CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)

TCEQ/CRWM OFFICE, SAN ANGELO, TEXAS

JULY 13, 2017 MINUTES

Call to Order

CRWAC Co-Chair, AJ Jones called the meeting to order at 10:10 a.m.

Roll call and Introductions were made.

Members in attendance were:

A.J. Jones, Mainstem Concho
Stuart Seidel, South Concho
Steven Hoelscher, ED nominated member
Billy Gassiot, Middle Concho
Daniel Valenzuela, City of San Angelo

TCEQ personnel present were:

Amy Settemeyer, Kelly Mills, and Iliana Delgado

Additional guests present were:

Tom Burke, Diocese of San Angelo
Allison Strube, City of San Angelo
Bill Riley, City of San Angelo
Scott McWilliams, Upper Colorado River Authority
Brian Treadwell, Water Right holder – South Concho

Review/approval of July 14, 2016 meeting minutes

A motion to approve the July 2016 meeting minutes was made
Motion was seconded
Approval was unanimous

Minutes were approved

New Members Introduction

Tommy Hiebert – City of San Angelo - City Council
Tom Thompson – City of San Angelo – City Council

New WAC Co-chair appointee – Brenda Gunter – City of San Angelo – Mayor

New Business

FY2018 Budget overview given by Amy Settemeyer
Overall increase in budget from FY2017
Increases seen in fringe costs, salaries, travel

Discussion and Questions followed
Members voiced concern over proposed budget increase and asked for more details
The FY2018 Budget was put to a vote and was not approved.
As a compromise, a motion to add an amendment regarding cost increases was made
The motion was seconded
Motion to add amendment was approved

Discussion of spill/fish kill on mainstem Concho was discussed.
Discussion of operational procedures during normal flow conditions was discussed

No Old Business

Motion was made to adjourn the meeting
Motion was seconded
Motion carried unanimously

Meeting was adjourned.

A.J. Jones, Co-Chair CRWAC

Brenda Gunter, Co-Chair CRWAC

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)

TCEQ/CRWM OFFICE, SAN ANGELO, TEXAS

JULY 14, 2016 MINUTES

Call to Order

CRWAC Co-Chair, AJ Jones called the meeting to order at 10:31 a.m.

Roll call and Introductions were made.

Members in attendance were:

A.J. Jones, Mainstem Concho
Jack Pool, Dove Creek
Dwain Morrison, Mayor of San Angelo
Ricky Dickson, Director of Water Utilities, City of San Angelo
Stephen Brown, City of San Angelo
Stuart Seidel, South Concho
Steven Hoelscher, ED nominated member
Marc Wimpee, Spring Creek

TCEQ personnel present were:

Amy Settemeyer, Brooke McGregor, Stephen Kinal, Steve Ramos, and Alisha Multer

Additional guests present were:

Arthur Silver, Goodfellow Airforce Base
Scott Flash, Goodfellow Airforce Base
Allison Strube, City of San Angelo
Rashda Khan, San Angelo Standard Times
Dan McClung, Water right holder - Spring Creek
Bill Riley, City of San Angelo

Review/approval of July 9, 2015 meeting minutes

Dwain Morrison made a motion to approve the July 2015 meeting minutes
Steven Hoelscher seconded the motion
Approval was unanimous

Minutes were approved

New Business

FY2017 Budget overview given by Amy Settemeyer

Overall increase in budget from FY2016

Increases in salary, fringe costs, professional/temp services, travel

Discussion and Questions followed

Members voiced concern over proposed budget increase and asked for more details
As a compromise, Stephen Brown motioned to approve the 2015 budget instead.
Marc Wimpee seconded the motion
Motion carried unanimously

Renewal of expiring committee terms

Daniel Valenzuela – will continue to serve if approved by San Angelo City Council
Stephen Brown – will continue to serve if approved by San Angelo City Council
Ricky Dickson – will be replaced by Bill Riley
Elizabeth Grindstaff – will be replaced by Bill Richardson

A.J. Jones – will serve another term
Jack Pool – will serve another term

City of Paint Rock representative – not present

No old business

Stephen Brown made a motion to adjourn the meeting
Jack Pool seconded the motion
Motion carried unanimously

Meeting was adjourned.

A.J. Jones, Co-Chair CRWAC

Dwain Morrison, Co-Chair CRWAC

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)

JULY 14, 2016

TCEQ/CRWM OFFICE, SAN ANGELO, TEXAS

JULY 9, 2015 MINUTES

Call to Order

CRWAC Co-Chair, AJ Jones called the meeting to order at 10:35 a.m.

Roll call and Introductions were made.

Members in attendance were:

A.J. Jones, Mainstem Concho
Stuart Seidel, South Concho
Marc Wimpee, Spring Creek
Ricky Dickson, Director of Water Utilities, City of San Angelo
Dwain Morrison, Mayor of San Angelo
Billy Gassiot, Middle Concho
Jack Pool, Dove Creek

TCEQ personnel present were:

Kim Wilson, Kelly Mills, P.G., Amy Settemeyer, Cindy Hooper, Steve Ramos, John Woiton, and Alisha Multer

Additional guests present were:

Carol Jones

Review/approval of July 10, 2014 meeting minutes

Mark Wimpee made a motion to approve the July 2014 meeting minutes
Ricky Dickson seconded the motion
Approval was unanimous

Minutes were approved

New Business

FY2016 Budget was discussed

Overall decrease in budget
Decrease in salary budgeted was due to Molly leaving
Mark Wimpee made a motion to approve the budget
Jack Pool seconded the motion
Motion carried unanimously

Renewal of expiring committee terms

Marc Wimpee, Dwain Morrison, Stuart Seidel, and Billy Gassiot all agreed to renew their terms

No old business

Dwain Morrison made a motion to adjourn the meeting
Ricky Dickson seconded the motion

Meeting was adjourned.

A.J. Jones, Co-Chair CRWAC

Dwain Morrison, Co-Chair CRWAC

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
JULY 10, 2014
TCEQ/CRWM OFFICE, SAN ANGELO, TEXAS

MINUTES

Call to Order

CRWAC Co-Chair, AJ Jones called the meeting to Order at 10:00 a.m.

CRWAC Members are:

Marty Self, City of San Angelo
Dwain Morrison, Mayor of San Angelo
Daniel Valenzuela, San Angelo City Manager
Ricky Dickson, Director of Water Utilities, City of San Angelo
Don Vardeman, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Duane Schniers, Mayor of City of Paint Rock
Jack Pool, Dove Creek
Marc Wimpee, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A.J. Jones, Mainstem Concho
Steven Hoelscher, Executive Director Nominee

Members not present: Daniel Valenzuela, Marty Self, Billy Gassiot, Stephen Brown, Jack Pool, Duane Schniers

TCEQ personnel present were: John Woiton, Steve Ramos (Watermaster), Cindy Hooper (San Antonio), and Amy Settemeyer (Austin).

Additional Guests: Brian Treadwell, John Ballard, Dan McClung

Review and approval of July 18, 2013 meeting minutes

Minutes were approved.

New Business

- FY15 Budget
  - Minimum overall change from FY14
  - Marc Wimpee offered the use of his boat to access the river
  - Motion was made to approve the budget and seconded; motion carried unanimously

- Renewal of Expiring Committee Terms
  - Daniel Valenzuela – City of San Angelo
  - Ricky Dickson – City of San Angelo
  - Don Vardeman – City of San Angelo
  - Stephen Brown – City of San Angelo
  - Duane Schniers – City of Paint Rock
  - Stuart Seidel – South Concho
  - Jack Pool – Dove Creek
  - A. J. Jones – Mainstem

Old Business

- Discuss City of San Angelo Releases downstream of San Angelo
- Discuss Meters on the Christoval Canal, Stuart Seidel stated the active canal diversion are being measured either by meter or John measuring outlets.

The next meeting will be called when necessary.

Meeting adjourned.

A.J. Jones, Co-Chair CRWAC

Dwain Morrison, Co-Chair CRWAC

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
JULY 12, 2012
TCEQ/CRWM OFFICE, SAN ANGELO, TEXAS

MINUTES

Call to Order
CRWAC Co-Chair, AJ Jones called the meeting to Order at 1:30 p.m.

CRWAC Members are:

Paul Alexander, City of San Angelo
Alvin New, Mayor of San Angelo
Michael Dane, Interim San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Duane Schniers, Mayor of City of Paint Rock
Jack Pool, Dove Creek
Maggie Kerr, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A.J. Jones, Mainstem Concho
Steven Hoelscher, Executive Director Nominee

Members not present: Tom Massey, Duane Schniers, and Stuart Seidel

TCEQ personnel present were: Molly Mohler (San Angelo), John Wolton (San Angelo), and Steve Ramos (Watermaster), John Gillen (Austin), and Cindy Hooper (Austin).

Additional Guests: Stefan Weiss, Dan McClung, Van Carson, Brian Treadwell, John Treadwell, Tina Purvis-Autrey

Review and approval of July 20, 2011 meeting minutes

Motion was made by Maggie Kerr and seconded by Stephen Brown to approve the minutes. Motion carried unanimously.

Old Business

South Concho Gauging Station. Maggie Kerr reported that no funding options had been identified to pay for a new gauging station on the South Concho. The location for a new station adjacent to the Allison property which had previously been discussed would not work since it is in the backwater of Twin Buttes Reservoir.

Watermaster Steve Ramos explained the procedure they are using to determine diversions on the South Concho Canal. He stated that the diversion point for all of the water rights on the canal is located at the canal headworks on the river. They are working with the water right holders to install a meter at the point of diversion of the water from the river.

Co-Chair, A. J. Jones, suggested forming a subcommittee to discuss the measuring devices on the Christoval Canal and moving the USGS gauges. Co-Chair, Alvin New, stated the subcommittee charges would include the USGS gauge discussion, the Christoval canal meter issue, and the integrity of canal.

Co-Chair, Alvin New, asked the Watermaster to report at the next meeting the legality of measuring the diversions along the canal at each property owner's outlet.

FY 2012 Budget Discussions

Cindy Hooper, TCEQ Watermaster Liaison, reviewed the proposed FY 2013 operation budget for the Concho Wastermaster Program. She stated that the increase in the salary line item was associated with the staffing assigned to the program. John Gillen explained the use of liaisons in the program and how the costs are allocated to the program. Under the proposed budget, the municipal assessment rate would increase by $0.0195 per acre ft.

Discussion followed by the Board members on the line items in the detailed budget spread sheet. Stephen Brown said that he would have to oppose the proposed budget because of the overall increase in expenditures.

A motion was made by Maggie Kerr and seconded by Will Wilde to accept the FY 2012 budget as presented and the assessment rate for municipal be set at $0.5937. The motion passed 9-1 with Stephen Brown opposed.

New Business

John Gillen reported that the TCEQ is reviewing river basins in the state for possible implementation of Watermaster programs as required by state legislation. He reported that the Colorado River basin is currently under review. If a program was established for the entire Colorado basin, the Concho program would be incorporated into the overall program.

Molly Mohler reviewed the terms of members expiring in August 2012. Jack Pool and AJ Jones indicated their intentions to serve another term. Ms Mohler will contact Duane Schniers from Paint Rock to see if he will serve again. The City of San Angelo will provide a list of nominations for members on the terms of those expiring.

The next meeting will be August 16, 2012 at 1:30 p.m.

Meeting adjourned at 3:00 p.m.

THESE MINUTES WERE READ AND APPROVED ON DECEMBER 13, 2012

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A.J. Jones, Co-Chair CRWAC

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Alvin New, Co-Chair CRWAC

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Will Wilde, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
JULY 20, 2011
TCEQ/CRWM OFFICE, SAN ANGELO, TEXAS

MINUTES

Call to Order
CRWAC Co-Chair, A. J. Jones called the meeting to Order at 9:04 a.m.

TCEQ personnel, Molly Mohler (San Angelo), John Woiton (San Angelo), Ramiro Garcia (Austin), and Amy Settemeyer (Austin) were present.

CRWAC Members are:

Paul Alexander, City of San Angelo
Alvin New, Mayor of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Scott Spoonts, City of Paint Rock
Jack Pool, Dove Creek
Maggie Kerr, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A.J. Jones, Mainstem Concho
Steven Hoelscher, Executive Director Nominee

Members not present: Tom Massey, Scott Spoonts, Maggie Kerr, Billy Gassiot.
Additional Guests Present: Kenneth Schwartz and Ted Huseman.

Review and approval of November 30, 2010 meeting minutes.
Motion was made by Jack Pool and seconded by Steven Hoelscher to approve the minutes. Motion carried unanimously.

FY 2012 Budget Discussions.
Ramiro Garcia reviewed the proposed FY 2012 operation budget for the Concho Wastermaster Program. He began discussion on the additional cost associated with Professional/Temp Services. This money was allocated to the maintenance of the Texas Watermaster Accounting

System (TxWAS), which is a database to track water rights in the Watermaster Program areas. Concern was raised on the stability of the previous Filemaker Pro database, which prompted the development of TxWAS. He stated that the increase in the salary line item was associated with the anticipated filling of the Watermaster position that has been vacant since Al Segovia retired. Under the proposed budget, the municipal assessment rate would increase by $0.0253.

Discussion followed by the Board members on the line items in the detailed budget spread sheet.

A motion was made by Stephen Brown and seconded by Stuart Seidel that the FY 2012 budget be kept at the same level as the FY 2011 budget. The motion failed.

A motion was made by Will Wilde and seconded by Steven Hoelscher to accept the FY 2012 budget as presented and the assessment rate for municipal be set at $0.5742. The motion passed unanimously.

Old Business.

Molly Mohler stated that property owners along the South Concho had been contacted about a new location for the USGS gaging station but none were agreeable to having the station located on their property. John Woiton has been measuring the Christoval Canal on a weekly basis, which has given us an idea of how much water is in the canal system.

Paul Alexander suggested contacting Robert Allison who has property downstream of the South Concho canal return flow to the river as a possible site.

Stephen Brown asked about the possibility of moving the current USGS gage. Molly Mohler stated USGS was not favorable of moving the existing gage on the South Concho River because of the historical data which would be lost.

A motion was made and seconded to authorize Mr. Alexander and TCEQ staff to go talk to Mr. Allison about the possibility of adding a USGS gage at his property. The motion passed unanimously.

New Business.

Discussion was brought up on water in the South Pool of Twin Buttes versus the North Pool. Steven Hoelscher asked if the City of San Angelo has thought about combining the water from the South Pool into the North Pool. The city representatives stated they are discussing the many possibilities of moving the water from the South Pool, either pumping it over the dam or

through the equalization channel by means of a pipe, etc. Stephen Brown stated it would be more cost effective to pump it over the dam since the existing infrastructure is there.

Meeting adjourned at 10:00 a.m.

THESE MINUTES WERE READ AND APPROVED ON JULY 12, 2012

A.J. Jones, Co-Chair CRWAC

Alvin New, Co-Chair CRWAC

Will Wilde, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
NOVEMBER 30, 2010
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
1:30 P.M. – 3:00 P.M.

MINUTES

Sign In

CRWAC Co-Chair, A. J. Jones called the meeting to Order.

TCEQ personnel, Molly Mohler (San Angelo), John Woiton (San Angelo), and Al Segovia (San Antonio) were present.

CRWAC Members are:

Paul Alexander, City of San Angelo
Alvin New, Mayor of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Scott Spoonts, City of Paint Rock
Jack Pool, Dove Creek
Maggie Kerr, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho
Steven Hoelscher, Executive Director Nominee

Members not present: Alvin New, Tom Massey

Review and approval of July 22, 2010 meeting minutes. Motion was made and seconded. Minutes were unanimously approved.

A. J. Jones opened the discussion to the status of the USGS gauges on the South Concho River. Al Segovia stated the program has not received any response from property owners about moving the gauge closer to Twin Buttes Reservoir. There has been talk about putting a weir type gauge at Gardner Dam. Will Wilde stated one problem with Gardner Dam is that it is currently washed out and when the lake fills up then Gardner Dam is under water. This may be a temporary solution but not permanent. Stephen Brown suggested Mineral Wells Road for a possible site. Molly Mohler stated the gauge would not include the canal water which is the whole reason for wanting to move it. Possible location above Gardner Dam on the Twin Buttes Reservoir side.

A. J. Jones opened the floor to "Funding Option for Moving the USGS Gauge." Maggie Kerr stated she talked to Will Hatler with the Texas Extension Agency out of the Stephenville office. He has been involved in projects on the Rio Grande and other areas of the state but not in the

Concho Basin. He is visiting with people associated with Texas Clean River regarding monitoring flows not quality.

A. J. Jones opened the floor to Will Wilde for discussion on the unexpended fund balance. Last legislative session Representative Drew Darby introduced it as a rider on the funding bill to be approved to use for capital expenditures in the Watermaster programs, but it was slashed toward the end of the session. Will Wilde recommended the board request to Senator Duncan and Representative Darby to consider introducing that measure again to utilize the fund balance for capital projects in the Watermaster program. Stephen Brown made a motion and Tom Massey seconded the motion, unanimously approved.

A. J. Jones opened the floor to Will Wilde for discussion on the status of meters on Lake Nasworthy. Will Wilde stated the land owners/lease holders have been notified and they have until December 31, 2010 to notify the City of San Angelo if they are interested in getting a meter to pull water out of the lake. Several have already responded. Installation of those meters was started in October. The system is electronic, the automatic meter reading system can be accessed at any time.

Election of officers, Molly Mohler stated the Co-Chair term vacated by the former Mayor has another year before re-election of those positions. Also the Secretary position is open for election, Stuart Seidel has served two consecutive terms according to the bylaws. Stephen Brown recommends the new Mayor serve the remainder of the former Mayor's term. Unanimously approved. Stephen Brown nominated Will Wilde for the Secretary position. Unanimously approved.

Maggie Kerr asked if Domestic & Livestock users could be monitored for their usage. Al Segovia stated the Agency doesn't keep track of them, he mentioned in the past the Executive Director allowed him to restrict D & L users in an exceptional drought. What about the pecan orchards? Al Segovia stated the land owners must use all of their pecans, if they sell any of them then it is no longer domestic & livestock use.

Meeting adjourned at 1:55 pm.

THESE MINUTES WERE READ AND APPROVED ON JULY 20, 2011.

A. J. Jones, Co-Chair CRWAC

Alvin New, Co-Chair CRWAC

Will Wilde, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
JULY 22, 2010
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
1:30 P.M. – 3:00 P.M.

MINUTES

Sign In

CRWAC Co-Chair, A. J. Jones called the meeting to Order.

TCEQ personnel, Molly Mohler (San Angelo), John Woiton (San Angelo), Tracy Miller (Austin), Amy Settemeyer (Austin), and Ramiro Garcia (Austin) were present.

CRWAC Members are:

Paul Alexander, City of San Angelo
Alvin New, Mayor of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Scott Spoonts, City of Paint Rock
Jack Pool, Dove Creek
Maggie Kerr, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho
Steven Hoelscher, Executive Director Nominee

Members not present: Alvin New, Tom Massey

Introduction of New TCEQ Contacts: Ramiro Garcia, Area Director of Border and South Central Texas; Amy Settemeyer, Watermaster Liaison

Introduction of New WAC Members: Maggie Kerr, Spring Creek; Paul Alexander, City of San Angelo Council Member

Review and approval of July 31, 2009 meeting minutes. Minutes were unanimously approved.

A. J. Jones opened the floor to Tracy Miller regarding the FY11 budget (September 1, 2010 through August 31, 2011). Tracy asked for any questions regarding the revised budget dated July 14, 2010. Stephen Brown stated the budget was increasing 5% from last year, why since the Governor is mandating a 10% decrease because of the economic hardship. Stephen Brown asked why travel was increasing $1300 from last year. TCEQ staff explained the new Watermaster will need to travel to San Angelo to meet with staff and get a better understanding of the diverse Concho River Watermaster area. Discussion regarding Al Segovia's salary since his retirement May 31st, the program should have a salary savings for three months in FY10. The committee wants to apply the salary savings from FY10 to decrease the FY11 budget. Ramiro Garcia stated

the Watermaster position will hopefully be posted in one or two months. Stephen Brown wants TCEQ staff to reduce the budget so that the municipal rate does not increase from last year. Stephen Brown made the motion to approve the budget as long as the municipal rate does not increase from FY10; Jack Pool seconded the motion. Unanimously approved.

Old business. Steven Hoelscher asked about water right cancellations. TCEQ staff stated because of Sunset review and the upcoming Legislative sessions, TCEQ will not be going through water rights for cancellation. If water rights are brought up for cancellation water right holders will have a chance to speak at the cancellation hearing. A.J. Jones asked what water right holders could do to state in writing there was not any water available for use. The old goldenrod Water Use Reports had a place to state, no water available for use.

New business.
Committee Member Positions: Molly Mohler stated Committee Member positions were expiring. Stuart Seidel has served two consecutive terms as secretary. A.J. Jones has served three years as vice-chairman and one year as co-chairman.

South Concho USGS Gage: Molly Mohler stated recently the City of San Angelo, U. S. Geological Survey, and TCEQ had a meeting regarding moving the South Concho Gage downstream below the Christoval Canal return in order to get a more accurate reading of the amount of water in the South Concho River. TCEQ has sent a letter to the landowner asking for permission to meet to discuss the issue. Maggie Kerr stated there might be funding available for moving the USGS gage, she offered to look it and get back with Molly Mohler.

Losses on the South Concho River: Stuart Seidel stated for the last three years flows in the South Concho River have dramatically dropped within a couple of weeks. He questioned the groundwater consumption toward the head of the spring. John Woiton stated he has contacted with the underground water district, they are watching ground water wells in that area. UCRA staff takes quarterly measurements at the head of the South Concho River.

Future Meetings: Committee decided to have another meeting after the new Watermaster is in place.

Meeting adjourned at 3:00 pm.

THESE MINUTES WERE READ AND APPROVED ON NOVEMBER 30, 2010.

A. J. Jones, Co-Chair CRWAC

~~J. W. Lown, Co-Chair CRWAC~~

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
JULY 31, 2009
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
10:30 A.M. – 11:00 A.M.

MINUTES

Registration

CRWAC Co-Chair, A. J. Jones called the meeting to Order.

TCEQ personnel, Molly Mohler (San Angelo), John Woiton (San Angelo), Tracy Miller (Austin), and Monica Harris (Austin) were present.

CRWAC Members are:

VACANT, City of San Angelo
John Mark Hogg, City of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Scott Spoonts, City of Paint Rock
Jack Pool, Dove Creek
Bill Palowski, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho
Steven Hoelscher, Executive Director Nominee

Members not present: Bill Palowski, Billy Gassiot, Tom Massey, Stuart Seidel, Scott Spoonts

Also present at the meeting was Van Carson, Karl Bookter, Connie Whitman, and Steven Schwertner.

A. J. Jones opened the floor to review the minutes of the May 14, 2009 meeting. John Mark Hogg made a motion to approve the minutes and was seconded. Minutes were unanimously approved.

A. J. Jones opened the floor to discussion of memberships. The City of San Angelo Representatives will have to take it before the city council in August. Bill Palowski is not going to renew his membership for the Spring Creek position. Letters will go out to the water right holders asking for nominations for a Spring Creek representative.

A. J. opened the floor to Tracy Miller regarding the FY10 budget (September 1, 2009 through August 31, 2010). Tracy stated that the base rate did not increase. Tracy asked if there are any questions on the budget. Stephen Brown asked if there was any provision in the law that would allow for a charge to be made to an individual for riparian rights. There is not anything in the

law that allows TCEQ to charge for riparian/domestic and livestock rights. Stephen Brown would like to know what options are available to initiate rulemaking on 30 TAC §304.62(a). He is specifically interested in seeing adjustments in the rate factors. Tracy told him that TCEQ can be petitioned to initiate rulemaking, rulemaking can be legislated, or TCEQ could decide on own to open rules for revision but that it was unlikely that TCEQ would take the latter action for this rule citation. Will Wilde asked if any of the fund balance could be used toward the FY10 budget. Will asked if something was passed through the legislature that would allow the use of the fund balance amount. Tracy stated that many attempts were made, through rider language and through the Appropriation's Committee to get access to the fund balance. The CRWAC would like to know what ultimately caused the failure of efforts in the last session to access the unexpended fund balance. Stephen Brown asked if the 99.5% collection rate will hold. Molly stated that currently we have collected 99.7% this year. Assessments will be billed in October for next year. Stephen asked if there was a list of individual that had not paid their assessments. Molly stated that most non-paid assessments have issues with their permits. Stephen wants a list of delinquent assessments to be furnished to the board. Stephen asked how long of a grace period does TCEQ give before they take action whether to cancel the water right or file suit on the individual? What is the process on delinquent water rights? Stephen asked if non-use and/or non-payment of a water right could be subject to cancellation by TCEQ. Tracy stated she would check with legal. TCEQ has cancelled a permit due to non-use for a 10 year period in the Rio Grande Watermaster area. The amount delinquent in the Concho area is less than $1,000. Motion was made (Wilde) and seconded (Dominguez). Budget was approved.

A. J. Jones asked if there is any old business.

A. J. Jones asked if there is any new business. Steven Hoelscher asked if the Watermaster staff could find out what percentage of the water rights have been used this year. What amount of water has been taken during the drought? What is priority and not priority? Molly stated that priority changes depending on who is making a call on the water. There is only one most senior water right holder and one most junior water right holder. A. J. would like to put on the agenda for the next meeting to discuss the possible reasons for the decline of the South Concho.

Meeting adjourned at 2:00 pm.

THESE MINUTES WERE READ AND APPROVED ON JULY 31, 2009.

A. J. Jones, Co-Chair CRWAC

~~J. W. Lown, Co-Chair CRWAC~~

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
MAY 14, 2009
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
1:30 P.M. – 2:00 P.M.

MINUTES

Registration

CRWAC Vice Chair, A. J. Jones called the meeting to Order.

TCEQ personnel, Al Segovia (San Antonio), Molly Mohler (San Angelo), and John Woiton (San Angelo) were present.

CRWAC Members are:

J.W. Lown, Mayor of San Angelo
John Mark Hogg, City of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Scott Spoonts, City of Paint Rock
Jack Pool, Dove Creek
Bill Palowski, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho
Steven Hoelscher, Executive Director Nominee

Members not present: Bill Palowski

A. J. Jones opened the floor to review the minutes of the July 8, 2008 meeting. Jack Pool made a motion with a second from Stuart Seidel to approve the minutes. Minutes were unanimously approved.

A. J. Jones opened the floor to discussion of memberships. Molly Mohler stated the terms expiring next month are: J. W. Lown, John Mark Hogg, Bill Palowski, Stuart Seidel, Billy Gassiot, and Steven Hoelscher. The City of San Angelo Representatives will have to take it before the city council. Stuart Seidel, Billy Gassiot, and Steven Hoelscher want to continue serving on the committee.

A. J. opened the floor for old business, accepting changes in the bylaws. Al Segovia asked if the Co-Chairs will alternate every other meeting. A. J. Jones and Mayor Lown both agreed to alternate running the meetings. If one of the co-chairs is absent then they miss their turn. Unanimous motion was made to change the date on the last page to reflect May 14, 2008. Motion was made to adopt the changed bylaws and seconded. Motion unanimously approved.

Election of Co-Chairs to be A. J. Jones and Mayor J. W. Lown. Motion was made by Steven Hoelscher to approve Mr. Jones and Mr. Lown as co-chairs, seconded by Stephen Brown. Motion unanimously approved.

A. J. Jones opens the floor for new business. Removal of Brush at Twin Buttes: Stephen Brown stated City of San Angelo and UCRA have been working with the Bureau of Reclamation which is the owner of the land at Twin Buttes Reservoir to remove approximately 13,000 acres of brush.

Next CRWAC Meeting set for July 31, 2009 at 10:30 am.

Meeting adjourned at 2:00 pm.

THESE MINUTES WERE READ AND APPROVED ON JULY 31, 2009.

A. J. Jones, Co-Chair CRWAC

J. W. Lown, Co-Chair CRWAC

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
JULY 8, 2008
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
1:30 P.M. – 4:00 P.M.

MINUTES

Registration

CRWAC Vice Chair, A. J. Jones called the meeting to Order.

TCEQ personnel, Al Segovia (San Antonio), Molly Mohler (San Angelo), and Tracy Miller (Austin) were present. John Woiton (San Angelo) was not present.

CRWAC Members are:

J.W. Lown, Mayor of San Angelo
John Mark Hogg, City of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
John Hruska, City of Paint Rock
Jack Pool, Dove Creek
Bill Palowski, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho
Steven Hoelscher, Executive Director Nominee

Members not present: Billy Gassiott
Also present at the meeting was Van Carson, Scott Spoonts, Drew Sykes, Al Moreland and Sandy Moreland.

A. J. Jones opened the floor to review the minutes of the June 14, 2007 meeting. John Hruska made a motion with a second to approve the minutes. Minutes were unanimously approved.

A. J. Jones shared with the committee about his experience with the South Texas Watermaster Advisory Committee (WAC) meeting. South Texas is in a drought and already getting cut back on water usage. One of the things discussed was the Fund 158 balance issue; he already talked to Drew Darby. He wants to move forward to where the excess funds can be used in each program area. Stephen Brown asked if the funds would be used solely for the designated program area. Al stated that it would and that this issue would be covered more thoroughly later in the meeting. Tracy stated that the Rio Grande WAC is also interested in the fund issue; the Chair of the Rio Grande WAC is Wayne Halbert. The money is at the State Comptroller not with TCEQ.

A. J. Jones opened the floor to discussion of memberships. Molly Mohler stated that the terms that expired August 31, 2007 finally were approved by the Executive Director for another two years. Terms expiring next month are: Harold Dominguez, Will Wilde, Tom Massey, Stephen Brown, Jack Pool, Bill Palowski, and A. J. Jones. The renewal terms are for two years. The City of San Angelo Representatives will have to take it before the council on July 15th. Scott Spoonts is going to fill John Hruska's position pending approval of the Executive Director. Jack Pool and A. J. Jones want to continue serving on the committee.

A. J. Jones opened the floor to Al Segovia and Tracy Miller regarding the FY09 budget (September 1, 2008 through August 31, 2009). Tracy started with salaries which Central Office controls and allocations for the employees that work in the program. Stephen Brown asked Tracy to explain the $14,467 increase. The reason for the increase is to cover salary enhancement that have been put into place for this fiscal year and 2% legislative increase for all state employees starting September 1st. Stephen stated that it is a 14% increase and asked if that meant the staff was getting a 14% raise. Tracy answered no; it covers 30% of Al's salary, the two staff positions here, a portion of the database developer's salary, and a portion of Tracy's salary. Stephen asked if salaries could be broken down for them; he wants to see the raises and allocations. Specifically what of the $14,467 was for salary increases and what are the other allocations? Tracy stated that half of her salary is for the Watermaster Programs and half is for the Edwards Aquifer Protection. The half for Watermaster Programs is then divided between three Watermaster programs; 47% Rio Grande WM, 40% South Texas WM, and 13% Concho WM. The longevity which is the amount of money the state pays to an employee for years of service. Salary enhancements are projected as a proportion which is 3.4% of 75% of salaries. Fringe, SORM, and SWCAP is calculated by the Chief Financial Officer and given to us for our budget. Travel In-State was cut to reflect only Concho staff travel. Training will be classes that are paid for by Central Office this year. Rent amount is calculated at 12% of the office space here in the region and is paid to the City of San Angelo who owns the building. Postage went up to account for drought letters that go to Water Right Holders and correspondences being sent to Central Office. Phone/Utilities are expected to increase a little. Supplies – Consumables and Other Operating Expenses are expected to be less this year. Fuels and Lubricants decreased. Rent – Machine & Other for copy machines stayed the same. Facilities, Furniture, & Equipment decreased this also includes repairs and maintenance to our vehicle. Al stated that by the end of the year all the money that Concho staff controls will be spent. Stephen asked what the projected expenditures for this year will be August 31, 2008. Molly stated that all of the money that we control will be spent this year. Stephen asked if Central Office gave out a print out each month of expenditures that they control. No...we only are able to get information on our operating budget; we do not know until the end of the year how much was spent on salaries, longevity, salary enhancements, fringe, SORM, SWCAP, or LAR Capital. If any money is left over at the end of the year it goes into the fund balance. Molly stated that as of last year we spent everything but $0.70. Stephen would like a copy of the final recap of salaries, longevity, salary enhancements, fringe, SORM, and SWCAP provided to the board after the end of the year. So that he can see what was actually spent. Tracy will provide those numbers once available. Total budget needs are $158,204.00. The assessment amount necessary of $161,432.50 is based on a 98% collection rate. The actual collection rate for last year was around 99.5%. The municipal rate is expected to be $0.5583. The "green" sheet contains the rates for specific uses (ex: irrigation, industrial, municipal, multi-use) for FY09. The "yellow" sheet has the formula for

figuring the base rate. Stephen expressed concern that the proposed collection rate of 98% would result in excess revenues if the historical collection rate is 99.5%. Based on that concern, Stephen recommended that the same municipal rate from FY08 be charged for FY09 and then program would collect slightly less revenue than necessary which could force usage of the unexpended balance. Tracy explained that Rider 33 states that the program's appropriation level would be decreased to the level of revenue collected if assessments are not set to at least the appropriation level so this action would not provide the program with the funds necessary to operate self-sufficiently. Tracy provided a copy of Rider 33 and instead offered to adjust the collection rate to 99.5% to alleviate any excess revenue concerns. Members agreed with this approach. Motion was made and seconded. Budget was approved.

A. J. opened the floor for old business. City of San Angelo accounting plan with revised amendments are ongoing.

A. J. Jones opens the floor for new business. Fund balance issue: Will Wilde stated that under the Texas Water Code 11.3291 states "Any amounts not used in one fiscal year shall be carried over and used for the following fiscal year's operational expenses of the watermaster." Already working with Drew Darby's office on this issue, need to get Senator Duncan on board. Harold asked for a list of all the cities within the Watermaster Programs. A. J. is going to talk to Susan Combs, Comptroller. Will stated that he would like for the committee to take some kind of action regarding the fund balance issue. J. W. Lown made the motion for Will to draft the letter regarding the fund balance, with a copy to Representative Darby and Senator Duncan. Motion was seconded. Motion unanimously approved.

Computation of Fees: Already discussed and explained (green and yellow handouts).

Election of Officers: A. J. turned the floor over to Al. Al stated that Vice Chair is A. J. Jones, Secretary is Stuart Seidel, and Chair is vacant. Al asked for nominations. Tom Massey nominated Stuart Seidel for Chair. Stuart respectfully declined the nomination for chair. J. W. Lown asked if Stuart will stay as secretary. Stuart accepts. Stephen Brown nominated J. W. Lown for chair. Steven Hoelscher nominated A. J. Jones for chair. Al asked if there were any other nominations. John Hruska moved that nominations cease and Steven Hoelscher seconded. Show of hands for J. W. Lown, 6. Show of hands for A. J. Jones, 6. According to the CRWAC Bylaws 3.05 (c) "The Chair will only vote in a case of a tie vote. If the Chair is not available then the Vice Chair will break the tie. If the Vice Chair is not available then that presiding officer will break the tie." Al suggested changing the Bylaws to reflect Co-Chairs. One chair to preside at one meeting and the other chair preside at the next meeting. Discussion of whether the bylaws need to be changed in order to have Co-Chairs. A. J. suggested that the Co-Chair wording be in the bylaws in case the chair position ends in a tie vote. Will stated that he would be against it until the bylaws are changed. Members agreed that it should be done correctly by first changing the bylaws. Elections were vacated. John Hruska stated that there must be 14 day notice in order to amend the bylaws. A. J. asked what if another member comes to that meeting and it un-balances the vote. Then there will be another election, stated Stephen Brown. J. W. Lown asked if the committee was moving toward co-chairs or another vote. A. J. asked for a motion to move forward with co-chairs in 15 days. Stephen Brown said to put on the agenda to have an election of officers and/or amend the bylaws if necessary. That way if the vote is for

A. J. then he is elected or if the vote is for J. W. Lown then he is elected otherwise, if there is a tie then the bylaws are amended to add co-chairs. The members discussed that co-chairs would be more beneficial for everyone. John Hruska stated that the proposed changes have to be sent to everyone on the committee 14 days prior to the meeting. J. W. Lown made a motion that the proper administrative procedures be taken to amend the bylaws and make the proper notification to eliminate the vice-chair position and to create co-chair positions. Motion was seconded. Motion unanimously approved. The bylaw committee consists of: A. J. Jones, Will Wilde, Stephen Brown, and Stuart Seidel.

Tracy stated that TCEQ executive management is reviewing a legislative recommendation to remove the section of the Water Code regarding the referendum language for the Concho Watermaster Program. The members have concern on removing the referendum language from the Water Code. The committee would like a copy of the recommendation letter.

Next CRWAC Meeting set for August 20, 2008 at 1:30 pm.

Meeting adjourned at 3:50 pm.

THESE MINUTES WERE READ AND APPROVED ON AUGUST 20, 2008.

A. J. Jones, Vice-Chair CRWAC (Acting Chair)

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
JUNE 14, 2007
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
1:30 P.M. – 4:00 P.M.

MINUTES

Registration

CRWAC Vice Chair, A. J. Jones called the meeting to Order.

TCEQ personnel, Al Segovia (San Antonio), John Woiton and Molly Mohler (San Angelo), Tracy Miller (Austin) and Frank Espino (Dallas/Ft. Worth) were present.

CRWAC Members are:

J.W. Lown, Mayor of San Angelo
Devin Bates, City Council Member, City of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
John Hruska, City of Paint Rock
Jack Pool, Dove Creek
Bill Palowski, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho

Members not present: Devin Bates, Stephen Brown, Billy Gassiott, Tom Massey, Bill Palowski. Also present at the meeting was Kenneth Schwartz, Van Carson, Steven Hoelscher, Benny Stuard, and Ed Filbin.

Al Segovia introduced Frank Espino, North Central Area Director.

A. J. Jones opened the floor to reading of the minutes. Jack Pool made a motion to dispense reading of the minutes with a second from Stuart Seidel. Review the minutes of the November 9, 2006 meeting. Will Wilde made a motion with a second from J. W. Lown to approve the minutes. Minutes were unanimously approved.

A. J. Jones opened the floor to discussion of status of Win Brown's replacement. Al Segovia states that the Resumés and Biographies have been sent to Austin Headquarters, no word yet on who the replacement will be.

A. J. Jones discussed the re-election of members with expiring terms. Members with expiring terms are: J. W. Lown – yes, Devin Bates – will discuss replacement with the City of San Angelo Council, Bill Palowski – yes, Stuart Seidel – yes, Billy Gassiott – absent, and the Vacant

position. Tracy Miller states that the vacant position will get re-appointed. She also stated that when the City of San Angelo Council got a replacement that that person will need to submit a resumé or biography.. Deadline for replacement is July 15, 2007. J. W. Lown and Harold Dominguez said they could bring it before the Council the first of July.

A. J. Jones moved to the next item on the agenda which was status of the monitoring stations. Al Segovia updated the committee that there will need to be monitoring station up and down the Concho River for decision making purposes. Recently had the USGS individuals go out with TCEQ staff to decide where would be the best places to put these stations. USGS recently provided a report with the costs included for establishing and maintaining these stations. TCEQ staff will put something together that shows the USGS costs plus some alternatives for the committee to help decide which way to precede. Will Wilde asked if all the stations were down stream from San Angelo. Al Segovia stated that there were a couple up-stream from San Angelo.

A. J. Jones opened the floor to Al Segovia and Tracy Miller regarding the budget. Tracy started with the top portion of the budget. The program has an appropriation and for the last two years the Concho had a Rider specifying how much was available. Fund 158 (Watermaster Fund) covers all three programs, Concho, South Texas, and Rio Grande, and of that total appropriation each program has a portion. The CRWM portion of the total appropriation is identified in the Legislative Appropriation Amount at the top of the budget sheet. The portion not included in the appropriated amount are fringe, State Office of Risk Management (SORM), State Wide Cost Allocation Plan (SWCAP), and longevity. Fringe is derived at the agency level not program level. Fringe is based on a calculation of the agency budget to determine what percentage of the budget each program has then allocate the fringe according to that rather than basing it on the salaries or percentage of salaries for each program. The fringe amount has been reduced from what was allocated in the past. SORM and SWCAP amounts were given to us by the Chief Financial Officer's office. Total estimated fund obligation for FY08 is $166,718.88. Al discussed the information in the middle of the sheet starting with the salaries amount. The reason for the increase is due to adding a percentage of the developer of the Filemaker Database salary and increasing the amount that the Concho program pays of Al's salary to 25%. Last year a portion lower than 25% was paid toward Al's salary. The next category is longevity which is the amount of money the state pays to an employee for years of service. Salary enhancements are any merits or promotions to the staff excluding the watermaster. Travel In-State was raised to cover a portion of the cost for staff from South Texas to come down and help with hydrology measurements. Training for staff is about the same as previous years. Rent is for our office spaces here in the region. Postage, Phone/Utilities, Supplies – Consumables, and Other Operating Expenses are less than last year. Fuels and Lubricants increased to compensate for increased fuel prices. Rent – Machine & Other for copy machines. Facilities, Furniture, & Equipment includes repairs and maintenance to our vehicle. Total for all of our operating needs is $154,433.81. The assessment amount necessary of $157,586.00 is based on a 98% collection rate. Collection rate for last year was at 98.5%. The municipal rate decreased from last year to $0.5453. John Hruska asked when this budget goes into effect. Al stated that is for September 1, 2007 through August 31 of next year. The FY07 Adjusted Budget is what was given to the program on September 1, 2006. The FY07 Anticipated Expenditures is what has been spent or is anticipated to be spent for this year through August 31st. There are no expenses for Monitoring

stations in this budget because there is money set aside to get us started. The first year we will pay for both the installation and maintenance after that it will have to be picked up by the water right holders. Harold asked if it would just be operation and maintenance or if there will need to be a recoup of the installation costs. Al stated that it will just be the operation and maintenance costs.

John Hruska asked about the difference between the Estimated Total Fund Obligation and the Total Assessment Amount. Tracy explained that the legislature authorizes us to collect up to $166,718.88 if we need it. There is no cash value in this amount. The Total Assessment Amount is the amount we need to collect to operate on. Will Wilde asked about the monies not expended for the last year. Where does that money go and can it be applied toward this budget? Tracy explained that it can not be applied to this budget since the program does not have carry forward authority for this fund outside of a biennium. Anything remaining from collections goes into an unexpended fund balance that the State Comptroller maintains. A. J. stated this is something that needs to be worked on legislatively to get changed. Historically from South Texas and Rio Grande there is a large amount of money that has been rolled into the fund every year. Concho does not have that much since this is such a new program. Will asked if it will take legislative action to change it? Yes, to get carry forward authority. Will asked who do they need to start talking to, to start writing that legislation right now. We need someone to start preparing what we need legislatively, to get that pre-filed before the next session. Is there someone in the agency that can give us direction on wording or what law needs to be changed? Frank Espino stated that we will look into it to get some clear direction. This same discussion point was brought up in the South Texas Watermaster Advisory Committee meeting this week. Motion was made to approve the budget by John Hruska and seconded by Harold Dominguez. Budget was approved.

A.J. opened the floor to discuss the next meeting. Need to discuss the monitoring, the legislative issue, and replacements. Next meeting scheduled for September 13, 2007 at 1:30 pm.

A. J. Jones opens the floor for new business. Will asked what the status of the program is. Al states that the cooperation has been great so far. Al talks about the older permits that don't have any pass through wording on them. We need be able to pass water through several dams that don't have any pass through capabilities.

Will Wilde stated that there has been great cooperation with the Concho staff. A. J. said he is hearing that individuals are happy with the program. Kenneth Schwartz said that not one hundred percent are happy but majority are. He stated that it is getting better and better. He said the only people that are negative are on the Mainstem of the Concho. Still trying to get the releases to them, then they will be happy.

Next CRWAC Meeting set for September 13, 2007 at 1:30 pm.

Meeting adjourned at 2:05 pm.

THESE MINUTES WERE READ AND APPROVED ON SEPTEMBER 13, 2007.

A. J. Jones, Vice-Chair CRWAC (Acting Chair)

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
NOVEMBER 9, 2006
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
1:30 P.M. – 4:00 P.M.

MINUTES

Registration

CRWAC Vice Chair, A. J. Jones called the meeting to Order.

TCEQ personnel, Al Segovia (San Antonio), John Woiton and Molly Gilliam (San Angelo) were present.

CRWAC Members are:

J.W. Lown, Mayor of San Angelo
Devin Bates, City Council Member, City of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
John Hruska, City of Paint Rock
Jack Pool, Dove Creek
Bill Palowski, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho

Members not present: All members were present. Also present at the meeting was Kenneth Schwartz, Van Carson, and Steven Hoelscher.

A. J. Jones opened the floor to review the minutes of the November 9, 2006 meeting. L.W. Lown made a motion to approve the minutes. Minutes were unanimously approved.

A. J. Jones opened the floor to discussion of membership to replace Win Brown. Al Segovia states that TCEQ staff got together with the original Resumes and Biographies and selected four people to come in and talk about what they would have to do on this committee before we sent it to the Executive Director. Three of the four people cancelled at the last minute. We were only able to speak to one person and decided that was not representative enough of everyone here. I wanted to propose and bring before the committee was to send a letter to all water right holders and asking if they were interested in being on the committee and having a larger pool to select from. J. W. Lown states that he thinks that would be appropriate. He suggests that the committee hold off on the election of the Chairman until the replacement for Mr. Brown on the board. Stephen Brown thinks that the board should go ahead and elect the Chairman. A. J. Jones took a vote for electing the Chairman, six voted to wait and three voted to elect now. Al states that we will draft a letter to send to all water right holders asking if they would like to be the

replacement of Mr. Brown on the committee. A. J. states at the next meeting if the position is filled then they will elect the Chairman for the committee. John Hruska asked if the position had to be filled by the Executive Director. Al states that everything has to be approved by the Executive Director. John asked if the Executive Director will appoint someone from a list of people. Al states the Executive Director will in fact choose someone from a list sent up for the replacement of Mr. Brown. Stephen Brown asked if we had a vote for nomination of officers. Al states that the position will be appointed by the Executive Director but the election of the Chairman will come from nominations from the committee.

A. J. Jones moves on to status of the program. Al states this is a very complex system that we are trying to get a handle on. Other Watermaster areas it is relatively easy if water is coming by we can take the priority dates and distribute the water accordingly as per the law. But here we have a series of streams coming in to a big reservoir that goes into a little lake that goes into a river that acts as a sieve sometimes. The difficult part is trying to figure out how to get the water to the individuals that need it and do it in a fair and equitable way that is still within the law. We had a bad drought this year and I do have the obligation to try to distribute it as best I can within the law. This area has poor monitoring of the entire water system. In the other Watermaster programs we use the USGS gaging stations to monitor the flows. The problem with the USGS gages in this area are the fact that they read in gage height or are inactive, we need these gages to read discharge on the low flow end. We are in discussion with the USGS people about maybe partnering up with them to re-activate and perhaps get them to read discharge measurements. This has been very difficult and continues to be difficult with no clear cut answers. These are very important and complicated issues. We will continue to do our best to get the water where it needs to be and make people more accountable for the water that they do use and see if we can catch people that are taking water that are not supposed to be taking water. I am also bringing staff up from San Antonio to help John and Molly out to see if we can get a better handle on it. Over the past year we did about thirty Notice of Violations, were we warned people and they complied with the law. From the beginning we told people the first year would be a sort of grace period to warn people of this brand new program and its rules and regulations. We had two formal Notice of Violations and this coming year we plan on being a lot more aggressive when we catch people. There are some rule changes that we are trying to put in place that give more teeth to the Watermaster Program. We had sixteen official inquiries which is a way for us to measuring time that John or Molly would have to take out to go answer someone's question and 30 to 40 unofficial inquiries. The Watermaster staff drove about 25,000 miles this past year. Molly stated that since the program started in September 2005 there has been roughly 750 Declarations of Intent to Divert Water (DOIs). Molly explained that individuals that wanted to divert water during the drought were put on a call list for when water was available. John stated that people are coming into compliance with the program. J.W. Lown asked what the penalty is for a Notice of Violation. John states that a Notice of Violation is different than a Notice of Enforcement. A Notice of Violation is a written warning and the individual has to respond back to us telling how they are going to fix the problem. Stephen Brown asked if there were any permit holders that didn't pay their fees. Molly states there are about twenty individuals that have not paid which equals to about $900. These individuals have very small water right amounts of 20 acre-feet or less. Stephen Brown asked if there is some kind of action that TCEQ can take on those permits that go dormant. Al states that after ten years he can formally request

that those people have their permit terminated. Delinquent notices are sent out every month to those individuals that have not paid their bill.

Al states that the other thing he wanted to bring up was monitoring. Monitoring of stream flows in this area are sketchy at best. He talked to Bob Joseph with USGS in Austin, Wade Kress with USGS here, TCEQ staff and the guys from Water Monitoring Solutions about the hydrological aspect of the rivers here. It cost about $14,000 to have a hydrological study done for this area. Al states that even if he would have had the USGS people do the study it would have had substantial costs also. The people we used was Water Monitoring Solutions that the Agency has used for projects all over the state. He states that time was an issue due to calls of people wanting to know where the water was going. How much flows are getting past Metcalf Dam, Ben Ficking Dam, Lone Wolfe Dam, and Bell Street Dam? How much flows are coming in from all the rivers? Al chose to take an independent group that the Agency had used and had good success with and they have come out and done measurements. Al just received the preliminary report from them and as soon as the report is finalized then he will hand that report out to the WAC members. This study also provided us the proper locations to put gages and/or monitoring stations that will best fit our needs to be able to do stream flow evaluations. Stephen Brown asked if the loses were between Nasworthy and Ben Fickling Dam. Al said the water loses were all over. From glancing at the preliminary report the river acts like a sieve. It has a lot of gravel and soil that when it rains and gets saturated then it acts like a conduit. The only problem with that is when we have a lot of water we don't need a lot of water. During the drought period the rivers got a lot of cracks along the banks where the water went into holes and down into the ground. After the report is finished then we want to come to the committee and discuss the most economical way to put these monitoring stations in. Maybe we can form partnerships between our agency and other groups like the University that may want to help us. Stephen Brown states that USGS called him this morning and they were concerned. They said that they had good information and they would be willing to work with you and of course there would be some costs. They had the same opinion that I had when I reacted when you told me a couple of months ago. There are a lot of us on this committee and there are a lot of agencies within this town that have this information and could have told you what you went out and hired someone to do. Al states that after talking to Mr. Joseph he told me that most of the information he needed they would have to gather. Stephen states that he is a consultant and he is going to get paid for it but you didn't call the UCRA or the City or USGS before that. Al states that Mr. Joseph is head of the USGS and the information I told him we would need they still don't have. They would have to do studies to capture that. Stephen states that there is information available and data that has been ongoing since 1935 had we known this is what you wanted to do. He expected that to have been brought to the committee for some discussion prior to somebody being hired. J. W. Lown wanted to know where the $14,000 came from. Al said from the budget. J.W. asked if he had the right to do that. Al states yes he does. Stephen states that it should have been a good courtesy to advise the committee of what you were up to. He said he would have thrown every piece of information we had your way from the UCRA. Al states that he had to make a decision. Stephen states that Al said the information needed to be impartial and you think the UCRA information is not impartial. He said that Al said the same thing to USGS and they were pissed this morning. Al states that he talked to Mr. Joseph and they didn't have the information he needed. Stephen said that the word that he said to me that apparently they think that we are not impartial. Al states that he doesn't know where they got that from.

Stephen states that his point is that if you are going to have an advisory committee and there are some people on this board that have a lot of information that might have been helpful and at least it would have been a.common courtesy to have this advisory board involved in the decision making process to hire this consultant or any consultant. Al states that he will take that under advisement and will bring it before the committee in the future but he had a short time frame to get this done and he did what he thought was the best decision at the time. Stephen said that no one on the committee was advised about it until after the fact. Al states that he mentioned it to several people that we were going to do monitoring but he didn't bring it up formally. Al states the with respect to Mr. Brown we will try to bring things to the committee in the future. Hopefully with these studies we will get some real time answers of what we can do. J.W. Lown has a point of clarification, up to how much money can you authorize to expend without our approval or is it all within the budget. Al states its all within the budget. Stephen Brown states that he was informed that this money didn't come from the budget that it came from the State of Texas, TCEQ budget. Al states that it was not his intent to ignore anybody. A. J. Jones asked if anyone else had any comments.

A.J. opened the floor to old business and modifying the bylaws by adding member terms. Al states that several members will be staggered and have 1 year terms. We are in the process of getting that approved by the Executive Director. All of the members have terms through August 2007. A. J. states that there is one member, John Hruska, which is not listed on that list. Molly stated that his letter said his term will expire in August 2007.

J. W. Lown wanted to know when the letter to all the water right holders to let them know we are taking applications will be sent out. Al states that it will be sent out within the next few days. J. W. Lown states that he would like this to be expedited; he doesn't want it to drag out. Also can we set a deadline for those applications to be turned in. Stephen Brown wants to know if the board will make potential nominee recommendations to the Executive Director or how will this work. Normally what is done is that we will take all the stuff and Tracy the Watermaster Liason and staff will try to find someone impartial and send several recommendations to the Executive Director and he would make the chose from them. Stephen Brown suggests that the top 4 or 5 individuals be brought before the committee and let this board make a recommendation to the Executive Director. All agree. The recommendation will come from the board. Motion was made for the deadline for applications will be December 1st.

Molly states that since there is a new member that a new list will be sent out.

Devin Bates suggests using email for feedback regarding certain issues in the future. A. J. Jones states that an emergency/special meeting would be good for making big decisions.

A. J. Jones opens the floor for new business. When are the assessments mailed out? Al states that they will go before the Commission on December 13, 2006. They will probably be out by the 20th of December. Annual water right usage reports will not be sent out this year since we are under a Watermaster Program. The Watermaster Program will send those reports to the water right holders.

Kenneth Schwartz stated that Concho Valley Electric Coop (CVEC) has "smart meters" that send a message back to the home base in their office. If that meter has run that day they know how much electricity it has used that day. He asked if the Concho Watermaster could work with the CVEC, he has had meetings with them and they would be happy to work with the Concho Watermaster. The only problem is maybe the TCEQ and the individual person that owns that meter would have to sign off on it. He states that it could make this program so much more efficient but he knows that not all owners will sign off on this idea. He stated the message is sent from your meter down electrical lines to a substation into their office by electrical lines. He has talked to a number of people that would sign off on this. Al asked how big of an area does the CVEC cover? It covers back to Mertzon out to Paint Rock area, he would guess 80% of the meters he would guess are on CVEC. Mr. Schwartz stated that there would be a small cost. Would need to talk to Sid Long, he is the Executive Director for CVEC. Stephen Brown suggests that Al or John go talk to Sid and find out more about it and report back to this board at the next meeting. If it is feasible bring Sid into the next meeting.

Next CRWAC Meeting set for January 18, 2007 at 1:30 pm.

Meeting adjourned at 2:20 pm.

THESE MINUTES WERE READ AND APPROVED ON .

Win Brown, Chair CRWAC

A. J. Jones, Vice-Chair CRWAC

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
JUNE 8, 2006
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
1:30 P.M. – 4:00 P.M.

MINUTES

Registration

CRWAC Chair, Win Brown called the meeting to Order.

TCEQ personnel, Al Segovia (San Antonio), Tracy Callen and Elston Johnson (Austin), Albert Garces (San Antonio), John Woiton and Molly Gilliam (San Angelo) were present.

CRWAC Members are:

J.W. Lown, Mayor of San Angelo
Devin Bates, City Council Member, City of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Jack Pool, Dove Creek
Bill Palowski, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho
Win Brown, Executive Director Nominee

Members not present: Billy Gassiot, Jack Pool

Win Brown opened the floor to review the minutes of the March 23, 2006 meeting. A.J. Jones made a motion to approve the minutes. Minutes were unanimously approved.

Win Brown suggested that the Executive Director approve the previously discussed staggering of the terms. Also the members that have a 1 year term to be appointed a consecutive 2 year term. A.J. Jones made a motion to approve this idea. Unanimously approved.

Win Brown opens the floor to the discussion of membership including the nomination of John Hruska for the City of Paint Rock. Molly Gilliam states that John is the new Mayor for the City of Paint Rock. The City of Paint Rock and Concho County both agree that John be the nomination for the City of Paint Rock position. That nomination will be sent up to the Executive Director for his approval. Stephen Brown asked if a motion by the committee was needed to send the nomination up to the Executive Director, motion was made and seconded.

Confirmation of the South Texas Watermaster Advisory Committee (STWAC) Appointment was granted by the Executive Director to A.J. Jones. Expenses will not be reimbursed.

Win Brown opened the discussion of the FY07 Budget. Al Segovia stated that the budget that was sent out to the CRWAC members has been changed. Al Segovia asked Albert Garces, John Woiton and Molly Gilliam to take a recess while the committee discussed salary and budget issues. Motion made to approve the FY07 Budget as modified, seconded. Unanimously approved.

Albert Garces, John Woiton, and Molly Gilliam returned to the meeting.

Win Brown opened the floor to old business. Resolution of recommended terms was included in old business. Recommendation of members that have a 1 year term be given a consecutive 2 year term.

Members in alphabetical order:

Bates, Devin – 2 year term
Brown, Stephen – 1 year term
Brown, Win – 2 year term
Dominguez, Harold – 1 year term
Gassiot, Billy – 2 year term
Jones, A. J. – 1 year term
Lown, J.W. – 2 year term
Massey, Tom – 1 year term
Palowski, Bill – 2 year term
Pool, Jack – 1 year term
Seidel, Stuart – 2 year term
Wilde, Will – 1 year term

Motion made and seconded. Unanimously approved.

Win Brown asked all visitors to please sign in. Staff Report; John Woiton stated that he is out in the field seeing water right holders. Most are welcoming the program. Stephen Brown would like a list of the delinquent assessment accounts. Al Segovia and Tracy Callen will check with the legal staff to see if that will be allowed. Molly Gilliam stated the water right holders on the delinquent list are individuals that she is trying to find through deed and property searches.

Al Segovia stated that the individual that spoke up at the last CRWAC Meeting has been taken care of. A.J. Jones would like to compliment the staff on how nice they have been to work with. Molly Gilliam stated the DOIs are doing well, approximately 320 have been processed so far. John Woiton stated that a couple of individuals are being visited regarding Notice of Violations (NOVs). These individuals are given the opportunity to fix any problems before any enforcement actions are needed. These violations will be placed in their file as documentation for further reference.

Win Brown opened the floor to new business. Suggestion was made to add TCEQ Staff report to upcoming agendas.

Kenneth Schwartz asked if the City of San Angelo was exempted from state highway taxes. Stephen Brown answered yes. Devin Bates stated that even State Agencies are able to get the tax money back.

Win Brown stated that Kenneth Schwartz bounced an idea off of him before the meeting regarding metering. Kenneth declined discussion on this topic he stated he would like to talk to Al Segovia first. He thinks that all water right holders will want to participate.

Al Segovia suggested meeting in August for any related drought issues. Stephen Brown suggested meeting in October and if any drought issues come up then the committee could meet sooner if necessary. .

Next CRWAC Meeting set for October 19th, 2006 at 1:30 pm.

Meeting adjourned at 2:45 pm.

THESE MINUTES WERE READ AND APPROVED ON NOVEMBER 9, 2006.

Win Brown, Chair CRWAC

A. J. Jones, Vice-Chair CRWAC

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
MARCH 23, 2006
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
1:00 P.M. – 2:00 P.M.

MINUTES

Registration

CRWAC Chair, Win Brown called the meeting to Order.

TCEQ personnel, Al Segovia (San Antonio), Tracy Callen (Austin), John Woiton and Molly Gilliam (San Angelo) were present.

CRWAC Members are:

J.W. Lown, Mayor of San Angelo
Devin Bates, City Council Member, City of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Jack Pool, Dove Creek
Bill Palowski, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho
Win Brown, Executive Director Nominee

Members not present: Will Wilde

Win Brown opened the floor to review the minutes of the December 15, 2005 meeting. J. W. Lown motioned to approve the minutes. Minutes were unanimously approved.

Discussion of membership and staggering of CRWAC member terms. Al states the reason the terms need to be staggered is because all of the member terms are currently two year terms. Propose that half of the CRWAC member terms be one year and the other half be two year terms. Terms to expire in November. This way it will make it more balanced when new members come on board. Win states that this needs to be added to the bylaws. Tom suggests that you draw. Stephen suggests that you take the roster in alphabetical order and start at the top with 2 year then 1 year, etc. Bylaw committee (Win Brown, A. J. Jones, Stuart Seidel and Will Wilde) will get together and change the bylaws. Then the modified bylaws will be brought up for approval at the next meeting.

Members in alphabetical order:

Bates, Devin – 2 year term
Brown, Stephen – 1 year term
Brown, Win – 2 year term
Dominguez, Harold – 1 year term
Gassiot, Billy – 2 year term
Jones, A. J. – 1 year term
Lown, J.W. – 2 year term
Massey, Tom – 1 year term
Palowski, Bill – 2 year term
Pool, Jack – 1 year term
Seidel, Stuart – 2 year term
Wilde, Will – 1 year term

Al discussed Gaylon Early passed away. Al contacted Maria Gonzales who works for the City of Paint Rock and Concho County. She will present a replacement person to the city and county. They won't be able to vote on someone to replace him until April.

Al stated that the at large position that A. J. Jones has been nominated for is still in process. He doesn't perceive any problems; it is just taking time for signatures.

Win Brown opened the floor to the status of program. Al discussed the general idea of what has happened so far and what is to come. TCEQ appreciates all of the cooperation we have gotten from everyone. We have been given enough time to start correcting some things that need to be corrected. Three phase implementation of the program: the first was to get the staff on board, Molly and John. Second was to get measurement devices and notify people of their requirements as far as metering their water. We are currently working with the irrigation ditches so that they can get in compliance with the law. Third is to be able to set up streamflow gages in cooperation with USGS and the necessary partnerships to be formed. We need to know how much water is in the system and how much is being diverted. This information will help us to insure the senior and junior water right holder get the amount of water they are entitled to. We have to know how much water is coming in the South Concho, Middle Concho, North Concho, Spring Creek, Dove Creek. We are starting this process now.

John stated his first priority was to meet all of the CRWAC Members. There are approximately 202 individual water right holders in this area and I have met with about 52 of them. People have generally been accepting of the program and I appreciate that. We are finding people without meters but we are helping them come into compliance. Stephen Brown stated that he has been in contact with farmers downstream from San Angelo, they are ready to irrigate and already have meters but they say they have not been contacted. Are they going to be contacted through a mail out? Molly stated that several mailings have been out to all of the water right holders with the most current addresses that we have. Stephen stated that Wayne Hudson called him and said that he had not been contacted. He has a meter and has two or three diversion sites on the river. Al stated that we have also had several public meetings to try to let everyone know what is required and how to get in touch with our office. If anyone knows of someone that needs to be contacted then please let us know.

Stephen asked if we are addressing the alluvial situation on South Concho down at Christoval. Al said that that is a gray area in the water law and TCEQ is trying to get some kind a determination on how to address those issues. I don't have the jurisdiction to go onto someone's property to start testing their well. If we suspect someone is taking surface water from a ground water well or a well that is located near the river. We have to make the decision of where does

that jurisdiction fall under is it Ground Water Districts or TCEQ. Who pays for the testing whether it is dye testing or sent off to labs? These tests can run about $1000. These are the issues that are now being studied. It is not an easy fix. Stephen states that he knows of three wells on the South Concho that are Benjie Wiese's wells. He is furnishing water and it is coming out of that alluvial. Benjie is aware of this and knows that he is going to have to do something else. We are prepared to help him do something else. Al stated that TCEQ will be meeting in the next few months. Al asked if anyone from the committee would like to go with him to these meetings. Al thought it will be real helpful for the attorneys to hear, first hand, these issues that we are dealing with. We have been trying for about 2 ½ years because we knew this issue would come up. It had been brought up before. Stephen stated that some of these wells are real close to the river. He also stated that the extra money in our budget could be used to test some of these wells. Al stated that he has to have the legal authority to do that and right now he doesn't have that authority. We will have to have a rule change that states which state agency takes over that or oversees that and who determines who pays for that. If you get Benjie or some willing person to voluntarily allow you to do that that might be the approach you want to take. Al stated if they are willing to do that. If someone from this committee would like to go with me. Stephen stated he would be glad to.

Molly stated that the DOIs (declaration of intent to divert water) are coming along real well. Since September approximately 120 DOIs into the office and into the computer system. It helps that John is out in the field talking to the people letting them know they have to call in their DOIs before actually diverting water. People are calling in with meter information everyday.

Al stated that we are in the process of buying kayaks to go up and down the river in order to see who is diverting from the river. He thought it would be a big benefit to the program.

Al stated that we have collected about $100,000 toward our budget and are expecting a check around $60,000. Next year the capital expenses should be gone and we already have our computers and equipment for measuring streamflows therefore, the budget should go down. The rate should drop considerably. Stephen asked what the delinquent cut off date is. Al stated that that date is around March 9th. The unpaid balance keeps accruing interest.

Win asked what the minimum amount of permitted acre-feet is before a person has to get a meter. Al stated that if it is right around 10 acre-feet then yes. If a person has less than that amount then it is a case by case situation. We will go out and look at the size of the operation then determine if they need to get a meter or not. Al reserved the right to change that if something comes up. Dan McClung disagreed with what Al was saying on the meters.

Win Brown opened the floor to the upcoming meeting in for the FY07 budget. Al stated that we will need to address the forth coming budget for next year. Al suggested the end of May or first of June. Suggestion was made for June 8th at 1:30 pm. All agrees.

Win Brown opened the floor to any old business. No old business.

Win Brown opened the floor to any new business. Bylaws. Tracy Callen discussed House Bill 2912 that deals with advisory committees or group on posting notices and minutes. We have a website for the other committees, I will add the Concho. Will need notices at least two weeks prior to the meeting.

Devin Bates asked if the CRWAC will be receiving the budget information before the meeting in June. Al stated that they will receive the information before the meeting.

Next CRWAC Meeting set for June 8, 2006 at 1:30 pm.

Meeting adjourned.

THESE MINUTES WERE READ AND APPROVED ON JUNE 8, 2006.

Win Brown, Chair CRWAC

A. J. Jones, Vice-Chair CRWAC

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
DECEMBER 15, 2005
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
1:00 P.M. – 3:00 P.M.

MINUTES

Registration

CRWAC Chair, Win Brown called the meeting to Order.

TCEQ personnel, Al Segovia (San Antonio), Tracy Callen (Austin), Joseph Hopkins (Lubbock), and Molly Gilliam (San Angelo) were present.

CRWAC Members are:

J.W. Lown, Mayor of San Angelo
Devin Bates, City Council Member, City of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Gaylon Early, Public Works Director, City of Paint Rock
Jack Pool, Dove Creek
Bill Palowski, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho
Win Brown, Executive Director Nominee

Members not present: Tom Massey and Gaylon Early.

Win Brown opened the floor to review the minutes of the November 16, 2005 meeting. Minutes were unanimously approved.

Win Brown opened the floor for discussion on Bylaws created by Will Wilde, A. J. Jones, Stuart Seidel, and Win Brown using the South Texas Watermaster Advisory Committee Bylaws as a guide.

Suggestion was made to post public notices for the CRWAC Meetings in the Dr. Ralph Chase, State of Texas Service Center; City Hall, County Courthouse, and San Angelo Standard Times Newspaper.

Discuss process to change bylaws. It takes a simple majority vote to change bylaw.

First meeting of the year is generally to discuss the budget. The budget must go before the CRWAC sixty (60) days prior to going to the Commission's agenda. It must also be

sent out to the water right holders thirty (30) days prior to the Commission's agenda. After meeting the following guidelines the budget then goes to the Commission's agenda for final approval.

The Chair or a majority of members (7) may call a meeting.

Add to bylaws (3.01). All members must be notified. The meeting will be posted 72 hours in advance unless in an emergency situation.

Delete from bylaws (3.03). The official agenda of a meeting shall be filed with the Secretary of State in consonance with the Open Meetings Act.

Discuss the Chair's tie vote (3.05). Stephen Brown asked if the Chair was going to vote twice or only once. Win Brown suggested that the Chair will only vote in a case of a tie vote. If the Chair is not available then the Vice Chair will break the tie. If the Vice Chair is not available then that presiding officer will break the tie.

Devin Bates brought up the subject of closed meetings. Do we need to have closed meetings or not? Stephen Brown suggested that the meetings not be closed to the public.

Stephen Brown made a motion to approve the amended bylaws and A. J. Jones seconded. All in favor, unanimous. Motion carried.

Win Brown opened the floor to the nomination of a Non-Voting Member of the South Texas Watermaster Advisory Committee as stated in HB 2815, Section 11.556.

Al Segovia mentioned that the member will sit in on the meetings and can discuss the matter at hand. The member will not be able to vote. All expenses will be incurred and not reimbursable. Meetings are usually held in San Antonio at the TCEQ Regional Office. He suggested the CRWAC members should nominate someone. A. J. Jones nominated himself for consideration of this position.

J.W. Lown made the motion for A. J. Jones to be the non-voting member of the STWAC and Stuart Seidel seconded. All in favor, unanimous. Motion carried.

A. J. Jones informed the members, he was open to any input regarding the issues to be addressed to the STWAC.

Tracy Callen states that TCEQ Executive Director, Glenn Shankle will be presented with the nomination of A. J. Jones for the non-voting member of the STWAC.

Win Brown opened the floor to any old business.

Al Segovia stated that a deputy was hired and will start December 19, 2005. John Woiton has previous experience with the Watermaster program. He has worked for the South Texas Watermaster Program as a deputy in Uvalde, Texas.

Win Brown opened the floor to any new business.

A. J. Jones made a motion to get a tape recorder to record the CRWAC meetings in order to assist Molly Gilliam in typing the minutes of the meeting and Stephen Brown seconded. All in favor, unanimous. Motion carried.

Al Segovia mentioned the irrigation canals on Spring Creek and the South Concho River. He wants to get something that will measure the water that is feasible and least expensive. If anyone can come up with something please let him know. One way he has found to measure the water is for everyone to close their gates and get a pump and meter. He wants something that is fair and equitable. We need to measure the amount being pumped over the canal. Stuart Seidel mentioned the cost possibly could be shared with the Federal Government. In order to put pumps and meters everyone will have to get electricity to that location and that is expensive.

Al Segovia mentioned that a representative for a company that sells weirs and flumes came down to show him a presentation of their equipment and measuring devices. This route is very expensive. The gage has a lithium battery that is good for five years. Then TCEQ must purchase the software and hand held device to pull the information from the gage.

Discussion on USGS gages on all rivers, streams, creeks, and tributaries. Stephen Brown states that with UCRA and the City of San Angelo pay annual operating fees on these gages. Maybe getting these gages moved or set in the right location on the river in order to pull information regarding stream flow measurements.

How are the Concho River Watermaster Program personnel going to get onto private property? Al Segovia informed everyone that TCEQ has the right to enter their property. J. W. Lown asked about uniforms for the personnel. Al told him the only uniform right now is a blue cap. Al said getting a shirt or windbreaker/jacket with "Concho Watermaster Deputy" on it would be a good idea.

Stuart Seidel states that a gage is needed on the return end of the canal on the South Concho River. How much water is traveling through the irrigation canal?

Stephen Brown states that the UCRA has inflows on tributaries.

Will Wilde asked if the Declarations of Intent (DOIs) to divert water are currently up and going? Yes some DOIs are going right now.

Stuart Seidel states that Domestic & Livestock (D & L) users are taking water from the South Concho canal, not from the South Concho River. Are they allowed to take water for D & L use from the canal? There are several D & L water pipes on the canal. The last time the canal was cleaned out several pipes were unintentionally removed. Stephen Brown asked if someone has a water right permit on the canal, can they also use D & L

water, or will it count against their appropriated acre-feet amount of water. Al Segovia stated he would have to get with legal to answer the D & L question on the South Concho Irrigation Canal.

Al Segovia stated that John Woiton, deputy, would personally meet everyone on the CRWAC.

Molly Gilliam needs to update the CRWAC Members information sheet and add Al Segovia, John Woiton, and Molly Gilliam.

Next CRWAC Meeting set for March 23, 2006 at 1:00 P.M.

Meeting adjourned.

THESE MINUTES WERE READ AND APPROVED ON MARCH 23, 2006.

Win Brown, Chair CRWAC

A. J. Jones, Vice-Chair CRWAC

Stuart Seidel, Secretary CRWAC

CONCHO RIVER WATERMASTER ADVISORY COMMITTEE MEETING (CRWAC)
NOVEMBER 16, 2005
TCEQ/CRWM OFFICE, SAN ANGELO, TX.
1:00 P.M. – 3:30 P.M.

MINUTES

Registration

Concho River Watermaster, Al Segovia called the meeting to Order.

Self introductions were accomplished. TCEQ personnel, Al Segovia (San Antonio), Tracy Callen (Austin), Joseph Hopkins (Lubbock), Ricky Anderson (San Angelo) and Molly Gilliam (San Angelo) were present.

CRWAC Members are:

J.W. Lown, Mayor of San Angelo
Devin Bates, City of San Angelo
Harold Dominguez, San Angelo City Manager
Will Wilde, Director of Water Utilities, City of San Angelo
Tom Massey, Attorney, City of San Angelo
Stephen Brown, UCRA Consultant, City of San Angelo
Gaylon Early, Public Works Director, City of Paint Rock
Jack Pool, Dove Creek
Bill Palowski, Spring Creek
Stuart Seidel, South Concho
Billy Gassiot, Middle Concho
A. J. Jones, Mainstem Concho
Win Brown, Executive Director Nominee

Members not present: Tom Massey and Devin Bates.

Al Segovia opened the floor for nominations of the CRWAC Officers including Chairman, Vice Chairman, and Secretary.

J.W. Lown nominated Win Brown for Chairman. Bill Palowski nominated A. J. Jones for Chairman. Motion was made to end nominations and seconded. All in favor of Win Brown, 6; all in favor of A. J. Jones, 5. Win Brown approved Chairman.

Stephen Brown nominated A. J. Jones for Vice Chairman. Motion was made to end nominations and seconded. All in favor, unanimous decision to make A. J. Jones Vice Chairman.

Stephen Brown nominated Stuart Seidel for Secretary. Motion was made to end nominations and seconded. All in favor, unanimous decision to make Stuart Seidel Secretary.

The decision was made to skip the break and continue on with the meeting.

Al Segovia presented a proposed Rules and By-Laws for the CRWAC.

> Stephen Brown made a motion and Harold Dominguez seconded for the newly appointed officers and Will Wilde to review and make changes to the proposed rules and by-laws then bring them back to the next meeting for adoption. Motion carried.

Al Segovia discussed House Bill 2815.

> Section 11.557 Concho River Watermaster Advisory Committee, (f), 1-4. There is an open door policy with the Concho Watermaster Staff. Al Segovia discussed the problems with getting Watermaster Deputy on board, three postings of the position, interviews will be Friday, November 18, 2005, and hoped to have a deputy on board by the end of the month.
>
> Stephen Brown stated he would like the hiring of the deputy to go before the CRWAC. Al Segovia declined the suggestion due to agency and privacy policies. Stephen Brown wanted to know who the prospective interviewees are and if any of them are from the San Angelo Regional Office.
>
> Al Segovia will call TCEQ Human Resources to see if he is allowed to give out the name and location of prospective interviewees.

Ricky Anderson wanted Al Segovia to clarify the officer's duties.

> Al Segovia read the South Texas Watermaster Advisory Committee by-laws as an example of the officer's duties. Article 2 Members and Officers, 2.02 Officers and Duties, b. Chair (Presiding Officer), c. Vice-Chair, d. Secretary. This is just an example since the CRWAC by-laws and rules have not yet been adopted.

Al Segovia presented the CRWAC with the FY06 Budget and Assessment Rates.

> Legislation appropriated $159,219 a year for FY06 and FY07 for the Concho River Watermaster Program. Al Segovia discussed line by line of the FY06 budget. Salary break-down: Molly Gilliam 100%, Deputy 100%, and Al Segovia 30%. Salary Enhancements for prospective merit raises. Rent for facility is a percentage of office spaces.
>
> Proposed Municipal Rate is approximately $0.61 per acre-foot, this assessment calculation is based on 90% collection of assessments charged to Water Right Holders using current permit data. Irrigation rate is 80% of the base rate which is the municipal rate. WR Holders will have 60 days to pay. If they don't pay TCEQ can put a lock on their pump. If the lock is tampered with they can face criminal charges.

Al Segovia stated once the budget is approved by the CRWAC it will be presented on the agenda of the TCEQ Commission for final approval.

Fiscal year of TCEQ is September 1st thru August 31st; Assessments are billed January 1st thru December 31st.

Tracy Callen clarifies that TCEQ fronts the money appropriated by the legislature. This program is self-funded through assessments of Water Right Holders. Collecting less of the assessments would be detrimental to the program. What ever is collected is all that can be spent even if it is less than the amount appropriated by the legislature.

Stephen Brown made a motion Will Wilde seconded to lower the assessment rate to $0.60 per acre-foot. All in favor, 4; opposed, 7. Motion failed.

A. J. Jones made a motion J. W. Lown seconded to adopt the proposed budget of $159,219 with the assessment amount at $177,000 (calculated assessment based on 90% of collections) and assessment rates. All in favor, 10; opposed, 1. Motion carried.

Appointment of Non-Voting Member of South Texas Watermaster Advisory Committee as stated in HB 2815, Section 11.556.

Al Segovia will find out who the Executive Director of TCEQ has appointed the non-voting member of South Texas WAC from the CRWAC.

Next CRWAC Meeting set for December 15, 2005 at 1:00 P.M.

Meeting adjourned.

THESE MINUTES WERE READ AND APPROVED ON DECEMBER 15, 2005.

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Win Brown, Chair CRWAC

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A. J. Jones, Vice-Chair CRWAC

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Stuart Seidel, Secretary CRWAC