

# Fayette County Groundwater Conservation District

255 Svoboda Lane, Room 115  
La Grange, Texas 78945  
Telephone: (979) 968-3135  
Fax: (979) 968-3194

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## MINUTES of the April 4, 2011 Board of Directors Meeting

**Directors Present:** Robert Leer, Leo Wick, Sr., Harvey Hayek, Charles Richter, Terry Hays  
**Directors Absent:** None  
**Others Present:** David Van Dresar, General Manager; Wendi Denton, Administrative Assistant; Monique Norman, General Counsel; Cindy Rodibaugh; Scott Shaffer; Wayne Karstadt; Allan Standen, DBS&A; Paul Kirby, DBS&A

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The meeting was called to order by President Wick at 8:30 a.m. on April 4, 2011, 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.

President Wick asked for public comments; there were none.

Minutes from the March 7, 2011, board of directors meeting were presented. Mr. Hays made the motion to accept the minutes as presented. Mr. Hayek seconded the motion and the motion was approved.

The March financial statement and all outstanding bills to be paid were presented. Mr. Richter made the motion to accept the financial statement and to pay the bills presented. Mr. Hayek seconded the motion and it was approved.

Paul Kirby of Daniel B. Stephens & Associates made a presentation on the water quality assessment project being performed by DBS&A for the district. Mr. Kirby's presentation included available data from 1965 through 2010. Maps and charts were presented that indicated sample locations, aquifers sampled, and test results. There was some discussion regarding oil and gas drilling.

Mr. Van Dresar gave the District Manager's report to the board. Mr. Van Dresar stated that the office had received an email from Heather Eilers of SWIFT in Schulenburg requesting information for the district that can be used at the new community garden that will soon open at Blinn College. Van Dresar indicated that the information requested was to be delivered to Schulenburg on April 4. Mr. Van Dresar updated the board on a complaint regarding the alleged discharge of wastewater into an abandoned hand dug well on property located on Mensik Road. Mr. Van Dresar stated that a notice was sent to the owner of the property, Mr. Estoban Huerta, and that entry was made onto Mr. Huerta's property on March 17 to investigate the complaint. Mr. Van Dresar, with Mr. Wick accompanying him, found the

complaint to be valid and a notice of violation was sent to Mr. Huerta by both certified and standard mail stating what must be done to come into compliance. Mr. Van Dresar advised the board that he contacted TCEQ of the violation. Mr. Huerta came into the district office on March 25 to discuss the violation and what is required of him. Mr. Van Dresar stated that the complaint is still open and pending.

Mr. Van Dresar then discussed:

- Update on Region K Water Planning Group activities. Mr. Van Dresar stated that he and Mr. Wick attended a meeting of Region K on March 9 to discuss the beginning of the next water planning cycle for the regions. Items discussed included soliciting qualification statements from firms to facilitate the next regional plan, the TWDB budget monies available for the next round of planning, and discussion of a public hearing scheduled for Austin to receive stakeholder input for the next round of planning.
- Update on well monitoring. Mr. Van Dresar stated that notices were mailed out to all FCGCD and TWDB monitoring well owners in March. He advised the board that the annual monitoring of wells would begin in April.
- Update on 82<sup>nd</sup> Legislature and bills of note. Mrs. Norman and Mr. Van Dresar updated the board on bills filed during the 82<sup>nd</sup> Legislative session. Focus of the discussion was on SB332 by Fraser which passed the Senate 28 to 3. SB332 contains language regarding vested ownership of groundwater.
- General items of interest and news articles. Mr. Van Dresar informed the board of the first quarter newsletter which was being sent out to subscribers.

Upcoming meetings and seminars were presented.

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, May 2, 2011 in Room 104 of the Fayette County Agricultural Building located at 255 Svoboda Lane, La Grange, Texas 78945.

There being no further business, Mr. Hays made the motion to adjourn the meeting. Mr. Leer seconded the motion and the meeting was adjourned at 10:12 a.m.

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Leo Wick, Sr., President

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Harvey Hayek, Secretary-Treasurer