

GROUNDWATER MANAGEMENT AREA 12 MEETING
September 24, 2015 – 10:00 a.m.
Milano Civic Center
120 West Ave. E
Milano, Texas

MINUTES

<u>Name</u>	<u>Entity</u>
Alan Day	BVGCD
Dave Coleman	City of College Station
Andy Donnelly	DBS&A
Monique Norman	BVGCD & FCGCD
Gary Westbrook	POSGCD
Nathan Ausley	POSGCD
David Bailey	METGCD
Bobby Bazan	POSGCD
Steve Box	Environmental Stewardship
Cynthia Lopez	BVCCD
Phil Cook	Sierra Club
Barney Knight	Knight & Partners
Steven Siebert	San Antonio Water Systems
Tim Skoglynd	San Antonio Water Systems
Jim Totten	LPGCD
Michael J. Simmang	LPGCD
David Van Dresser	Fayette County GCD
Pat Riley	Blue Water
Pete George	Collier Consulting, Inc.
Leonard Oliver	LCRA
Damian A. Kemper	
Steve Young	Intera
Elaine Gerren	POSGCD
Scott Carlson	Metropolitan Water
Kodi Sawin	Sawin Group
Stephen Allen	TWDB
John Seifert	LBG Guyton
John Eicherberger	Property Owner Burleson County
Keith Hansberger	LPGCD
Matt Uliana	METGCD
Larry French	TWDB

1. Call meeting to order and establish quorum
Chairman Ausley called the meeting to order at 10:00 am and noted that representatives for all GCDs in GMA 12 were present.
2. Welcome and introductions
Head table introduced themselves- Gary Westbrook from POSGCD serving as secretary, David Bailey representing METGCD, Alan Day representing BVGCD, Nathan Ausley representing POSGCD, Jim Totten representing LPGCD, and David Van Dresser representing FCGCD
3. Minutes of December 4, 2014 GMA 12 Meeting
Chairman Ausley asked for corrections or additions to the minutes of the previous GMA 12 meeting of August 13, 2015. Gary Westbrook offered correction of a minor typo. Alan Day moved and David Bailey seconded that the minutes be approved as presented and corrected. The motion carried unanimously.
4. Update and report from consultants regarding ongoing evaluations and studies
This item will be discussed with item # 7. No discussion or action was taken under this item.
5. Receive Comments on Demands and DFC options for GMA 12
Chairman Ausley asked for comments on this item. Steve Box with Environmental Stewardship handed out comments to the members of the GMA and offered brief discussion.
6. Receive comments on requirements of Chapter 36.108(d) in adopting desired future conditions.
Chairman Ausley asked for comments on this item. No Comments were received.
7. Receive and discuss previous presentations and comments received on requirements of chapter 26.108(d) in adopting Desired Future Conditions
 - A. aquifer uses or conditions within the management area, including conditions that differ substantially from one geographic area to another;
A presentation was given by Andy Donnelly on behalf of the GMA 12 consulting team summarizing the previous presentation given by the consultants and comments received to date on this item. Discussion ensued concerning the presentation and comments received. Also discussed were status of the Colorado River Alluvium, methodology of this and other GMAs in adopting DFCs in formations not considered either a major or minor aquifer of the state, requirements of inclusion of being considered for DFCs, and process for declaring small portions of an aquifer referred to as a "sliver" as non-relevant for purposes of joint planning. Those sharing in the discussion were members of the GMA, Mr. Box, Larry French of the Texas Water Development Board, Andy Donnelly, and Monique Norman. Following discussion, Alan Day moved to declare the Trinity Aquifer non-relevant for the purposes of joint planning in GMA 12. The motion was 2nd by Jim Totten. The motion carried.
 - B. the water supply needs and water management strategies included in the state water plan;
A presentation was given by Steve Young with Intera on behalf of the GMA 12 consulting team summarizing the previous presentation given by the consultants and comments received to date on this item. Steve Box offered comment. Brief discussion of the presentation and comments received ensued.
 - C. the impact on subsidence;
A presentation was given by Matt Uliana of Martin Geologic on behalf of the GMA 12 consulting team summarizing the previous presentation given by the consultants and comments received to date on

this item. John Sievert asked what the effects the Gulf Coast settlements had on subsidence. Brief discussion ensued concerning this item, and including all formations in GMA 12. All agreed that subsidence was not an issue affecting the formations in GMA 12.

- D. the impact on the interests and rights in private property, including ownership and the rights of management area landowners and their lessees and assigns in groundwater as recognized under Section 36.002.

A presentation was given by Monique Norman, Legal Counsel for Brazos Valley GCD and Fayette County GCD on behalf of the GMA 12 consulting team summarizing the previous presentation given by the consultants and comments received to date on this item. Mrs. Norman stressed the balance of property rights versus conservation, and discussion ensued about the role of the Rule of Capture in a GCD, as well as the difference in takings of property rights versus management of the resource. Alan Day noted the difficulty of keeping this balance. Mrs. Norman noted that well spacing and production limits do affect property rights. She also noted that impacts to an aquifer are not a takings of property rights. Mr. Day noted again that balance is the theme in this issue and balance of benefits of use should be considered against impacts to the aquifers. Steve Young, Mrs. Norman, and Andy Donnelly briefly discussed the explanatory report to be generated. Gary Westbrook of POSGCD noted the importance to POSGCD in establishing shallow DFCs. Steve Box noted the proposed DFC's should conserve aquifers first, and balance after. Balancing act of Chapter 36.108 was discussed and Mr. Ausley noted his hope of finding balance that the "highest practicable use" as required would also be sustainable by the aquifer. After further discussion, the group moved to agenda item 8.

8. Update from Groundwater Conservation Districts of GMA 12 on joint planning and compliance with Chapter 36.108, State Water Code

Chairman Ausley asked if any GCDs had any updates to offer at this time. No updates were offered under this item.

9. Desired Future Conditions of aquifers in GMA 12

Chairman Ausley asked for any comment or discussion under this item. No discussion or comment was offered.

10. Improvements to current Central Queen City-Sparta/Carrizo-Wilcox Groundwater Availability Model

Steve Young offered an update on the process to date and moving forward. Funding, process, and timing were briefly discussed.

11. Public Comment

Chairman Ausley invited public comment.

Keith Hansberger, Board Member for Lost Pines GCD requested that the GMA take a conservative approach in adopting DFCs.

No other comment was offered.

12. Agenda items and Date for next meeting

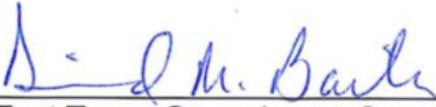
After discussion, the next date for a GMA 12 was set for October 22, 2015, 10:00 am, at the Milano Civic Center. Agenda items were determined to include current items plus a presentation from the Texas Water Development Board on items including characteristics of the Central Queen City/Sparta Groundwater Availability Model, as well as the role of TWDB in improvements to the model. Also, the

consultants will include presentations for discussion on remaining factors yet to be covered from Chapter 36.108, including Hydrological conditions, Socio-economic impacts and environmental impacts.

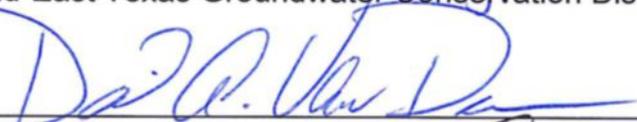
13. Adjourn

The meeting adjourned at 11:40 am.

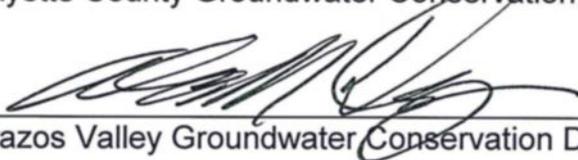
Attest:



Mid-East Texas Groundwater Conservation District



Fayette County Groundwater Conservation District



Brazos Valley Groundwater Conservation District



Lost Pines Groundwater Conservation District



Post Oak Savannah Groundwater Conservation District