

PECAN VALLEY GROUNDWATER CONSERVATION DISTRICT  
1129 N. ESPLANADE, SUITE 1129, UERO, TX 77954

MINUTES FROM

NOVEMBER 24, 2009 – 4:00 P.M. PUBLIC HEARING & PUBLIC MEETING

BOARD MEMBERS PRESENT

Errol John Dietze, Chairman (At Large); Bob Davis, Vice-Chairman (Pct. 4); Gary Colman, Sec./Treas. (Pct 2), and Will Sauermilch, Director (Pct. 3) and Ted Aven, Director (Pct. 1)

ALSO IN ATTENDANCE

Kay Wild, PVGCD General Manager, and Charlotte Aitkens, PVGCD Office Assistant.

GUESTS

Wilburn Pargman, permit applicant, and Donald Goldman, auditor

1. CALL TO ORDER

The meeting was called to order by Chairman Dietze at 4:00 P.M.

2. INTRODUCTION OF GUESTS

The chairman recognized and welcomed Mr. Pargman and Mr. Goldman.

3. CONDUCT PUBLIC HEARING ON DRILLING & OPERATING PERMIT APPLICATIONS FOR HOCHHEIM PRAIRIE HERMANN SONS: The Public Hearing was opened by Chairman Dietze at 4:02 P.M. The issues for consideration for drilling and operating permit for Hochheim Prairie Hermann Sons (Turner Hall). No public comment was made. Chairman Dietze closed the Public Hearing at 4:04 and returned to the public meeting.

4. APPROVAL OF HOCHHEIM PRAIRIE HERMANN SONS' PERMT APPLICATIONS: With all requirements having been met, and no opposition presented at the public hearing, the board granted both the drilling and operating permits for Hochheim Prairie Hermann Sons.

5. MINUTES FROM PRIOR MEETINGS (September 22, 2009 and November 3, 2009)

The minutes were provided to the Board prior to the meeting for review. A motion to accept the minutes as presented was made by Gary Colman, seconded by Bob Davis; the motion carried unanimously.

6. FINANCIAL REPORTS

The financial reports were reviewed as prepared by Charlotte Aitkens and presented in the board packet. With a motion from Bob Davis, seconded by Gary Colman, to approve the financial reports as presented, the motion carried unanimously.

7. PUBLIC COMMENT

None

8. \*PRESENTATION OF 2008-09 ANNUAL AUDIT FROM GOLDMAN, HUNT & NOTZ

\*Moved to agenda item 5 to accommodate Mr. Goldman's schedule. Donald Goldman presented the fiscal PVGCD year 2008-09 annual audit to the board. The District was found to be in good financial standing. Mr. Goldman indicated that the Board's diligence to conduct monthly internal audits presents good practices for the transparency of the District's finances. Suggestions to encumber the reserve monies and to add a two-signature requirement to the Prosperity CD was suggested by Mr. Goldman. With a motion from Ted Aven, and a second from Will Sauermilch, the audit was approved as presented unanimously.

9. STATEMENT OF ELECTED OFFICERS & OATH

Kay presented Mr. Dietze, Mr. Colman and Mr. Davis with the statement of Elected Officer. Each member signed the statement. The Oath of Office was given to each officer to be notarized, returned to PVGCD office where they will be filed with the SOS.

10. LINE ITEM BUDGET TRANSFERS

A transfer request was made to transfer \$5,500 from the contingency fund to payroll & benefits due to the increase in wages the board previously approved. Will Sauermilch moved to approve the transfer, second by Gary Colman, and the motion carried unanimously.

11. CONSIDER & APPROVE RESOLUTION TO ADOPT 2009-2010 HOLIDAY CALENDER

Bob Davis moved to accept the 2009-2010 Holiday calendar. Will Sauermilch seconded the motion and the motion carried unanimously.

12. AMEND FEE SCHEDULE

Kay Wild presented the amended acreage requirement in the fee schedule to reflect the maximum allowable annual production limits adopted in the rules revisions. With a motion from Bob Davis to approve the amendment the of 360 acres (1 AF) to 500 acres (1/2 AF), and a second from Gary Colman, the motion carried unanimously.

13. CONSIDER STATEMENT OF AGREEMENT BETWEEN PVGCD & KAY WILD FOR EXTENDED SERVICES

An agreement for services provided by Kay Wild for housekeeping services for the PVGCD office, and a resolution detailing the structure of those services, was presented to the board for consideration. With a motion from Ted Aven, and a second from Will Sauermilch, to approve the statement of agreement between Kay Wild and PVGCD for extended services, the motion carried unanimously.

14. CONSIDER AND APPROVE CONSULTING SERVICES AGREEMENT WITH PBH,LLC

The board reviewed the proposal and fee schedule from PBH for hydro-geological services. After considerable consideration, the board decided the current budget could not support these services at this time. The GM said that other alternatives will be sought to further develop the scientific data needs of the District.

15. REQUEST TO PURCHASE FILING CABINET AND DESK LAMP FOR GM'S OFFICE

With a motion from Bob Davis and a second from Gary Colman to purchase a filing cabinet and desk lamp, for the GM's office, the motion carried unanimously.

16. CONSIDER AND APPROVE PURCHASE OF "ESSENTIALS OF TEXAS WATER RESOURCES"

The board considered the request from the GM to purchase "Essentials of Texas Water Resources", a publication of TX water law. With a motion from Bob Davis to authorize the GM to proceed with the purchase and a second from Will Sauermilch, the motion carried unanimously.

17. DESIGNATION OF VOTING DELEGATE AND ALTERNATE TO GMA 15

Gary Colman moved to designate Kay Wild as the voting delegate, and Errol John Dietze as alternate to the GMA 15. Will Sauermilch seconded the motion and the motion carried unanimously.

18. CONSIDER APPOINTING PUBLIC ADVISORY COMMITTEE

The board decided not to consider pursuing this at this time. No action taken.

19. CONSERVATION INITIATIVE – POSTER CONTEST

The board decided not to pursue this at this time. No action taken.

20. ADDITION OF PERSONAL DAYS TO PERSONNEL POLICY

The board chose to continue the practice of following County guidelines and practices, and not to add any additional considerations to the personnel policy at this time. No action taken.

21. MANAGERS REPORT

- GMA 15 update.
- Reviewed the H2O4TX Conference.
- Reviewed GM's December calendar
- Reviewed Allison's Bill

- Information packet on new drills, drought index and Sandies Creek & Guadalupe River flow

22. PUBLIC COMMENT

None

23. EXECUTIVE SESSION

No executive session was called.

24. ADJOURNMENT

Meeting was adjourned by Chairman Dietze at 5:20P.M., following a motion by Ted Aven, a second by Bob Davis; the motion carried unanimously.

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Sec/Treasurer - Gary Colman

Recorded: Charlotte Aitkens, Office Assistant