

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

MINUTES FROM
SEPTEMBER 22, 2009 – 4:00 P.M. GENERAL MEETING
5:00 P.M. PUBLIC HEARING

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)

ALSO IN ATTENDANCE

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

GUESTS

Robert Egg and Jim Mann

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. Egg and Mr. Mann.

3. MINUTES FROM PRIOR MEETING (August 18, 2009)

The minutes were provided to the Board packets by mail prior to the meeting for review. A motion to accept the minutes as prepared was made by Gary Colman, seconded by Will Sauermilch, and passed unanimously.

4. FINANCIAL REPORTS

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

5. PUBLIC COMMENT

The chairman presented the procedures for public comment and called for any public comment. There was no public comment made as provided by this agenda item.

6. LINE ITEM TRANSFERS

Discussion was held concerning line item transfers for the 2008-2009 fiscal year. With a motion from Will Sauermilch to move a total of \$5000.00 from Research and Consultation; \$3000.00 to FICA and Benefits to cover the deficit in that account, and \$2000.00 to Capital Purchases to cover expense for the purchase Arc View and Crystal Reports should the board approve this purchase, and with a second from Gary Colman, the motion carried unanimously.

7. APPROVE PAYMENT TO USGS

Kay Wild reviewed the bill from the USGS in the amount of \$7548.62. With a motion from Bob Davis to approve the balance of \$7548.62 of the 1st year's \$10,000.00 commitment to USGS for the Coletto Creek Project and a second from Will Sauermilch, the motion passed unanimously.

8. DECLARATION OF UNOPPOSED CANDIDATES

Gary Colman certified that the candidates for reelection were unopposed for director of Precinct #2, Precinct #4 and At-Large.

9. ORDER OF CANCELLATION OF ELECTION

With the unopposed status certified by the secretary, Chairman Dietze ordered the cancellation the 2009 election and declared that Errol John Dietze, position At-Large; Bob Davis, Precinct 4; and Gary Colman, Precinct 2 are reelected for a 4 year term beginning January 1st, 2010.

10. PERSONNEL MATTERS - EXECUTIVE SESSION

The chairman called for the board to go into executive session to review the GM's performance evaluations and consider a salary increase.

11. RETURN TO OPEN MEETING

Pursuant to V.T.C.A. Government Code 551.102 return to open meeting and take any action deemed necessary based upon discussions in closed session. With consideration of the annual performance review of the General Manager, Gary Colman made the motion to increase the yearly salary of the General Manager from \$36,000 to \$40,000; Bob Davis seconded the motion and the motion carried unanimously.

12. LETTER OF ENGAGEMENT FROM GOLDMAN, HUNT & NOTZ

With a motion from Will Sauermilch to approve the letter of engagement from Goldman, Hunt and Notz and authorization to conduct the FY 2009 Audit, and a second from Bob Davis, the motion carried unanimously

13. NON-OWNED AUTOMOBILIE LIABILITY COVERAGE

Will Sauermilch made a motion to approve TX Mutual League Hired and Non-Owned Automobile Liability Coverage of \$300,000 with a deductible of \$0.00 at a yearly rate of \$55.00. Gary Colman seconded the motion, and the motion carried unanimously.

14. DISTRICT BY-LAWS & RESOLUTION

Gary Colman made a motion to adopt the Pecan Valley GCD by-laws as prepared effective immediately upon approval by the board. Will Sauermilch seconded the motion and the motion carried unanimously.

15. PERSONNEL POLICY & RESOLUTION

Bob Davis moved to adopt the District's Personnel Policy with recommended changes in accumulated sick and vacation days. The resolution to adopt the Personnel Policy effective immediately upon approval by the board was signed and the policy adopted. Will Sauermilch seconded the motion, and the motion carried unanimously.

16. AMENDMENT TO INTERNAL CONTROL POLICY

With a motion from Bob Davis to approve the changes to the internal control policy and procedures for financial transactions as recommended by the General Manager, and a second from Gary Colman, the motion carried unanimously.

17. SPECIAL CONDITIONS TO FRIEDEL OPERATING PERMIT

The conditions were presented to the board by the GM resulting from board concerns and discussion during the 8/18/09 public hearing for Friedel's operating permit application. The GM recommended that the conditions be tabled and consultation with a hydrologist be implemented prior to making decisions regarding special conditions. With a motion from Will Sauermilch to table this discussion until a hydrologist can be consulted, and second from Gary Colman, this item was tabled.

18. ENGAGING MATT WICKHAM, HYDROLOGIST

Bob Davis made a motion to authorize the General Manager to engage the services of a professional hydrologist to prepare a workshop for the board on elements of hydrogeology, and to provide - professional input where needed in making scientific-based decisions. Will Sauermilch seconded the motion and the motion carried unanimously.

19. CONSERVATION EDUCATION INITIATIVE

Will Sauermilch made a motion to purchase "Water in TX" for all of the DeWitt High School libraries and all public libraries. Bob Davis seconded the motion and the motion carried.

20. ARC VIEW SOFTWARE

With a motion from Will Sauermilch to approve the purchase of Arc View and Crystal Reports for mapping projects of the District, and a second from Bob Davis, the motion carried unanimously.

21. MANAGERS REPORT

- The GM provided the board with information regarding upcoming conferences and training opportunities and asked the board to allow the GM to make arrangements to attend conferences and training sessions without prior approval from the board and take into consideration budget, time out of office and with notification to the board.
- Provided in the board packets, for the board's information, was information regarding GBRA's application to appropriate State water.
- The GM gave the board a preview of some designs for the development of a District logo. Bob Davis suggested that the GM investigate having HS art students participate in this project.
- The GM showed the board a template of the magnetic sign design for use by the Field Agent to identify his association with the District when conducting well locations for the District.

22. CONDUCT PUBLIC HEARING ON PROPOSED RULES REVISIONS

The Chairman opened the public hearing at 5:00 P.M and asked for public input. Robert Egg noted that Rule 6.5 did not address artesian pressure along with drawdown limits.

23. CONSIDERATION OF RESOLUTION TO ADOPT REVISED RULES

A motion by Bob Davis to adopt the resolution approving the revised rules for Pecan Valley GCD to be effective and in force immediately upon board approval, and a second from Will Sauermilch, the motion carried unanimously and the revised rules were adopted.

24. ADJOURNMENT

Meeting was adjourned by Chairman Dietze at 5:15P.M., following a motion by Bob Davis, a second by Gary Colman; the motion carried unanimously.

Sec/Treasurer - Gary Colman
Recorded: Charlotte Aitkens, Office Assistant