

PECAN VALLEY GROUNDWATER CONSERVATION DISTRICT
PECAN VALLEY GCD OFFICE 1129 N. ESPLANADE, SUITE 1129 CUERO, TX 77954

MINUTES
JANUARY 20, 2009 - 4:00 P.M.

GENERAL MEETING

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

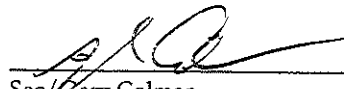
ALSO IN ATTENDANCE: Jim Allison, District Attorney, Kay Wild, PVGCD General Manager, and Marcia Mann, PVGCD Office Assistant.

GUESTS: George Ozuna, U.S.G.S., San Antonio Office.

1. CALL TO ORDER: The meeting was called to order by Chairman Dietze at 4:00 P.M.
2. WELCOME GUESTS: Mr. George Ozuna, U.S. Geological Survey, San Antonio, was introduced.
3. MINUTES FROM PRIOR MEETING (December 9, 2008): The minutes were presented in Board packets for review. A motion was made to accept the minutes as presented by Gary Colman, seconded by Ted Aven. The motion carried unanimously.
4. FINANCIAL REPORT: The financial reports were reviewed as prepared by Marcia Mann and presented in the Board packet. With a motion from Bob Davis, seconded by Will Sauermilch, to approve the financial reports as presented, the motion carried unanimously.
5. PRESENTATION BY GEORGE OZUNA ON THE COLETO CREEK WATERSHED STUDY: George Ozuna gave a presentation on the benefits to be gained from the Coletto Creek Watershed Study. Wells included in the study will be identified according to USGS criteria and the study is scheduled to begin in February or March.
6. GENERAL LIABILITY INSURANCE DUPLICATION AND CANCELLATION: Item was tabled pending a review by Jim Allison of the two GL policies currently in place.
7. AUTHORIZE PAYMENT OF GOLDMAN, HUNT, & NOTZ INVOICE FOR 2008 AUDIT: The GM called attention to the reduction of \$700 in the invoice amount for the FY 2008 audit over the FY 2007. This decrease is credited to the implementation of the Internal Audit Policy which decreased the amount of time and personnel by the audit agency. A motion to pay the invoice for the 2008 audit was made by Will Sauermilch, seconded by Bob Davis. Motion passed unanimously.
8. REVIEW ENFORCEMENT POLICY AND ADOPT RESOLUTION ESTABLISHING THE ENFORCEMENT POLICY: General Manager presented a proposed Enforcement Policy covering District rules enforcement. After discussion and minor amendments to the proposed policy, a motion was made to adopt the Resolution Implementing the Enforcement Policy, as amended, by Gary Colman, seconded by Bob Davis. Motion carried unanimously.
9. HOLIDAY SCHEDULE FOR 2009: A District employee holiday schedule was presented to the board for consideration. Presented was the recognized Federal holiday calendar and observed by other Government Agencies of DeWitt County. A motion was made by Ted Aven, with a second by Bob Davis, to adopt a 2009 holiday schedule as presented in the board packets. Motion carried unanimously.
10. REVIEW WELL STATUS FOR BURDITT, YAEGER, AND KIRK WELLS: General Manager reviewed the issues regarding these wells for Board members. No additional action was taken following the review.
11. STATUS OF MANAGEMENT PLAN AND SET DATE FOR PUBLIC HEARING TO ADOPT REVISED MANAGEMENT PLAN: Jim Allison informed the board of a difference of interpretation of the requirement for a second hearing date for the recommended revisions by the TWDB for the submitted revised Management Plan. In the interest of time, a public hearing was set and Allison will further investigate the interpretation of the requirement. A motion was made to schedule Public Hearing to adopt the revised

Management Plan on Tuesday, February 17, 2009, in the District's offices at 8:00 A.M., by Gary Colman. Motion was seconded by Bob Davis and carried unanimously.

12. PROCESS FOR DEVELOPMENT OF DISTRICT RULES REVISIONS: Jim Allison presented several processes to consider for the development of the revision of District Rules. Allison suggested that he and the General Manger work together to develop a staff draft of the rules revisions and a suggested workshop time line for the development of the rules revisions. These will be presented at the next regularly scheduled board meeting, March 17, 2009, 4:00 P.M., at the District office.
13. NON- EXEMPT GRANDFATHER WELL REGISTRATION REQUIREMENT: The GM presented the need for non-exempt grandfathered wells to be registered with the district in order for the historic use to be protected. The GM will encourage the registration of these wells through public information and requests.
14. CONSIDER AND APPROVE REVISED PERMIT FORMS FOR EXEMPT AND NON-EXEMPT WELLS: In order to be compliant with the PVGCD rules, the General Manager presented newly created Drilling Permit Application forms for Exempt wells and Non-exempt wells. After review, a motion to accept the forms as presented was made by Bob Davis, seconded by Ted Aven. Motion carried unanimously.
15. CONSIDER SPACING REQUIREMENTS FOR NON-EXEMPT WELLS: No Board action was taken; this issue will be addressed in the Rules revision process.
16. CONSIDER DISTRICT FEE SCHEDULE: A schedule of proposed fees for registration of exempt and non-exempt wells, and application fees for operating and transport/export permits was presented for Board consideration. With a minor change to the fee schedule, a motion to accept the Fee Schedule as modified was made by Gary Colman, seconded by Bob Davis. Motion carried unanimously.
17. MANAGER'S REPORT: The Manager reported to the board district activities.
18. NEXT REGULARLY SCHEDULED MEETING: Next meeting is scheduled for March 17, 2009.
19. PUBLIC COMMENT: None.
20. EXECUTIVE SESSION: None called.
21. ADJOURNMENT: Meeting was adjourned by Chairman Dietze at 6:30 P.M., following a motion by Gary Colman, seconded by Ted Aven, and a unanimous vote.



Sec Gary Colman
Recorded: Marsha Mann, Office Assistant