

**COASTAL BEND GROUNDWATER CONSERVATION DISTRICT  
BOARD OF DIRECTORS MEETING**

**AGENDA PREPARED AND POSTED:** October 5, 2007  
**DATE OF MEETING:** October 9, 2007  
**TIME OF MEETING:** 8:00 A.M.

**PLACE WHERE MEETING WAS HELD:** District Office, 109 E. Milam, WHARTON, TEXAS 77488.

**I. In Attendance:**

Ronald Gertson – President CBGCD; L.G. Raun – Vice President CBGCD; Ed Weinheimer – Secretary CBGCD; Leonard Wittig – Director CBGCD; Arthur Priesmeyer – Director CBGCD; Neil Hudgins – Manager CBGCD; Mandy Bain – Administrative Assistant CBGCD; Judy Jurek.

**II. Call to Order:**

The meeting was called to order at 8:06 A.M.

**III. Public Comments:**

None.

**IV. Approval of Minutes:**

***LSWP Minutes*** - Director Priesmeyer made a motion to accept the minutes with the corrections of changing Van Kelley to Intera Staff and not LCRA Staff, correcting the spelling of Melvin Ausmussen to Melvin Rasmussen under the Guest category and changing the phrase “project projection date” to “project decision date”. Vice President Raun seconded the motion. All voted for; motion carried.

***Public Hearing Minutes*** - Vice President Raun made a motion to accept the Budget and Tax Rate Public Hearing Minutes and the Permit Public Hearing Minutes as presented. Director Wittig seconded. All voted for; motion carried.

***Regular Meeting Minutes*** – Secretary Weinheimer made a motion to accept the minutes with the correction of adding “The water levels were generally better than one year ago in September” to Section V; Well Monitoring Update and changing or to of in Section VII; Current Spacing/Screening Requirements. Vice President Raun seconded. All voted for; motion carried.

**V. Manager's Report:**

***Financial Report*** – Mr. Hudgins reported a checking account balance of \$35,742.45 and a money market balance of \$212,092.12. A budget vs. actual and a list of total District investments was also presented. Director Wittig made a motion to approve the financial report as presented. Director Priesmeyer seconded. All voted for; motion carried.

***Well Registration Update*** – Mr. Hudgins reported the District has had, as of October 9, 2007, 3,959 well registrations, 673 of the 3,959 are non exempt. Mr. Hudgins also presented the Board with a detailed breakdown of current Exempt and Non Exempt Well Information.

***Water Use Report*** – Staff reviewed the water usage summary with the Board. Ninety nine percent of reports have been submitted to the District. Mr. Hudgins will meet with David Green on completing the delinquent water usage reports.

***Well Monitoring Update*** – Mr. Hudgins presented the Board with a copy of the monitor well water level readings for October. Although some of the levels were down a little from last month, overall the levels are better than they were last October.

GMA 15 – GMA 15 continues to wait on a GAM Run from TWDB. A meeting will be scheduled as soon as the GAM Run has been received by GMA 15 members. Steve Young contacted Mr. Hudgins about possibly attending the GMA 15 meetings in the event GMA 15 would like to use the Groundwater Model being created by URS for the LSWP.

- VI. **Third Party Review of LSWP Groundwater Study:** There is nothing new to report on the third party review of the LSWP Groundwater Study.
- VII. **Violations by Permit Holders:** Mr. Hudgins presented the Board with evidence that Maxim Production Co. drilled an eight inch well, requiring permitting, without proper approval from the District. Mr. Hudgins also presented the Board with a copy of the Compliance and Settlement Guidelines for the District. After reviewing the evidence and the Guidelines the Secretary Weinheimer made a motion to fine Maxim Production Co. \$1000 for the violation of District Rules and to request Greg Ellis, the District’s attorney, to compose a letter to Maxim Production Co. explaining the Settlement and Compromise Guidelines. Vice President Raun seconded. All voted for; motion carried. The Board also requested to review all Compliance, Enforcement and Settlement Guidelines for the District at the next regular Board meeting.
- VIII. **Final Pump Test Report from Navasota Energy:** Mr. Hudgins presented the Board with pertinent information from the final pump test report received from Navasota Energy. Randy Williams of Turner Collie & Braden reviewed the final report and reported that all information in the report was acceptable. The Board asked Mr. Hudgins to contact Mr. Williams and see if there is an equation for an expanded time range on the pump test results. The Board suggested looking at the Hydrogeologic Assessments and Aquifer Test Report Guidelines at the next regular Board meeting to review the timeline request for the pump test reports.
- IX. **Progress of District’s Attorney’s Rule Proposals:** The District’s Attorney, Greg Ellis, has not yet submitted his recommendations for the Rule change proposal. Mr. Hudgins stress to him the importance of his completing the recommendations.
- X. **Pre Clearance from Department of Justice:** Mr. Hudgins contacted Judy Owens, Wharton County Election Coordinator and she informed Mr. Hudgins that there is a questionnaire he needs to complete as to what changes were made to the election of District Board members. He will submit the questionnaire to the Department of Justice as soon as possible.
- XI. **Disposal Wells in Wharton County** – Mr. Hudgins still does not have confirmation of location on the disposal wells in Wharton County. Staff will continue working on the location of the wells and if there are other counties using the disposal wells in Wharton County. Vice President Raun suggested Staff create a spreadsheet on volume and depths of the wells.
- XII. **Unfinished Business:** Vice President Raun presented the Board with a copy of a research report published by Texas Conservative Coalition Research Institute (TCCRI) titled, “Open markets will meet Texas’ water needs”. After discussion and review the Board suggested that Mr. Hudgins draft a letter to the county judge and to the county commissioners explaining the Boards opinion on the paper and attach a copy.
- XIII. **Next Meeting:** The next general board meeting was set for Tuesday, November 13, 2007 at 8:00 a.m. at the District Office, 109 E. Milam, Wharton, Texas.
- XIV. **Adjournment:** Secretary Weinheimer made a motion to adjourn. Director Priesmeyer seconded. All voted for; motion carried. Adjournment at 9:50 a.m.