

PECAN VALLEY GROUNDWATER CONSERVATION DISTRICT  
107 N. GONZALES CUERO, TX 77954  
BOARD MEETING  
MINUTES

SEPTEMBER 17, 2013 – 2:00 P.M.

Board Members Present: Darnell Knippa, Chairman (Pct. 2), Clem Waskow, Vice-Chairman (At Large), Wilbert Sauermilch, Secretary/Treasurer (Pct. 3), Marvin Sager, Director (Pct. 4), and Tim Pennell, Director (Pct. 1).

Also in attendance: Jim Allison, Board Attorney, Charlotte Krause, GM, and Marcia Mann, Admin. Assistant.

Guests: Robert Egg.

1. Call to order: The meeting was called to order by the Chairman at 2:00 P.M.
2. Welcome guests: Guest was welcomed by Chairman.
3. Public comment: Robert Egg requested an update by Attorney Allison on a current case involving the Edwards Aquifer Authority. Attorney Allison was prepared and presented an update of the case.

PUBLIC HEARINGS OPENED AT 2:02 P.M.

4. Public Hearing – Petrohawk Energy – Harlan and Sharon Metting
  - a. Public Hearing Operating Permit Application from Petrohawk Energy on Harlan and Sharon Metting's property: The proposed permit application is to be to hydraulic fracture an oilfield location. The Operating Permit Application is requesting 25 AF of water per year. This property is located FM 108 near Yorktown, Texas and involves 60 acres. No public comment or objection stated
  - b. Discussion and consideration of operating permit application from Petrohawk Energy on Harlan and Sharon Metting's property: A motion to approve the Operating Permit in the amount of 25 AF of water per year was made by Tim Pennell, seconded by Wilbert Sauermilch, which carried unanimously.

PUBLIC HEARINGS CLOSED AT 2:03 P.M.

5. Minutes from 08-20-2013 Meeting (provided prior to meeting): A motion to approve the minutes as presented was made by Tim Pennell, seconded by Wilbert Sauermilch, which carried unanimously.
6. Financial Report: A motion to approve the Financial Reports as presented was made by Wilbert Sauermilch, seconded by Tim Pennell, which carried unanimously.

7. Discussion and consideration of FY 2013 budget amendments: A motion to approve the proposed FY 2013 budget amendments as presented was made by Wilbert Sauermilch, seconded by Marvin Sager, which carried unanimously.
8. Discussion and consideration of RFQ for consultants for Water Quality Testing Program: A draft RFQ was presented for board consideration. A motion to approve the RFQ as presented with a response deadline of 3 weeks was made by Tim Pennell, seconded by Wilbert Sauermilch, which carried unanimously.
9. Discussion and consideration of TWDB revisions on draft Management Plan: GM summarized TWDB's suggested changes on the draft Management Plan that was submitted. Revisions were approved with a motion by Clem Waskow, seconded by Wilbert Sauermilch, which carried unanimously. Revised draft will now be sent back to TWDB for pre-review.
10. Discussion and consideration of monitor well report: GM distributed maps and a list showing readings on monitor wells taken in August. Average static level readings were slightly down from the last measurement taken six months ago. Report was approved with a motion by Tim Pennell, and a second by Wilbert Sauermilch, which carried unanimously.
11. Discussion and consideration of payroll increases: GM presented salary comparisons with DeWitt County for the upcoming fiscal year. A motion to increase staff salaries effective 10/01/13 to be comparable with County personnel of the same level of responsibility, and to make appropriate adjustments to the FY 2014 budget was made by Tim Pennell. Motion was seconded by Clem Waskow and carried unanimously. Per the District's outside auditor, budget amendments must also include amounts to be paid for Directors' salaries and benefits because they must now be classified as employees in order to be paid for monthly meeting attendance.
12. Discussion and consideration of FY 2014 budget amendment relating to possible payroll increases: Action on this agenda item was included in action taken on agenda item #11.
13. Discussion and consideration of order cancelling the election: Incumbents Clem Waskow (At Large), and Marvin Sager (Pct. 4) filed for re-election to the Board for another term and no opposition filings were received. Darnell Knippa (Pct. 2) did not file for re-election; however, since no opposition filings were received, he is eligible to be appointed to serve until the next election cycle. Since no election is necessary, a motion to cancel the election was made by Tim Pennell, seconded by Clem Waskow, which carried unanimously.
14. Discussion and consideration of draft rules revisions: Board reviewed the draft rules revisions and included some additional changes. GM was directed to proceed with publication of the legal notice of rules revision intent and to post the draft revisions on the

District's website, with a motion by Tim Pennell, seconded by Wilbert Sauermilch, which carried unanimously.

15. Discussion regarding changes to Public Information Act and the Open Meetings Act. Attorney Allison summarized changes made by the Texas legislature regarding these two statutes which apply to District staff and to Board members.
16. GM Report:
  - a. Management Plan Update: Revised Management Plan was submitted for pre-review to TWDB. TWDB requested some slight changes and revision was re-submitted for pre-review.
  - b. Groundwater Summit: GM reported on the Groundwater Summit held in San Marcos during the month of August.
17. Closed Meeting (If necessary) – Close the meeting to conduct private consultation with PVGCD attorney regarding matters protected by the attorney-client privilege pursuant to V.T.C.A. Government Code 551.07, or to discuss matters regarding personnel pursuant to V.T.C.A. Government Code 551.074: No Executive Session called.
18. Return to Open Meeting (If Necessary) – Return to open meeting and take any action deemed necessary based upon discussions in closed meeting pursuant to V.T.C.A. Government Code 551.102: No Executive Session called.
19. Next Scheduled Board Meeting: Next meeting is scheduled for October 15, 2013.
20. Adjournment: The meeting adjourned at 4:20 P.M. with a motion by Tim Pennell, seconded Clem Waskow, which carried unanimously.



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Sec/Wilbert Sauermilch

Recorded: Marcia Mann, Admin. Assistant