

**BREWSTER COUNTY GROUNDWATER CONSERVATION DISTRICT
BOARD OF DIRECTORS MEETING**

Wednesday, July 16, 2008

WORKSHOP

1. Consider revisions to District Rules, Section 1, Definitions and Concepts

Vice-Chairman Mike Davidson expressed to the Board that this section of the District Rules had been worked on for the past few months and he did not see any new changes that needed to be made at this point. He told the Board to look over the changes again and please comment on them if any new changes needed to be made.

2. Consider revisions to District Rules, Section 7, Drilling Permits

Mr. Davidson told the Board that the only changes that were made in this section were made to Section 7.2. He noted that additional information to the drilling permit application was added and he did not foresee any more changes to Section 7.

3. Consider revisions to District Rules, Section 8, Permits and Registration

Mr. Davidson commented that he had been doing research and looking into the requirements that other groundwater conservation districts incorporate into their operating permits. He stated that it was important for this District to require information that would help and assist the Board before approving or denying future operating permits. He asked the Board to please look at the worksheet he developed for their review. He stated that the worksheet contains an informational, mechanical, and administrative requirements that would be added to the District's operating permit.

First, he explained that the information required on the operating permit should have the following:

- 1. Name and all well owner contact information*
- 2. Operating permit for new well will attach the approved drilling permit*
- 3. Operating permit for existing permit will include all info required in drilling permit.*
- 4. Estimated amount and rate of withdrawal, per month, year.*
- 5. Description of well, casing, and equipment.*
- 6. Names and addresses of well owners within 1/2 mile*
- 7. If water is to be transferred off premise to end user, description of who, where and for what purpose.*

8. *Legal status: Non profit WSC; CCN permittee, etc. business where water production is secondary, business where water is the product.*
9. *Any other information required by the district*

Next, Mr. Davidson explained that the mechanical requirements should include the following in the operating permit:

1. *Well will be equipped with a dedicated downpipe for static level monitoring, or other approved method for determining static level*
2. *Well will be cased according to district standards*
3. *Well will be metered*
4. *Pump or aquifer test to district specifications depending on individual circumstance*

And last, Mr. Davidson submitted the following administrative requirements that would be included into the operating permit:

1. *Production reports submitted monthly/quarterly to district*
2. *Participate in well monitoring plan designed by district*
3. *If well capacity as equipped theoretically exceeds district production rules vis a vis total acreage, applicant will provide a plan for rate of withdrawal and production schedule to stay within district default production limit (rule 5.1).*
4. *Declaration that well owner/operator will abide by district rules and management plan*

Mr. Davidson asked the Board if they had issues with the requirements he submitted before the Board. The General Manager stated he did not have any objections to these requirements and told the Board he and the Mr. Davidson would change the operating permit if the Board goes ahead and approves the changes.

The called meeting of the Board of Directors of the Brewster County Groundwater Conservation District was called to order by Vice-Chairman Mike Davidson at 10:30 a.m. A quorum was present. Members of the Board present were: Vice-Chairman Mike Davidson, Leo Dominguez, Tom Santry, Billito Donnell, and Hiram Sibley. General Manager Conrad J. Arriola was also present.

Vice-Chairman Davidson declared that a quorum was present and the notice of the meeting had been posted as required by law.

10. Discussion and appropriate action on cooperative agreement regarding well monitoring with Middle Pecos GCD

Paul Weatherby, General Manager of the Middle Pecos Groundwater Conservation District, presented to the Board an interlocal agreement that would be between the Middle Pecos GCD and the Brewster County GCD. Mr. Weatherby told the Board that the agreement, if signed and agreed upon by both Districts would bind the Districts for two years. The agreement, Mr. Weatherby stated, would let the Middle Pecos GCD monitor wells in eastern Brewster County, to obtain data along the Brewster and Pecos County line. Mr. Weatherby also stated the agreement would let the Middle Pecos GCD do the following:

1. In exchange for the benefits conferred by Middle Pecos GCD, Brewster County GCD hereby agrees to perform the following:

(a) Well Monitoring:

- (i) Brewster County GCD will monitor the equipment, specifically the data loggers, provided by Middle Pecos GCD. Brewster County GCD will monitor the equipment each month until the Agreement is no longer effective between the Parties.*
- (ii) Data obtained or generated by Brewster County GCD relevant to monitoring the equipment and the specified monitor wells will be submitted to Middle Pecos GCD and, in coordination with Middle Pecos GCD, this data may be submitted to TWDB.*

3.2 In exchange for the benefits conferred by Brewster County GCD, Middle Pecos GCD hereby agrees to perform the following:

(a) Furnish Equipment for Well Monitoring:

- (i) Middle Pecos GCD agrees to furnish the equipment, specifically the data loggers, necessary in monitoring the wells within the aquifer recharge zone located in Pecos County.*
- (ii) Data obtained or generated by Middle Pecos GCD relating to the monitor wells will be submitted to Brewster County GCD and, in coordination with Brewster County GCD, this data may be submitted to TWDB.*

After the presentation, Mr. Donnell told the Board it would be a good idea to have a lawyer look at the language so the District would have full knowledge of what they are getting into. Mr. Davidson thanked Mr. Weatherby and told him the District would be in contact with him in regards to this proposal.

3. Approval of Minutes

The General Manager gave a copy of the June 2, 2008 meeting minutes to Board for approval. After review, Mr. Donnell moved to accept the minutes, and Mr. Dominguez seconded the motion. Mr. Davidson called for the vote, and the Board unanimously approved the minutes.

4. General Manager's Report, Directors' Report/Discussion and appropriate action

The General Manager told the Board he had been working on the revisions to the District's rules. He also told the Board that the District's Management Plan had not been approved by the Texas Water Development Board because it was missing some required changes. The General Manager told the Board these changes were not "big" and he would go ahead and make the changes and submit a draft to the TWDB for their initial approval.

5. Financial Report

The General Manager presented the Board the June 2008 financial report. He reported that the only expenditure the District had for the Month was for monthly salary. He also reported that the District did not have any pending bills at the current time. Mr. Donnell moved to accept his report and Mr. Sibley seconded the motion. Vice-Chairman Davidson called for the vote and the Board approved the General Manager's financial report.

6. Discussion and appropriate action on June Drilling permits

The General Manager reported to the Board that he had received six new well applications for the month of June. The General Manager told the Board that each well had met the District's requirements:

(2) Teodoro Lujan
Jay Umphlett
(2) Gil Bartee – Sierra La Rana
Christopher Collins

Billito Donnell moved to accept the new well drilling permits and Mr. Dominguez seconded the motion. The Vice-Chairman called for the vote and the Board unanimously accepted the motion.

7. Discussion and appropriate action on revisions to District Rules to the following sections:

A. Section 1, Definitions and Concepts

Mr. Davidson asked the Board if they were ready to approve the changes that have been made to Section 1, Definitions and Concepts. Mr. Donnell moved to approve the changes that were made in this section, and Mr. Sibley seconded the motion. Mr. Davidson called for the vote, and the Board unanimously approved the changes.

B. Section 7, Drilling Permits

Mr. Davidson asked the Board if they were ready to approve the changes that have been made to Section 7, Drilling Permits. Mr. Dominguez moved to approve the changes that were made in this section, and Mr. Santry seconded the motion. Mr. Davidson called for the vote, and the Board unanimously approved the changes.

C. Section 8, Permits and Registrations

Mr. Davidson asked the Board if they were ready to approve the changes that have been made to Section 8, Permits and Registrations. Mr. Davidson asked the Board if the changes to the operating permit that he presented to the Board were ok to incorporate. Mr. Donnell stated he did not see any problems with the changes. Mr. Sibley moved to approve the changes that were made in this section, and Mr. Dominguez seconded the motion. Mr. Davidson called for the vote, and the Board unanimously approved the changes.

8. District Management Plan Update/ Discuss and Consider revisions and recommendations of the District's Management Plan by the Texas Water Development Board/ Discussion and appropriate action

The General Manager updated the Board on the Management Plan and he stated he would make the changes if the Board would give him their approval, and he would send an initial draft to the TWDB for their review. Mr. Sibley moved to let the GM make the changes, and Mr. Donnell seconded the motion. Mr. Davidson called for the vote, and the Board unanimously approved the changes.

9. Discussion and appropriate action on well data base needs/ Authorize request for proposals

Mr. Davidson told the Board he thought the District was ready to start working on their well database. The General Manager agreed with Mr. Davidson and added that the District should begin to ask for RFPs for well database needs.

11. Discussion and appropriate action on matters related to Groundwater Management Area #4

The General Manager did not have any information on this item.

12 Administrative and Procedural Matters

The General Manager told the Board that the next meeting would be August 4, 2008.

13. Public Comment

No Public comment

14. Adjourn

The Board adjourned the meeting at 11:00 a.m.