



<p style="text-align: center;"><b>REGULAR MEETING MINUTES</b></p>
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## **Regular Meeting Minutes: April 18, 2019**

The Directors of the Colorado County Groundwater Conservation District met on April 18, 2019 at 7:00 p.m. at 910 Milam Street, Columbus, TX. A quorum to conduct business was declared present.

Directors Present: Travis Wegenhoft, Mary Stavinoha, Sam Parks, Larry Solansky, Andy Labay, Al Mahalitic  
Directors Absent: Russell Trefny  
Staff Present: Jim Brasher, Kim Kansteiner  
Guests: None

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President Wegenhoft opened the Regular Meeting at 7:22 p.m.

President Wegenhoft led the pledge and invocation.

There were no public comments or presentations.

President Wegenhoft confirmed that meeting minutes dated January 17, 2019 were amended to include the name of the driller assessed fines in January of 2019 for violations. OM Kansteiner confirmed that the minutes were amended as requested. Director Solansky moved to approve meeting minutes dated March 21, 2019. The motion was seconded. The motion carried.

GM Brasher presented a Class A Operating Permit application for Lazy S Ranch. Director Mahalitic moved to approve a permit for 200.00 ac-ft of groundwater over a 3-year period and require the installation of a meter. The motion was seconded. The motion carried.

GM Brasher gave an update on the Altair Disposal Services Permit application and associated legislative efforts. He reported that the application is still pending a recommendation from the SOAH judges. A decision is expected in early May.

GM Brasher gave an update on the Skull Creek contamination investigation. Attorney General, Ken Paxton's office obtained a temporary restraining order against Inland Recycling LLC, Inland Environmental Remediation Inc. and David Polston. A hearing is set for May 2 to consider AG Paxton's request for the temporary restraining order to become a temporary injunction.

LCRA is considering legal action and has taken water quality samples. LCRA Board of Directors adopted a resolution and authorized enforcement power for violation of water quality rules and laws within the LCRA service territory. This includes the potential for filing civil litigation for violations of the water code or Chapter 382 of the health and safety code.

In order to pursue enforcement power for violation of water quality rules and laws within Colorado County, GM Brasher presented a Resolution Authorizing Exercise of Enforcement Power Pursuant to Chapter 7, Texas Water Code. Director Solansky moved to approve the resolution. The motion was seconded. The motion carried.

Director Stavinoha moved to proceed with further water sample testing and to authorize Andy Labay to testify on behalf of the District for the attorney general's office, if necessary. The motion was seconded. The motion carried.

GM Brasher reported that administratively complete annual water usage reports have not been submitted by Jesse Kallina. GM Brasher will follow up with a final letter on behalf of the Board.

GM Brasher provided data on key monitor well levels within the District.

GM Brasher reported on driller and well owner violations. Independent Water Well drilled two wells that were not registered with the District prior to drilling. He also failed to submit the State of Texas Water Well Report for both wells. The driller was assessed a \$200 fine for a total of 4 violations. Payment has been received and the situation is currently under investigation by TDLR. Well Owner, Scott Hooper, was sent a letter informing him that he was in violation of rules for not registering wells prior to drilling. Because of potentially misleading information from Independent Water Well, the District will waive fines since the registration forms were submitted to the District by the established deadline.

After an investigation, GM Brasher found that Maral Drilling has drilled, and currently drilling, unregistered water wells along CR 2152 and on River Plant Road. The driller has also failed to submit State of Texas Well Reports within 60 days of completion. This is the second violation for Maral Drilling. Director Solansky moved to fine Maral Drilling \$400 for 14 wells, totaling \$5,600. The motion was seconded. The motion carried. Director Stavinoha moved to fine landowner, Elmen Holdings, \$200 for 9 wells, totaling \$1,800.00. The motion was seconded. The motion carried.

GMA 15 met in Victoria on April 11, 2019. The first GAM run from the consultant has been received.

There is no Region K meeting scheduled for April. Work continues on Water Needs and Strategies sections.

GM Brasher provided LCRA Highland Lake levels.

GM Brasher informed the Board that Director Stavinoha would be attending the American Ground Water Trust conference (Austin) this June. President Wegenhoft will attend the Texas Groundwater Summit (San Antonio) in August.

Director Stavinoha will follow up on the District's sponsorship of the Texas 4H Water Ambassador Program so that candidates can be solicited.

GM Brasher reviewed the First Quarter Investment Report. Director Stavinoha moved to approve the report. The motion was seconded. The motion carried.

OM Kansteiner provided the Disbursement Report. Director Parks moved to approve the report. The motion was seconded. The motion carried.

OM Kansteiner provided the Budgeted to Actual Expenditures Report. Director Parks moved to approve the report. The motion was seconded. The motion carried.

There being no further business, the Regular Meeting was adjourned at 8:59 p.m.

Minutes Submitted By: Kim Kansteiner, Office Manager

Meeting minutes approved:



Sam Parks, Secretary

5-16-19

Date