

Clearwater Underground Water Conservation District Meeting
640 Kennedy Court
Belton, TX
Wednesday, October 9, 2024
Minutes

The Clearwater Underground Water Conservation District (CUWCD) held a Workshop and Board meeting at 1:30 p.m. on Wednesday, October 9, 2024, in the Clearwater UWCD Board Room located at 640 Kennedy Court, Belton, Texas.

Board Members Present:

Jody Williams, Vice President, Pct 3
Gary Young, Secretary, Pct 2
Scott Brooks, Director, Pct 4
Jim Brown, Director, At-Large

Absent:

Leland Gersbach, Pres Pct 1

Staff:

Dirk Aaron, General Manager
Whitney Ingram, Asst. General Manager
Shelly Chapman, Admin. Manager

Guests:

Neil Deed, Intera
Sam Blumenthal, KPA
Hunter King, Collier
Peter DiLillo

Joe Simmons, JSWSC
Vince Clause, Freese & Nichols
Wick Thomas
Bill Schumann, Bell County

Rick Kasberg, KPA
Brian Sathoff, Kirby Ventures
Mike Keester, KTGW
Jessica Diem, Rep Buckley's Office

Workshop opened with Vice President, Jody Williams, at 1:30 p.m.

Workshop Item #1: Receive presentation from Collier Consulting related to Mustang Springs exploratory drilling permits.

Dirk read the definition of an exploratory well. He explained how this qualifies Mustang Springs for an exploratory well and sited District Rule 6.1.2.

Hunter King (Collier Consulting) presented information related to the Mustang Springs exploratory drilling permits.

Workshop paused and Board meeting called to order with Vice President, Jody Williams, at 1:40 p.m.

1. Invocation and Pledge of Allegiance.

Vice President, Jody Williams, gave the invocation.
Secretary, Gary Young, led the Pledge of Allegiance.

2. Public Comment.

John Asbury submitted written comments. Dirk will make a copy available if anyone would like to read them.

3. Approve minutes of the September 11, 2024, Board meeting.

Board members received the minutes of the September 11, 2024, Board meeting and workshop in their Board packet to review prior to the meeting.

Secretary, Gary Young, moved to approve the minutes of the September 11, 2024, Board meeting and Workshop as presented. Director, Jim Brown, seconded the motion.

Motion carried 4-0 (1 absent).

4. Discuss, consider, and take appropriate action, if necessary, to accept the monthly Financial Report for September 2024 (FY24) as presented.

Board members received the monthly financial report for September 2024 in their Board packet to review prior to the meeting.

Director, Jim Brown, moved to accept the September 2024 financial report as presented. Secretary, Gary Young, seconded the motion.

Motion carried 4-0 (1 absent).

5. Discuss, consider, and take appropriate action, if necessary, to accept the monthly Investment Fund account report for September 2024 (FY24) as presented.

Board members received the monthly investment Fund account report for September 2024 in their Board packet to review prior to the meeting.

Director, Scott Brooks, moved to accept the monthly Investment Fund account report for September 2024 as presented. Secretary, Gary Young, seconded the motion.

Motion carried 4-0 (1 absent).

6. Discuss, consider, and take appropriate action, if necessary, to accept the Quarterly Deferred Compensation Employee Retirement Program account report as presented.

Board members received the Quarterly Report in their Board Packet to review prior to the meeting.

Director, Jim Brown, moved to accept the Quarterly Report as presented. Director, Scott Brooks, seconded the motion.

Motion carried 4-0 (1 absent).

7. Discuss, consider, and take appropriate action, if necessary, to approve the FY24 line-item budget amendments as requested.

Shelly Chapman presented the line-item budget amendment requests as follows:

- 1.) City of Belton – increase in water usage over the year & rate increase.
- 2.) Sponsorship - Room Sponsor for Keynote Speaker at TAGD Groundwater summit.
- 3.) Computer License – Adobe license for additional users.
- 4.) Payroll expenses – increase in Intuit payroll fee over the year with additional employee.
- 5.) Meals – Working lunches: GMA8 and briefing with Brad Buckley.
- 6.) Subscriptions
- 7.) Legal fees related to Legislative Services and general counsel.
- 8.) Permit reviews
- 9.) Replacement and upgrade of old security camera not covered by warranty.

	Line Item	Invoice \$	Available Funds	Amount Requested	New Balance	From	Available Funds	New Balance
City of Belton	55500-Water/Trash	\$256.15	\$46.52	\$209.63	\$0.00	54300-Janitorial Service	\$365.00	\$155.37
Card Services	53603-Sponsorship	\$576.27	\$0.00	\$576.27	\$0.00	50800-Mileage Reimb	\$1,201.65	\$625.38
Card Services	53400-License/virus prtct	\$114.64	\$0.00	\$114.64	\$0.00	53450-Computer Rep/supplies	\$1,209.38	\$1,094.74
Card Services	52055-Payroll exp	\$74.93	\$0.00	\$74.93	\$0.00	52060-freshbenies	\$264.00	\$189.07
Card Services	50700-Meals	\$129.89	\$108.46	\$21.43	\$0.00	50800-Mileage Reimb	\$625.38	\$603.95
Card Services	53780-Subscriptions	\$33.01	\$1.35	\$31.66	\$0.00	50800-Mileage Reimb	\$603.95	\$572.29
Lloyd Gosselink	53703-Legal General	\$160.00	\$0.00	\$160.00	\$0.00	53702-Legal/End. Species	\$247.91	\$87.91
Lloyd Gosselink	53704-Legal Leg. Service	\$1,295.00	\$688.50	\$606.50	\$0.00	53706-Legal/GAM,DFC,MAG	\$6,691.01	\$6,084.51
KTGW	53731-Permit Rev/Geo	\$4,310.00	\$0.00	\$4,310.00	\$0.00	53110.6-GAM Run	\$7,250.80	\$2,940.80
Progressive	54200-Bldg Rep/Maint	\$740.00	\$463.95	\$276.05	\$0.00	53785-Mobile Classroom	\$386.90	\$110.85

Director, Jim Brown, moved to approve the line-item budget amendment as requested. Director, Scott Brooks, seconded the motion.

Motion carried 4-0 (1 absent).

8. Continue Public Hearing on the following:

- a.) Discuss, consider, and take appropriate action, if necessary, on a proposed drilling permit for Jarrell Schwertner Water Supply Corporation (JSWSC) for a public water supply well (N3-24-008P), submitted

on July 22, 2024, for a proposed production amount not to exceed 577 ac-ft/year or 188,016,027 gallons/year, completed in the Lower Trinity Aquifer (Hosston Layer) in the Eastern Management Zone with a maximum 8-inch column pipe and an estimated withdrawal rate of 600 gallons/minute on a 1.0 acre tract (PID: 511491) located in the northern portion of JSWSC's service area at 5729 Royal Street, Salado, TX 76571, Latitude 30.929919/Longitude -97.475825. This drilling permit will not authorize any production of groundwater other than what is necessary for the prescribed aquifer pumping test.

Vice President, Jody Williams, called to order the continuation of the evidentiary portion of the public hearing at 1:53 p.m.

Jody reminded the Board that during the preliminary portion of the hearing, the presiding officer, Leland Gersbach established standing of the following parties: Joe Simmons, Neil Deeds, Sam Blumenthal, Rick Kasberg, Dirk Aaron, Mike Keester, and Chadwick Thomas.

The district then entered the evidentiary portion of the hearing to receive testimony from the applicant and his representatives, the District's GM and Geoscience consultant, and the protestant, Chadwick Thomas. Upon receiving the testimony, Chadwick requested a 30-day continuance to work out his differences as it relates to the TCEQ required sanitary easement. Both parties were agreeable to the continuance.

Jody addressed Joe Simmons (JSWSC). Joe stated that he and Chadwick had been in negotiations regarding the sanitary easement required by TCEQ. They had a very positive conversation, and he will present the information to his Board. They are willing to work through what needs to be done.

Chadwick Thomas agreed with the statement Joe made. There was no rebuttal.

Jody asked Dirk to discuss concerns as it relates to system water loss. Dirk asked Joe to address those concerns. Joe briefed the Board on steps they have taken and are continuing to address regarding water loss. They are implementing new meters and processes. They take water loss very seriously.

Scott asked Joe if he could see a history of their water loss and plans to control that waste. Joe agreed.

Dirk addressed Joe and commented that he appreciated all the information he has provided. He also confirmed that the district would be adding a monitoring device to the well.

Jody asked if there were any other questions or further discussion needed on this application? There was none.

Jody concluded the evidentiary portion of the hearing and asked for a motion to grant or deny JSWSC's request for a drilling permit for a public water supply well to include all special provisions offered by the Board and outlined by the district General Manager, consultants, and legal counsel.

Director, Jim Brown, moved to grant JSWSC's request for a drilling permit to include all special provisions outlined by the General Manager and agreed to by the applicant. Director, Scott Brooks, seconded the motion.

Jody asked legal counsel if the district has a right to pose special provisions for water loss. Cole confirmed that they could. Dirk will work with Cole to put together language for that special provision and make sure the applicant agrees.

Motion carried 4-0 (1 absent).

Public hearing closed at 2:16 p.m. and Board meeting reconvened with Vice President, Jody Williams.

9. Discuss, consider, and take appropriate action, if necessary, by resolution in support of the creation of the Central Texas Water Alliance.

Dirk presented information related to the creation of the Central Texas Water Alliance. Judge Blackburn and Ricky Garrett have been meeting with entities to get them on board. Whitney has helped put together a flyer

for the Judge to had out. Dirk is asking that the Board support this by resolution. Dirk noted that this will not be a taxing unit. But it will have eminent domain authority for pipelines and such. Most of the cities are in support of this alliance. Funds will be needed. Dirk asked the Board to support this effort in an amount of \$6,000. Gary Young asked if \$6,000 would be enough. He suggested the Board consider moving a larger amount from reserve fund for this if needed.

Secretary, Gary Young, moved to approve, by resolution, in support of the Central Texas Water Alliance. Director, Jim Brown, seconded the motion.

Motion carried 4-0 (1 absent).

10. Discuss, consider, and take appropriate action, if necessary, by resolution, in support of the City of Temple pursuing ASR-REUSE permit from TCEQ.

The City of Temple was not able to attend the Board meeting lay out the facts of the TCEQ ASR-REUSE permit. Dirk briefed the Board on the topic.

Jody stated that this agenda item will be tabled until the City of Temple can present this request.

No action taken.

11. Discuss, consider, and take appropriate action, if necessary, to approve FY25 line-item budget amendments.

Dirk presented the budget amendment based on the discussion related to agenda item #9.

Director, Jim Brown, moved to move \$10,500 from reserve to support the Central Texas Water Alliance with an initial payment of \$6,000. Secretary, Gary Young, seconded the motion.

Motion carried 4-0 (1 absent).

12. Discuss, consider, and take appropriate action, if necessary, by resolution, to nominate an individual to represent "all other taxing units jointly" for the 7th member of the Tax Appraisal District of Bell County.

Dirk spoke with Tammy Hubnik at the Appraisal District. He explained the need for a 7th member to be appointed to represent the "other" taxing units. Jarred Bryan is currently the chairman of the Board. It has been suggested that he continue to serve as the representative. The district hasn't participated in this before but are required by law to do so. Scott commented that he knows Jarred and wouldn't have a problem nominating him. Gary and Dirk both concurred. Dirk noted that Jarred is willing to serve again.

Director, Scott Brooks, moved to nominate Jarred Brayn to represent "all other taxing units jointly" by resolution. Secretary, Gary Young, seconded the motion.

Motion carried 4-0 (1 absent).

Board meeting paused at 3:01 p.m. and Workshop reconvened with Vice President, Jody Williams.

Workshop Item #2: Receive presentation from Mike Keester on the Edwards (BFZ) Northern Segment GAM Review.

Mike Keester (KT Groundwater) presented his review and analysis of the Edwards (BFZ) Northern Segment GAM.

Workshop Item #3: Receive updates related to the 2024 Bell County Water Symposium.

Whitney updated the Board on the final plans for the November 13th Water Symposium.

Workshop Item #4: Receive updates on the CUWCD quarterly water level measurements.

Dirk briefed the Board on items related to the quarterly water level measurements.

Workshop Item #5: Receive updates related to GMA8 DFC determination, per TWC section 36.108, and plans for the next round.

Dirk updated the Board on items related to GMA8 DFC determination. He noted that they are still waiting on the explanatory report. Next GMA 8 meeting scheduled for October 31st.

Workshop closed at 4:02 and Board meeting reconvened with Vice President Jody Williams.

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

- Dirk will issue exploratory permit for Mustang Springs once fees are paid. Dirk will monitor this closely
- LRE oversaw construction of 2 high production wells. The district will not be using LRE for geoscience work.
- Need to correct issue in quick books related to employee vacation for those that have been employed 5 years.

14. Review monthly report and possible consideration and Board action on the following:

- a) **Drought Status Reports** – Dirk discussed drought status issues and concerns.
- 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 is required. Information items only.)

15. Director's comments and reports.

- **Jody Williams:** None
- **Gary Young:** None
- **Scott Brooks:** None
- **James Brown:** None

16. Discuss agenda items for the next meeting.

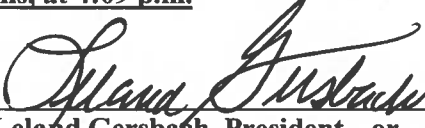
- Permit Hearings – Victory Rock & Belton Partners.
- City of Temple Resolution
- Year-end close out

17. Set the time and place of the next meeting.

Wednesday, November 20, 2024, 1:30 – CUWCD Board Room – 640 Kennedy Court, Belton

18. Adjourn.

Board meeting closed with Vice President, Jody Williams, at 4:09 p.m.



Leland Gersbath, President or
Jody Williams, Vice President

ATTEST:



Gary Young, Secretary or
Dirk Aaron, Assistant Secretary