

**Clearwater Underground Water Conservation District Meeting**  
**700 Kennedy Court**  
**Belton, TX**  
**Wednesday, June 8, 2016**  
**Minutes**

The Clearwater Underground Water Conservation District (CUWCD) held a board meeting on Wednesday June 8, 2016 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  
Gary Young, Director

**Public Advisory Committee:**

Henry Bunke

**Staff:**

Dirk Aaron  
Shelly Chapman

**Guests:**

Lou Fleischhauer – Collier Consulting  
Jennifer Wilson – USGS

Meghan Roussel – USGS  
Bob Joseph – USGS

Monica Langhost – USGS

**Workshop convened with President, Leland Gersbach, at 1:30 p.m.**

(Leland Gersbach began the Workshop with Workshop item #3 and will cover items 1 & 2 following the Board Meeting.)

**Workshop Item #3: Receive presentation from USGS on the District Water Quality Studies.**

Meghan Roussel with USGS introduced Jennifer Wilson. Chris Braun was out of the office today and asked Jennifer to give his presentation on the District Water Quality Studies. She presented the results and explained the findings of the studies. This study was a base line assessment of the water quality with in the aquifer from the Districts monitor wells.

**Board meeting convened with President, Leland Gersbach, at 2:11 p.m.**

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

Vice President, Wallace Biskup gave the invocation.  
Secretary, Judy Parker led the Pledge of Allegiance.

**2. Public comment.**

None.

**3. Approve minutes of the May 11, 2016 Board meeting.**

Secretary, Judy Parker, moved to approve the minutes of the May, 2016 Board meeting and Workshop with a correction as noted. Director, Gary Young, seconded the motion. **Motion carried 5-0.**

**4. Discuss, consider and take appropriate action if necessary to accept the monthly Financial Report for May 2016 as presented.**

Vice President, Wallace Biskup, moved to accept the monthly financial report for May 2016 as presented. Director, Gary Young, 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, David Cole, moved to accept the monthly Investment Fund account report as presented. Vice Secretary, Judy Parker, seconded the motion. **Motion carried 5-0.**

**(President, Leland Gersbach requested the Board move to Agenda Item # 8 at this time.)**

**8. Discuss, consider, and take appropriate action if necessary to approve the proposed site plan and contract from the Design-Build firm for the construction of the on-site district storage facility.**

Dirk Aaron recapped the Board's decision at the January 2016 Board meeting to approve Larry Neal as the independent project manager and begin the negotiation phase for the construction of the District's on-site storage facility.

A copy of the building layout with a description of the proposed construction was presented to the Board for review and approval. Gene Doss gave his presentation and answered questions from the Board.

Gene Doss and Larry Neal will develop the final contract if the Board approves the layout for the site plan and design not to exceed \$100,000.

Dirk also requested the Board allow an additional \$3,500 for construction management by Larry Neal.

Director, Gary Young, moved approve the cost of the building and direct the Board President and General Manager to execute and sign the contract with Gene Doss for the construction of the storage building not to exceed \$100,000 and to approve \$3,500 for the services of Larry Neal as construction manager. Secretary, Judy Parker, seconded the motion. **Motion carried 4-0-1.** (Leland Gersbach abstained)

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

**a) Discuss, consider, and take appropriate action if necessary on the proposed drilling/operating permit of .70 ac-ft/yr, for Richard Ross authorizing production from a new well (well #N1-16-001P) for domestic purposes completed in the Hensell Layer of the Trinity aquifer located at 18076 FM 2484, Killeen, Texas.**

**Public Hearing opened with President, Leland Gersbach, at 2:50 p.m.**

President, Leland Gersbach called to order the hearing on the application described under Agenda Items #6. The application was filed by Richard Ross. Leland officially opened the hearing at 2:50 p.m. and reminded everyone that the hearing is recorded by audiotape as required by statute and district rules. As the President of the District's Board of Directors, Leland served as the Presiding Officer of the hearing.

Leland reviewed the procedures that apply to the hearing and Board's potential action on the applications. Leland announced the hearing has been properly noticed, pursuant to statute and the District Rules.

Anyone wishing to participate in the hearing must sign up to speak. Dirk Aaron commented that no parties had signed up to speak.

Leland noted that he would take appearances by Dirk Aaron, General Manager and administered the oath.

Dirk presented the facts of the application and noted that all criteria regarding the application had been met. He recommended the applicant be permitted the .70 acre feet/year with special conditions previously agreed upon by Mr. Ross.

**Public Hearing closed with President, Leland Gersbach at 3:13 p.m.**

No further discussion was necessary.

Secretary, Judy Parker, moved to approve the proposed operating permit of .70 ac-ft/year with specified requirements. Vice President, Wallace Biskup, seconded the motion. **Motion carried 5-0**

**7. Discuss, consider, and take appropriate action if necessary to approve participation in the Region G Goldwater Project.**

Dirk explained that Judy Parker received a request from BRA to participate in the Region G Goldwater Project. Dirk researched this project and reached out to other GCDs that were asked to participate for their input. The other GCDs are recommending their Boards refrain from funding this project. Judy commented that the project as a whole is a good idea. They want to look at the state plan and then go to the entities within the state plan and see if they are actually facilitating what was put in the plan. The final goal is to see what the true water availability is at the end of the day. Based on Dirk's research, they appear to be reaching out to GCDs only and the should be reaching out to water supply districts, industry, and anyone else that is part of Region G. Until there is more equitable participation, Judy commented that the District might not want to participate at this time. Judy thinks the Board needs to wait until they can discuss it more in Region G.

No motion made. Board takes no action on this item.

**9. Discuss, consider and take appropriate action if necessary to approve the FY16 line item budget amendments As requested.**

Dirk presented the request for FY16 line item budget amendments, thus amending the FY16 budget for the purpose of the storage building project, construction management, and legal billings for GMA8 work.

Dirk reminded the Board that in line item #8 they agreed to the cost of the storage building not to exceed \$100,000 and the fee for a construction manager of \$3,500. These funds will be taken from reserve funds to capital improvements.

The second request is to cover legal fees. Staff requests \$5,362.50 be moved from line item 53704 (Legal-Legislative research/analysis) to 53706 (Legal-GMA/DFC/MAG support) and an additional \$2,745.95 from line item 50610 (GMA8 Administration) to 53706 (Legal-GMA/DFC/MAG support). This will be a simple transfer of funds between line items.

Director, Gary Young, moved to approve the line item budget amendment as requested by staff. Secretary, Judy Parker, 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 inquiries from large operating permits and discussed the need to prepare and develop a proactive understanding of how large usage wells impact existing wells.
- Dirk testified on behalf of TAG at the House and Natural Resource Committee.
- Dirk received a request from Chairman Perry of the Senate Ag and water Committee to testify on GCD performance, accountability, and GMA Region Plan process on behalf of CUWCD. That will be on June 20<sup>th</sup>.

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

- a. *Drought Status Reports*
- b. *Education Outreach Update*
- c. *Monitoring Wells*
- d. *Rainfall Reports*
- e. *Well Registration Update*
- f. *Aquifer status Report & Non-Exempt Monthly Well Production Reports.*

(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.**

None

**13. Director comments and reports.**

**Judy Parker** – Attended TAG in May. Nothing new to report.

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

- N1 permit hearing
- Demonstration of the Upper Trinity GCD educational trailer at 10:30
- Status report of the District GMA8 proposed DFCs
- Receive research proposals for FY17
- Election action items and updates
- Set date and location for Water Symposium
- Annual performance review.

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

Wednesday, July 20, 2016 at 10:30 a.m.

**16. Adjourn.**

**Board meeting adjourned with President, Leland Gersbach, at 3:55 p.m.**

**Workshop reconvened with President, Leland Gersbach, at 4:03 p.m.**


**Workshop item #1: Discuss and review items of interest concerning the FY2017 budget development process.**

Dirk discussed the preliminary budget for FY17, the areas to consider regarding research projects, educational trailer, possible technology updates, and other adjustments to be considered.


**Workshop item #2: Discuss and review items of interest concerning the November General Election.**

Dirk discussed the process and timeline for the November election.

**Workshop closed with President, Leland Gersbach, at 4:50 p.m.**

  
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Leland Gersbach, President

**ATTEST:**

  
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Wallace Biskup, Vice President