

Goliad County Groundwater Conservation District
Board of Directors Meeting minutes
10-18-21

1. Call to Order – Prayer- Mr. Korth called the meeting to order at 5:00 P.M., October 18, 2021, at the Goliad County Groundwater Conservation District Office. Ms. Smith led a prayer.
2. Pledge of Allegiance - The Pledge of Allegiance to the United States Flag and the Water District Pledge. “May we be responsible stewards of our natural resources.”
3. Roll Call - Art Dohmann, Wesley Ball, Barbara Smith, Roy Rosin, Terrel Graham, and Carl Hummel and Wilfred Korth were present. Mr. Dohmann excused himself later in the meeting.
4. Introduction of Visitors and Welcome Guest - Mr. Dohmann welcomed Heather Sumpter, General Manager and Leroy Mikeska, Field Tech for the District. Also present was the District’s attorney, Ashford Taylor. Guest welcomed were Virginia Palacios and Tim Andruss.
5. Public Comment – Mr. Taylor gave an update on the Golf Course reuse water project from the City of Goliad.
6. Open Public Hearing - Permit No. 79-13-P-0105 for Hunter Industries is located 15 miles Northwest of Goliad off of FM 884 on a 6.05-acre tract owned by Weesatche Fire Association and an additional 17 acres of water rights from an adjoining landowner. The use for the proposed well would be for road construction on FM 119 in Goliad County. The 3 HP pump is capable of producing 50 gpm with a normal rate of production of 50 gpm. The requested amount of water is 8.47 ac/ft/yr. The previous approved permit was approved for 5.53 ac/ft/yr with 6.05 acres owned by the Weesatche Fire Association and an additional 9 acres of water rights from an adjoining land owner. – No public comment was made.
7. Close Public Hearing – Mr. Graham made a motion to approve the operating permit for Hunter Industries for a total of 8.47 ac/ft/yr until February 2022 or the completion of road construction on Hwy 119. Mr. Dohmann seconded and the motion passed 6-0 with Mr. Ball abstaining.

Note - some items were discussed out of order of the agenda in order to accommodate directors and guest time schedules.

Consent Agenda Items

8. Approval of Minutes from September 20, 2021 & October 4, 2021 Meetings
9. Approval of Employee Reimbursements & Directors Reimbursements
10. Approval of Invoices
11. Approval of Investment Report

Ms. Sumpter requested to pull the minutes from September 20, 2021. Mr. Graham made a motion to approve the October 4, 2021 minutes, consent agenda items # 9, # 10, & #11. Mr. Ball seconded and the motion passed 7-0.

Mr. Graham presented amendments to the September 20, 2021, minutes that were submitted to the Board by Ms. Sumpter. Mr. Hummel made a motion to accept the amendments. Mr. Ball seconded and the motion passed 7-0.

Employee reimbursements included \$200.00 & \$50.40 to Heather Sumpter and \$78.40 to Leroy Mikeska. Invoices included \$805.00 to the Goliad County Appraisal District and \$150.00 to Paulsgrove & Taylor.

Individual Agenda

12. Discussion and Action Related to Line-item Adjustments and Approval of Financial Report for September 2021- Ms. Sumpter requested a line-item adjustment for line item #1132 Unemployment Taxes for \$210.00. Mr. Dohmann made a motion to move \$210.00 from Contingency to line item #1132 Unemployment Taxes. Ms. Smith seconded and the motion passed 7-0.
13. Presentation from Commission Shift. Discussion and Possible Action relating to Oil Field Road Contamination. – Virginia Palacios gave a presentation on Commission Shift and presented different options to look at in regard to input for Texas Railroad Commission enforcement.
14. Discussion and Action on Planning for Future Needs of District Office and Building Location – Mr. Graham made a motion to offer a bid on a lot located at 312 Fannin for \$13,721.90, the amount of taxes owed. Mr. Rosin seconded the motion passed 6-0.
15. Discussion and Action on Matters Related to GMA-15 – Public comments from GCGCD public hearing held on June 21, 2021, in regard to DFCs, and revisions to those DFC's, were submitted to the GMA-15 chair on August 5, 2021. Ms. Sumpter reported she attended GMA-15 meeting on October 14th to vote on revision's member districts submitted to GMA-15. Ms. Sumpter reported she made a motion at the GMA-15 meeting to accept Goliad County GCD proposed revisions to the DFC's. The motion failed by lack of a second.

Mr. Dohmann proposed a letter be prepared addressing the actions of GMA-15 on October 14, 2021. The purpose of the letter would be to present with back up documentation the activities and requirements dealing with the establishment of the DFC and associated MAG. Points that should be covered, but not limited to are:

1. The initial DFC statement approved by GCGCD dated April 8, 2021, covered the following major points:
 - A. GCGCD acknowledged (did not approve) the DFC values for the four aquifer components that were generated by the TWDB GAM.
 - B. GCGCD approved the Technical Memorandum by LRE dated January 14, 2021 and titled "Discussion of Feasibility of Achieving the DFC's". This Memorandum discusses the use of water level trends and provided potential variance data for Districts in GMA-15. GMA-15 approved this Memorandum on January 14, 2021 but took no action addressing the potential variances for individual GCDs.
 - C. The statement noted a number of flaws associated with the TWDB GAM relative to Goliad County and that GCGCD had conducted a number of supporting studies.
2. GCGCD held a public hearing on the proposed DFC on June 21, 2021 in accordance with Section 36.108(d-2). After the public hearing, GCGCD considered the comments received and prepared a revision to the proposed DFC which is dated July 19, 2021 and presented to GMA-15 on August 5, 2021.
3. In accordance with Section 36.108(d-3), GMA-15 is "to consider any district's suggested revisions to the proposed desired future conditions". See minutes of GMA-15 for October 14, 2021
4. In accordance with Section 36.108. (d-3) (5), the explanatory report for GMA-15 is to "discuss reasons why recommendations made by advisory committees and relevant public comments received by the districts were or were not incorporated into the desired future conditions."

GCGCD made a genuine effort to work with the requirements of the Water Code Section 36. GCGCD did a number of scientific studies to be able to define and provide better management of the Gulf coast Aquifer and provided this data to all members of GMA-15 and to the Texas Water Development Board.

Mr. Dohmann suggested that the letter be sent to all GMA members, to public comment reps., and to TWDB. Mr. Graham made a motion for Ms. Sumpter & Mr. Taylor develop a letter in response to October 14, 2021, to address the points listed above from Mr. Dohmann, and the letter be sent to GMA-15 members, TWDB, & public comment representatives. Ms. Smith seconded. After further discussion Ms. Smith rescinded her second. Mr. Graham rescinded his motion.

Mr. Graham made a motion to form a DFC committee to explore further options to adopt a DFC that is feasible and compatible with other districts. Members of that committee are Mr. Graham, Mr. Korth, & Ms. Sumpter. Other potential parties participating in the committee efforts will be and Mr. Taylor, & Mr. Keester. Mr. Dohmann seconded and the motion passed 7-0. Mr. Andruss will also be attending to participate in efforts.

16. Discussion and Possible Action on TTU Recharge Report and RFP for Recharge Data Review – Ms. Smith made a motion to table agenda item. Mr. Graham seconded and the motion passed 6-0.
17. Discussion and Action on Permit Renewal for Trail Head Cowboy Church, Brent Dornburg, D Bar J Ranch – Ms. Smith made a motion to approve Trailhead cowboy Church operating permit for a three-year period for 1 ac/ft/yr. Mr. Graham seconded and the motion passed 6-0.
Mr. Graham made a motion to approve the operating permit for Brent Dornburg for a three-year period for 3 ac/ft/yr. Mr. Ball seconded and the motion passed 6-0.
Mr. Graham made a motion to approve the operating permit for D Bar J Ranch for a three-year period for 2 ac/ft/yr. Ms. Smith seconded and the motion passed 6-0.
18. General Managers Report – Ms. Sumpter presented a letter dated September 27, 2021 from the RRC stating injection intervals will not injure or endanger any known oil and gas reservoirs in response to a GCGCD request for public comment period for Class I Injection Well Permit Renewal WDW423 & WDW424.
19. Field Tech Report – Mr. Mikeska reported there were six new wells located for the last month for either livestock and/or domestic use.
20. Discussion and Action on Groundwater Conservation Measurers - None
21. Discussion on Upcoming Meetings and Meetings Attended - None
22. Items for Future Consideration / Topics for Next Meeting – Agenda Item #16, DFC Committee Efforts
23. Public Comments - None
24. Adjourn – Mr. Hummel made a motion to adjourn. Mr. Ball seconded and the motion passed 6-0.