

**Clearwater Underground Water Conservation District Meeting**  
**700 Kennedy Court**  
**Belton, Texas**  
**Tuesday, June 17, 2014**  
**Minutes**

The Clearwater Underground Water Conservation District (CUWCD) held a board meeting on Tuesday, June 17, 2014 at 1:30 p.m. at the Clearwater UWCD Building, located at 700 Kennedy Court, Belton, Texas.

**Board Members Present:**

Leland Gersbach, President  
Wallace Biskup, Vice President  
Judy Parker, Secretary  
David Cole, Director  
Bill Bartlett, Director

**Public Advisory Committee:**

Bradley Ware  
Henry Bunke  
Tom Madden  
Bill Schumann

**Staff:**

Dirk Aaron  
Shelly Chapman

**Guests:**

Alex Wukman – Temple Daily Telegram	Mark Truelove – Moffat WSC
Allan Standen – Hydrologist (via phone)	Gil Gregory – Bury Partners
Mike Keester – LBG Guyton	Cheryl Trout – Moffat WSC

**Board Meeting opened with President, Leland Gersbach at 1:33 p.m.**

***1. Invocation and Pledge of Allegiance:***

President, Leland Gersbach, gave the invocation.  
Director, Bill Bartlett, lead the Pledge of Allegiance.

***2. Public Comments:***

None

***3. Approve minutes of the May 13, 2014 Board Meeting and Workshop.***

Secretary, Judy Parker, moved to approve the Minutes of the May 13, 2014 meeting as presented.  
Director, David Cole, seconded the motion. **Motion carried 5-0.**

***4. Discuss, consider and take appropriate action if necessary to accept the monthly financial report as presented.***

Leland Gersbach inquired about two items on the Balance Sheet. 1.) Accounts receivable \$965. Shelly Chapman explained that figure included transport fees and water screening tests that were billed out and payment was not received at the time the Balance Sheet was prepared. 2.) Un-deposited funds \$5278.82. Shelly explained that in Quick Books the date the money is received and the date that it is deposited need to be the same. The money was received the end of the month but was not deposited in Quick Books until the following day. Shelly was instructed by Quick Books consultant on how to make the correction. Correction will be reflected on the June financial report.

Director, David Cole, moved to accept the monthly financial report with changes as discussed. Vice President, Wallace Biskup, seconded the motion. **Motion carried 5-0.**

***5. Discuss, consider and take appropriate action if necessary to accept the monthly Investment Fund account report as presented.***

Director, Bill Bartlett, moved to accept the monthly Investment Fund account reports as presented.  
Vice President, Wallace Biskup, seconded the motion. **Motion carried 5-0.**

**President, Leland Gersbach, asked the Board to by-pass Agenda item 6 & 7 at this time and move to item 8 (Public Hearing). Will pick up with Items 6&7 following the Public Hearing. The Board was in agreement.**

**Public Hearing opened with President, Leland Gersbach at 1:38 p.m.**

**8. Hold public hearing on the following permit application:**

***Moffat Water Supply Corporation Application to amend existing operating permit for an additional 89.52 acre-feet per year or 29,170,181 gallons per year from the Hosston Layer of the Trinity Aquifer for public water supply use.***

President, Leland Gersbach noted for the record that Director, David Cole, has submitted an Affidavit of Disclosure recusing himself, due to his role with Moffat WSC, and will not participate in the Board's deliberation nor vote on the application. Mr. Cole will be allowed to make comments on the application in his capacity as General Manager of Moffat WSC.

President, Leland Gersbach, reviewed the procedures for the Public Hearing to include proper posting and notification of the Public Hearing. President Gersbach noted that all posting requirements had been met. Mr. Gersbach gave a summary of the request and history of the applicant.

Leland Gersbach opened the Hearing up for public comments and administered oath to all participating parties (Dirk Aaron-General Manager CUWCD, Mike Keester – Hydrogeologist LBG Guyton, David Cole, General Manager MWSC, Cheryl Trout and Mark Truelove – MWSC). No public comments or protests made.

General Manager, Dirk Aaron, presented the facts and related information associated with the permit application. He informed the Board that the application is administratively complete and all criteria have been met.

Mike Keester, Hydrogeologist-LBG Guyton, presented his findings and analysis. He reviewed the original hydrogeologic report prepared by Randy Williams and agreed more or less with his findings. Upon further analysis, Mike determined drawdown to be approximately 4 feet/year on wells about a mile away. This drawdown will affect Moffat WSC wells. Mike also worked with Gil Gregory of Bury on future growth projections for MWSC. LBG Guyton recommends requesting a water level measurement be reported with the monthly pumpage amount.

Dirk Aaron also recommends the Board require the applicant to provide a static water level monthly.

Bill Bartlett asked how MWS was able to decrease their usage by 10% over the last 2 years. Moffat Water Supply General Manager, David Cole, responded that his clients are extremely responsive to the request for conservation. Bill Bartlett also asked if the request for additional water is for current use or future use. David Cole replied that it was both. There is a potential for more development in the Moffat area.

No other discussion requested.

**President, Leland Gersbach, closed the Public Hearing and reconvened the Board Meeting at 2:34 p.m.**

Mr. Gersbach asked if there were any other questions from the Board. Being none, Mr. Gersbach asked for a motion to be made to grant, deny, or partially approve Moffat Water Supply Corporation's request to amend their current operating permit on their two well aggregate permit to withdraw an additional amount of groundwater of 89.52 ac-ft from the Lower Trinity Aquifer.

Director, Bill Bartlett, moved to grant MWSC request as stated. Secretary, Judy Parker, seconded the motion. **Motion carried 4-0 (David Cole abstained).**

**6. Discuss, consider and take appropriate action if necessary to approve the FY14 line item budget amendments as presented.**

Dirk Aaron requested line item budget transfers from the Board. He informed the Board that there are some outstanding legal bills for March and April that need to be addressed. He anticipates the need for legal services to continue on the ESA, Codification, Legislative concerns, and the ongoing DFC process. Dirk recapped the current budget for Legal Services and explained the need to further funds to this category. Dirk recommends moving \$20,000 from the Contingency Fund (#50250) to the Legal Services Account in the subcategories recommended as follows:

\$8,000 to 53703 – General (Rules/Accountability)

\$4,000 to 53704 – Legislative Research/Analysis

\$8,000 to 53706 – GMA/DFC/MAG Support

Director, David Cole, moved to approve line item transfers as presented. Vice President, Wallace Biskup, seconded the motion. **Motion carried 5-0.**

**7. Discuss, consider and take appropriate action if necessary to accept 2013 Annual Report as presented.**

Dirk Aaron asked the Board to table this item. Staff is working to retool the report to make the document meet the Districts statutory obligations. A draft of the report will be mailed to the Board prior to the July meeting for Board review.

Secretary, Judy Parker, moved to table the 2013 Annual Report until the July meeting. Director, David Cole, seconded the motion. **Motion carried 5-0.**

**9. Discuss, consider and take appropriate action if necessary to approve drilling permit extension for Dean Mikeska.**

Dean Mikeska has requested a 120 day extension on his drilling permit. He submitted a letter of request on June 6, 2014.

Secretary, Judy Parker, moved to grant the 120 day extension for Dean Mikeska's Drilling Permit. Vice President, Wallace Biskup, seconded the motion. **Motion carried 5-0.**

**10. General Manager's report concerning office management and staffing related to District Management Plan.**

- Dirk updated the Board on Staff vacations for the summer.
- Legislative issues are still being negotiated through TWCA and TAGD.
- Dirk attended a meeting with TDLR about problems with well drillers and pump installers.
- Dirk attended a statewide meeting with TDLR about inspections and rules.
- Hydrogeologic Report guidelines will be discussed in Workshop at next month's meeting. The process needs to be a 2 tier process.
- Proposed studies for FY15 will be discussed in workshop next month.
- Dirk will present Staff performance appraisals at next month's meeting. The Board will conduct a performance appraisal for GM as well.
- November 4<sup>th</sup> elections will be discussed in workshop next month.
- Stakeholder meeting for ESA will be June 26<sup>th</sup>.
- CTCOG Leadership course June 19<sup>th</sup>.
- Dirk asked to testify to HNR Committee on the 25<sup>th</sup>. David Cole will attend with Dirk.

**11. Receive monthly report and possible consideration and Board action on the following:**

**a. Salado Creek stream flow gauges**

Dirk presented an update on the stream flow gauges.

**b. Education Outreach Update**

Dirk presented an update on education outreach and Todd's accomplishments

**c. Monitoring wells**

Dirk presented the monitor well information to the Board

**d. Rainfall/Drought Conditions**

Dirk discussed the rainfall totals and drought conditions

***e. Well registration***

Shelly informed the Board that there were 3 grandfathered/unregistered exempt wells created and registered, and 4 new exempt wells registered in May.

***f. Non-exempt Monthly well production***

Dirk presented the monthly production report to the Board.

(Copies of the Monthly Staff Reports were given to the Board Members to review. No action required. Informational items only.)

***12. Public Advisory Committee comments.***<sup>3</sup>

Tom Madden inquired about the natural gas/power plant in Temple. He wanted to know if they had any water requirements. Discussion commenced about the process the plant uses to pump, capture and reuse of water from the BRA sewer plant in Belton (gray water). The plant consumption is much less than its actual use.

***13. Director comments***<sup>3</sup>

None

***14. Discuss agenda items for next meeting.***

Possible application from Central Texas WSC

Possible application from Armstrong WSC

FY13 Annual Report

Set date for Water Symposium

***15. Set time and place of next meeting.***

July 8, 2014 @ 1:30

***16. Adjourn.***

**Meeting adjourned by President, Leland Gersbach at 3:41 p.m. and convened to Workshop at 3:43p.m.**

**Workshop Item 1. Review and discuss items of interest concerning the FY2015 Budget.**

Dirk presented the first draft of the FY15 Budget which is just a starting point to work from. He reviewed the Budget Time Line with the Board. Dirk presented the preliminary tax rate and values that were sent to him from the Appraisal District. The Board reviewed the budget worksheet. Leland questioned the amount of increase on line item 50600 (GMA 8). Dirk explained he increased it due to the District participation in joint planning. Leland also questioned the dollar amount for monitor wells. Dirk explained the cost of the equipment needed for monitor wells. Leland asked if the Monitor Wells at the Gault Site were complete. Dirk explained the Gault Site project is complete but Tommy Lovelace has not submitted an invoice yet. Other line items discussed were Education Outreach Event Cost 53605. That line item is being increase to allow the District to participate in more educational activities. Legal fees were also discussed. Dirk wants to insure we allow enough money for all legal services.

**Workshop Item 2. Discuss 2014 Water Symposium date and location.**

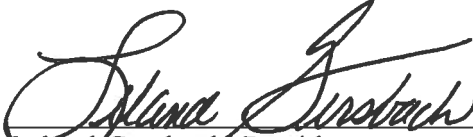
Shelly checked with the CTCOG about available dates for the Annual Water Symposium. Dates that she checked on were November 13<sup>th</sup> and November 20<sup>th</sup>. The CTCOG informed Shelly that there is an event schedule for November 13<sup>th</sup> but the 20<sup>th</sup> was available. Debby Garrett, the caterer, will not be available on that date. She will be traveling out of the country. Shelly will check to see if Tuesday the 11<sup>th</sup> or 18<sup>th</sup> are available and report back at the next meeting.

**Workshop Item 3. Discuss the 2014 November 4<sup>th</sup> Election.**

Dirk received notice from the State Election Office with instructions for the November 4<sup>th</sup> Election. Dirk presented the timeline and procedures for posting and filing for a spot on the election ballot.

**Workshop Item 4. Discuss the release of the Draft Northern Trinity/Woodbine GAM Report for public comment.**

The Draft is posted as a link on our website. Dirk commented that there is a narrow window of time for anyone interested to review the report and comment if they wish.

  
Leland Gersbach, President

ATTEST:

  
JUDY PARKER, Secretary

(A compact disc of this meeting is available upon request.)