

Fayette County Groundwater Conservation District

255 Svoboda Lane, Room 115
La Grange, Texas 78945
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MINUTES Of the June 13, 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; Paul Kirby, DBS&A; Andy Donnelly, DBS&A

The meeting was called to order by President Wick at 9:00 a.m. on May 2, 2011, at the Fayette County Agricultural Building Conference Room 104 located at 255 Svoboda Lane, in La Grange, Texas, immediately following the public hearing. A quorum to conduct business was declared to be present.

President Wick asked for public comments; there were none.

Minutes from the May 2, 2011, board of directors meeting were presented. Mr. Leer made the motion to accept the minutes as presented. Mr. Hayek seconded the motion and the motion was approved.

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

Paul Kirby of DBS&A presented the board with the final reports for the water quality and recharge studies. There were no questions from the board regarding the final reports.

Mr. Van Dresar gave the District Manager's report to the board. Mr. Van Dresar stated that he made a presentation on May 25 to the Schulenburg Noon Lions Club. Topics discussed included water resources and legislative topics of concern to area residents. Van Dresar stated that the meeting was attended by approximately 20 people. He stated that there was a tremendous response to the presentation and the Lions Club invited him back on June 1 to make a second presentation.

Mr. Van Dresar stated that several residents in the vicinity of the oil and gas production rigs on Hwy 77 have contacted Mr. Wick and the district office with concerns regarding their wells. Van Dresar said that water levels in the area were checked and that the area residents informed him that the oil company was working with them to address concerns. Van Dresar also stated that a review of water well drilling logs on May 16 indicated that more than one aquifer was screened in several of the wells supplying the rigs.

Additionally, a meeting was set up with the water well driller, the oil company, and the district to discuss the violations.

Mr. Van Dresar then discussed:

- Update on GMA 15 Meeting. Mr. Van Dresar, Mr. Wick and Mr. Donnelly attended a meeting of GMA 15 on May 11 in Victoria. Van Dresar stated that exempt water well estimates were discussed during the meeting Dr. Bill Hutchinson of the TWDB made a presentation on how the exempt estimates for domestic and livestock use were calculated for the GAM runs. Mr. Van Dresar advised the board that he informed Dr. Hutchinson that the Fayette County Groundwater Conservation District was not in agreement with the state's numbers in the report. Van Dresar also stated that a formal response from the GMA regarding the exempt figures was not necessary; however, individual districts responses were needed. Other topics discussed during the meeting were proposed legislation that could have affects on GCDs including language in the TWDB sunset bill, total aquifer storage calculations, and the myth of pumping the recharge value from an aquifer. Funding of the next round of planning in GMA 15 was also discussed.
- Update on Region K Water Planning Group meeting. Mr. Van Dresar stated that the Region K WPG held a meeting on May 12 in Austin for the purpose of selecting the engineering firm to enter into contract negotiations with the RWPG for the next round of planning. Van Dresar stated that five firms responded to the RFQ sent out by the planning group and three were selected to make presentation before the RWPG. AECOM was the firm selected to enter into contract negotiations.
- Update on meeting with Enervest and J&S Well Service. Mr. Van Dresar advised the board that he and Mr. Wick attended a meeting with Enervest and J&S Well Service on May 17 in the executive meeting room of the agricultural building. Van Dresar stated that the violations found on May 16 regarding the screening of multiple wells was discussed. A total of six wells were found to be in violation of the district rules. Van Dresar said that J&S Well Service would use drawdown seals in the wells to block off the Jasper Aquifer. As a follow up, Van Dresar stated that drawdown seals were place in three wells on May 18, two on May 20, and another of the wells was plugged up to the Jasper formation to block the Yegua Jackson in that well.
- Update on meeting with uranium mining representatives. Mr. Van Dresar updated the board on a meeting between the district, DBS&A, and Monica Jacobs of Kelly, Hart, and Hallman and Craig Holmes, a uranium consultant, both of whom represent a uranium mining company called UCT. Van Dresar stated that Ms. Jacobs and Mr. Holmes discussed plans for obtaining exploration permits for 610 acres of property in the area of Boulton Creek Road and FM 609. Van Dresar said that 200-250 exploration boreholes approximately 300-500 feet in depth would be drilled during the exploration process. Ms. Jacobs and Mr. Holmes presented baseline water sample analyses from eleven wells in the area and stated that they were in the preliminary stages of the process, indicating that exploration permit applications had not yet been filed with the Railroad Commission nor TCEQ. Mr. Van Dresar stated that subsequent to the meeting a Public Information Request was received and that district staff were working on responding to the request.
- Update on well monitoring. Mr. Van Dresar stated that six wells were inspected and sampled during the month of May. Monitoring will continue through the month of June. .
- Update on drought conditions. Mr. Van Dresar advised the board that current estimates indicate that the persistent drought has impacted Texas agriculture by 1.2 billion dollars. Forecasters were calling for the drought to persist through the month with little, if any, relief. Van Dresar stated

that, based on the LCRA gauges in the county, an average of 2.02 inches of rain fell in the month of May with most of that rain falling north of La Grange.

- Update on 82nd Legislature and Bills of Note. Mr. Van Dresar stated that Governor Perry has called a special session of the state legislature, but no water related bills appear on the list of items for the special session. Van Dresar said that dozens of water related bills did pass during the regular session including SB332 and SB 660.

Upcoming meetings and seminars were presented.

The board considered action on a Notice of Intent to Drill a Test Well/Hole from Paul Teinert for a well located at 6601 Schubert Road, La Grange. Mr. Van Dresar stated that Mr. Teinert had opted not to pursue the test hole and would file a permit application instead. The board took no action on this item.

The board considered action on the purchase of a multimedia projector for the district for educational purposes. Mrs. Denton presented the board with a request to purchase a Powerlite S7 Multimedia Projector and projector riser totaling \$668.98. After a brief discussion Mr. Hays made the motion to set aside the money to purchase a projector. Mr. Richter seconded the motion and it was approved.

The board considered action on disposal of excess office equipment. Mr. Van Dresar presented the board with a request to dispose of four office chairs, one brochure rack, and three keyboards through either the County Sheriff s'sale or other disposal methods as deemed necessary. Mr. Hays made the motion to approved disposal of the excess office equipment. Mr. Richter seconded the motion. The motion was approved.

The board considered action on the letter to TWDB regarding exempt use in Fayette County for GMA 15. Mr. Donnelly and Mr. Van Dresar presented a letter to TWDB which addresses certain exempt use in the district. After a brief discussion, Mr. Richter made the motion to approve the letter and submit it to the TWDB. Mr. Hays seconded the motion and it was approved.

The board considered action on any bids received for FCAD unsold properties. Mrs. Denton briefly informed the board of the process of accepting or rejecting bids for properties. The board then considered two bids for FCAD unsold property:

- Being Blk C. Lots 29-30, located in the Schulenburg ISD, Fayette County, City of Schulenburg, and Fayette County Groundwater Conservation District jurisdictions, from Kathryn Mae Moore in the amount of \$1000.00. Mr. Hayek made the motion to reject the bid. Mr. Richter seconded the motion. The motion was unanimously approved.
- Being Matula Addn. Frc, Lots 29-30, Blk C, located in the Fayette Co. Road and Bridge, Schulenburg ISD, City of Schulenburg, and Fayette County Groundwater Conservation District jurisdictions, from Maenon Thomas in the amount of \$1,500.00 Mr. Richter made the motion to accept the bid. Mr. Hayek seconded the motion. The motion was approved. Mr. Leer voted nay.

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 Tuesday, July 12, 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 11:10 a.m.

Leo Wick, Sr., President

Harvey Hayek, Secretary-Treasurer