

MINUTES  
GROUNDWATER MANAGEMENT AREA 13  
NOVEMBER 19, 2021 – PLANNING COMMITTEE

The Regular Scheduled Meeting of the Planning Committee of the Groundwater Management Area 13 was held, pursuant to notice, at the Evergreen Underground Water Conservation District Office, 110 Wyoming Blvd., Pleasanton, and Atascosa County, Texas.

Members Present: Kelley Vickers, Guadalupe Co. GCD  
Laura Martin, Gonzales Co. UWCD  
Daniel Meyer, Plum Creek CD  
Diana Savage, Evergreen UWCD  
Lonnie Stewart, McMullen Co. GCD  
Debbie Farmer, Wintergarden GCD  
Russell Labus, Evergreen UWCD  
Vic Hilderbran, Uvalde Co. UWCD

Guests Present: See Attached Sign in Sheet.

Agenda: Attached.

**Public Comment:**

None.

**Declaration of Quorum and Call Meeting to Order:**

A quorum was present, and Ms. Vickers called the meeting to order at 9:33 a.m.

**Welcome and Introductions:**

Kelley Vickers welcomed all present.

**Action on the Minutes of the September 17, 2021 Meeting:**

The minutes of the September 17, 2021 meeting were presented to the Members. Mr. Stewart moved to approve the minutes with corrections. Mr. Hildebran seconded the motion and there being no further discussion the motion carried unanimously.

**Update/Report on Financials:**

Mr. Labus presented the financial report. Report attached. Mr. Stewart moved to approve the financial report. Ms. Farmer seconded the motion and there being no further discussion the motion carried unanimously.

**Discuss/Review Consultant LRE Water, LLC Joint Representation and Invoices Submitted by LRE Water, LLC and Possible Action on Same:**

Peter Gregg, attorney representing the Wintergarden GCD, stated that there is a conflict of interest in regard to LRE Water, LLC representing both the GMA 13 and Earl & Associates and landowners in Webb County. Mr. Gregg also asked if the previous invoiced paid to LRE Water included work done for Earl & Associates. Mike Keester said no that the invoice was only for task 12 which just included the comments from Earl & Associates.

Jordan Fernans, with LRE Water, said that they have did their best to keep both parties happy and to have no conflict. He is personally working with Earl & Associates and Webb County landowners and Mike Keester is working with the GMA 13.

Ms. Farmer stated that she feels there is potential for conflict of interest and that there should have been some kind of letter of transparency from LRE Water stating they were working with both parties. Ms. Farmer made the motion that LRE Water discontinue working for Earl & Associates while working for GMA 13 as the work relate to the DFCs. Motion dies without a second motion.

Mr. Earl interrupted with a Point of Order claiming this item was a non-action item.

Members discussed that in the future contracts and agreements should include a conflict-of-interest disclosure statement.

**Update/Report from the TWDB:**

Natalie Ballew mentioned that the Recorder Program is looking for sites for monitor wells. Ms. Ballew said that the TWDB is under sunset review and open for comments until December 15, 2021.

Bill Hutchison said that they are doing the calibration of the model and the deadline to turn in the draft calibrated model is at the end of January.

**Update/Presentations from GMA 13 Stakeholders:**

None.

**Update/Presentation from Consultant on Desired Future Conditions:**

Mike Keester said there was nothing new to report and that he is summarizing all comments and submit the Explanatory report on January 18, 2022.

## **Discussion/Review on Summary Submittals of Public Comments Received on Proposed DFCs:**

Dean Davenport, landowner in Webb County asked Ms. Farmer for the DFCs for the Wintergarden GCD in acre feet. Ms. Farmer stated she did not know that at this moment but could get the information.

DJ Brask said that he was concerned that the GMA would restrict his future pumping.

David Earl, with Earl & Associates, stated that the Legacy WSC in Webb County is asking to increase the DFCs from 30,000 to 50,000 acre feet.

## **Review/Discussion on the Explanatory Report:**

Mr. Hildebran made the motion to include in the Explanatory Report that LRE Water, LLC was performing consulting work for both the landowners in Webb County and the GMA 13 at the same time. Ms. Farmer seconded the motion, and there being no further discussion the motion carried unanimously.

## **Discussion/Possible Action on Adopting Resolutions to Declare the Edwards (Balcones Fault Zone), Gulf Coast, Trinity Aquifers, and the Portion of the Yegua-Jackson within all but Two Counties (Gonzales and Karnes) not Relevant for Purposes of Joint Planning:**

Mr. Stewart moved to adopt. Mr. Hildebran seconded the motion, and there being no further discussion the motion carried unanimously.

## **Discussion/Possible Action on Adopting Resolutions for Adoption of Desired Future Conditions for the Following Aquifers within the Boundaries of GMA 13:**

### **a. Carrizo-Wilcox, Queen City, and Sparta Aquifers:**

Mr. Stewart moved to postpone this item. Motion died for lack of a second motion.

Mr. Hildebran moved to adopt. Ms. Savage seconded the motion, and there being no further discussion the motion passed.

### **b. Yegua-Jackson Aquifer within Gonzales and Karnes Counties:**

Ms. Martin moved to adopt. Ms. Savage seconded the motion, and there being no further discussion the motion carried unanimously.

## **Update to Schedule/Timeline of Activities:**

No updates to schedule.

## **Discuss Future Agenda Items, and/or Set Date for Next Meeting:**

- Draft Explanatory Report
- Conflict of Interest Statement on Future Contracts/Agreements

The next meeting will be held on Friday, January 14, 2022 at 9:30 a.m. at the Evergreen Underground Water Conservation District office located at 110 Wyoming Blvd., Pleasanton, TX 78064.

**Public Comments:**

None.

**Adjourn:**

Mr. Stewart made the motion to adjourn the meeting. Ms. Savage seconded the motion, and there being no further business to come before the members, Ms. Vickers adjourned the meeting at 11:05 a.m.

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