

Minutes of the Headwaters Groundwater Conservation District Board of Directors Special Meeting on Wednesday April 19, 2023 at 1:30 pm at the Guadalupe Basin Natural Resources Center – Boardroom 125 Lehmann Dr., Kerrville, Texas.

[RECORDS MGMT.](#)

[PERMANENT DOCUMENT](#)

1. **Call to Order, Pledge of Allegiance, Roll Call, and Certification of Quorum in Compliance with Texas Open Meetings Law.**

Directors Present: Tom Jones – Precinct 1, President
Chris Childs – Precinct 2, Vice President
John Elliott – At Large, Secretary/Treasurer
Kenneth Wilke – Precinct 3
Laurie Lowe – Precinct 4

Staff Present: Gene Williams, Monica Thibodeaux, Deneise Harris

Staff Absent: Michael Mann

2. **Public Comment - Any person may address the Board at any time on any agenda item of this meeting. Non-agenda items may only be addressed during the Public Comment section of this meeting; no formal action will be taken on the non-agenda items.**

Jerry Wolff – 509 N Buckboard Dr, Kerrville – Mr. Wolff requested that we research the renewal permit agreement for the City of Kerrville and gather information and gather comments before renewing regarding city expansion and water requirements and how it may impact the East Kerr Management Zone and keeping it fair.

Michael Oates – 667 Lower Turtle Creek Rd, Kerrville – Mr. Oates asked that we take all considerations of development pros/cons when looking to alter our rules. Very appreciative of our service.

Weir Labatt – 150 Upper Turtle Creek Rd, Kerrville – Mr. Labatt thanked us for our service and commented how all residents of Kerr County see development in the county, and if stricter restrictions can curtail the depletion of our groundwater, surface water and spring flow. Would like to see 10 acre minimums.

3. **Consent Agenda**

1. **Approval of the Special Meeting Minutes** (March 8, 2023)
2. **Approval of the Special Meeting Minutes** (March 8, 2023)
3. **Approval of Paying of the Bills**
4. **Receiving the Treasurer's Report** (March 2023)
5. **Public Funds Investment Policy Reporting** (March 2023)
6. **Receiving the Groundwater Report**

Director Lowe motioned to Approve the Consent Agenda. Director Elliott seconded the motion. Director Jones, Director Childs, Director Elliott, Director Wilke and Director Lowe all voted in favor. The motion passed.

4. **Discussion and Possible Action, to Receive the Annual Groundwater Report for Year 2022**

Director Elliott motioned to Receive the Annual Groundwater Report for the Year 2022. Director Childs seconded the motion. Director Jones, Director Childs, Director Elliott, Director Wilke and Director Lowe all voted in favor. The motion passed.

5. **Board of Directors Discussion and Training Regarding New Well Registration Process and Custody of Well Logs and Information.**

Monica Thibodeaux presented the step-by-step process of New Well Registration and Custody of Well Logs and Information.

6. **Workshop Discussion: Pending HGCD District Rules Revision.**

Director Jones requested reading of the HGCD Preamble by Director Childs.

Public Comments:

Shaleah Hill – PO Box 331, Hunt – Opposed to 10 acre rule, in that it is not good for consumers, she would rather see additional solutions within our current rules. Director Jones suggested she look at the 20 year span of charts available at HGCD office.

Amanda McDonald –441 E Eagle Ridge Road, Camp Verde – In support of 10 acre rule, gave testimony about how recent developments (Great Sky and Creekside) near them affected their ranch wells.

Karen Davis – PO Box 295, Mountain Home – In support of 10 acre rule, would like to see more education on drought management for new developments across the county.

Janet Buchert – 425 Dove Valley, Center Point – with Center Point Committee for Growth, is in support of 10 acre rule, provided documents to Board Members recapping the Beach Study. Updated info of happenings in last year since the Beach Study, commented on City expansion and addition of 700 plus additional residences. She would like to see the changes and have them in effect within 30 days of the Public Hearing.

Daniel Edelstein – Fore Premier Properties – Opposed to 10 acre rule, questioned if the rules in Kerr County could be coordinated with surrounding counties, and the economic impact of new rule.

Cynthis Vlasek – PO Box 242, Hunt – Opposed to 10 acre rule, commented that our aquifer water travels to Kendall and Bexar Counties, therefore any rules we implement here will not affect our aquifer. Rules should be implemented in counties north of us.

Nick Mocio – 242 Cardinal Hill Rd, Hunt - Opposed to 10 acre rule, supports water conservation but feels 10 acre rule will halt growth, and the livelihood of all those in the water well/pump installer business. He would like more information before jumping into this rule change, he brought up questions on possible well sharing and future division of family properties.

Becky Key – 1786 Highway 39, Hunt – Opposed to 10 acre rule, questions on inherited property being re-platted for individual owners and rule application on shared wells and domestic exemptions.

Daniel Edelstein – Fore Premier Properties – Comments on water study requirements and exemptions. Also questioned where we gather our information for water level trend lines.

Shannon Plumlee – Hill Country Water Well Drilling - Opposed to 10 acre rule, suggested ALL wells should be Trinity wells, no more Edwards wells. He commented on undocumented use of wells to fill lakes in Kerr County. Suggested documentation and reporting to HGCD as required by TDLR.

Shaleah Hill – PO Box 331, Hunt – Opposed to 10 acre rule, wants regulation and reporting for Exempt Wells.

Kallie – ZOOM – Wants restrictions of .10 acre subdivisions vs. rural neighborhoods, comments brought in explanation of 17.36 GPM restriction and jurisdiction of State Law.

Marisa Bruno – Texas Hill Country Alliance – Explained that Exempt wells are exempt from regulation. Also explained that subdivisions are subject to the curtailment of restrictions.

Shannon Plumlee – Hill Country Water Well Drilling – commented that Hill Country Groundwater Conservation District is now restricting drilling of Edwards Wells, all wells must be Trinity.

Unknown commenter – Opposed to 10 acre rule, asked for clarification of LMS and stated that it is going to remove access of small-lot subdivision to everyone but those developers that can afford it. Also wants post-construction restrictions on developers to offer guidelines for drought contingency.

Dennis Vlasek – PO Box 242, Hunt – Opposed to 10 acre rule, wants HGCD to follow up on Exempt Wells to check pumps installed, and he was reminded of TDLR regulations that require licensed installers to report to HGCD any inappropriate pumps that have been installed after completion of the original well.

7. **General Managers Report**

- **Drought Stage Conditions**

8. **Directors Request for Agenda Items for Next Meeting.**

N/A

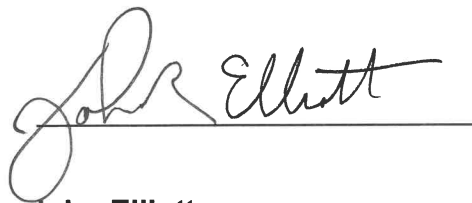
9. **Adjournment**

Director Wilke motioned to Adjourn. Director Childs seconded the motion. Director Jones, Director Childs, Director Elliott, Director Wilke and Director Lowe all voted in favor. The meeting was adjourned.

APPROVED:

A handwritten signature in black ink, appearing to read "Tom Jones", written over a horizontal line.

Tom Jones
Board of Directors, President

A handwritten signature in black ink, appearing to read "John Elliott", written over a horizontal line.

John Elliott
Board of Directors, Secretary/Treasurer

RESOLUTION NO. 2023-2

**RESOLUTION ADOPTING the DISTRICT RULES – REVISED MAY, 2023 FOR HEADWATERS
GROUNDWATER CONSERVATION DISTRICT**

WHEREAS, the Headwaters Groundwater Conservation District (the District), after Notice and Hearing conducted a Regular Meeting on May 10th, 2023 concerning the revised Headwaters Groundwater Conservation District Rules; and

WHEREAS, the Board of Directors of the District desires to formally adopt the Headwaters Groundwater Conservation District Rules - Revised May 10th, 2023.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the District does hereby adopt the District Rules - Revised May 10th, 2023.

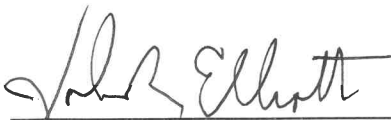
Approved and Adopted by a majority of the Board this the 10th day of May, 2023.

ATTEST:



Tom Jones, President
Board of Directors

ATTEST:



John Elliott, Secretary/Treasurer
Board of Directors