold property, being Pierce Addition Block D house, located in the Schulenburg ISD, Fayette County, and Fayette County Groundwater Conservation District jurisdictions, from Edward Glass in the amount of \$300.00. Mr. Kainer made the motion to accept the bid. Mr. Richter seconded the motion. Calley, Kainer, and Richter voted aye. Leer voted nay. The motion was approved.

Mr. Van Dresar updated the Board on the District Goals and Management Objectives.

Items were identified for the next meeting's agenda. The next meeting is scheduled for Monday, April 6, 2009 in Room 104 of the Fayette County Agricultural Building located at 255 Svoboda Lane, La Grange, Texas 78945.

There being no further business, Mr. Calley adjourned the meeting at 10:10 a.m.

L.J. Calley, President

Leo Wick, Secretary-Treasurer