



**MINUTES OF THE
WELL INSTALLATION BOARD MEETING
Country Club Hotel and Spa
Mediterranean B Room
1301 Carol Road
Lake Ozark, Mo.
February 24, 2014**

The regular meeting of the Well Installation Board was held February 24, 2014, at the Country Club Hotel and Spa, Mediterranean B Room, 1301 Carol Road, Lake Ozark, Mo. A quorum being present, Mr. Danny Flynn, Chairman, called the meeting to order at 10:03 a.m.

Board Members Present: Mr. Robert Broz; Mr. Danny Flynn; Mr. Robert Lawrence; Mr. Jerry Prewett for Mr. Joe Gillman; Mr. Fred Schoen; Ms. Annetta St. Clair

Board Members Present via Conference Call: None.

Board Members Absent: Ms. Sharlene Morgan

Legal Counsel: Ms. Kristen Stokely for Mr. Jacob Westen, Assistant Attorney General; Ms. Julia Katich, Department of Natural Resources (DNR) General Counsel's Office

Staff Present: Ms. Carey Bridges, Mr. Kyle Rollins, Ms. Connie Edwards, Ms. Sheri Fry, Mr. Justin Davis, Ms. Airin Haselwander

Guests Present: Tony Guarrant & Randy Hayes, Geothermal Experts; Brad Hoyt, N Fennewald Pump Service and Missouri Water Well Association (MWWA); Kaley Erwin, Petroleum Storage Tank Insurance Fund (PSTIF); Ray Pelton and Adam Pelton, Pelton Pump; Doc McClanahan, Doc's Well & Pump and MWWA; Gerald Buechting, Buechting Drilling Co. and MWWA; David Schnell and Shawn Schnell, Schnell Drilling; Ed St. Clair; Richard Linebaugh, Drill It Well and MWWA; James Cook and Laurie Tremue, ARK-MO and MWWA; Lindell Lindsey, A&M Pump Inc. and MWWA; Larry VanGilder, Missouri Rural Water Association (MRWA); Dale Brower, Custom Digging Pump Service

Introduction

Mr. Danny Flynn welcomed everyone to the meeting and introduced himself. He asked the Board members to introduce themselves, followed by staff and the audience.

Elections

Ms. St. Clair made a motion to nominate Danny Flynn as Chairman. Motion carried with a unanimous voice vote. Mr. Broz made a motion to nominate Fred Schoen as Vice Chairman. Motion carried with a unanimous voice vote.

Minutes of the November 1, 2013, Meeting

The Chairman asked if there were any corrections to the minutes from the November 1, 2013, meeting. Mr. Broz offered a motion to accept the minutes. Ms. St. Clair seconded the motion. Motion carried.

Program Updates

The Chairman recognized Ms. Bridges, Program Director, who updated the Board on the following items: current and upcoming online services; GEOSTRAT; changes to certification and registration forms; permit renewal changes; and pending legislation including Senate Bill 507 and House Bill 1872.

Section Updates

The Chairman recognized Mr. Rollins, Section Chief, who congratulated Mr. Broz on receiving the Outstanding Service to Agriculture award from the Missouri Farm Bureau. Mr. Rollins also updated the Board on personnel changes, online pre-notification and cement bond logging equipment. Mr. Rollins presented the following 2013 year-end data: the section received and processed 3,295 well records, 2,327 well plugging records, 504 heat pump records, 1,500 pump records, 1,661 monitoring well records, 121 reconstruction records, 8,802 incoming calls, 2,097 incoming emails, 356 sunshine requests, 173 casing points, 192 variances, 145 tests administered and four educational presentations.

Special Area 2

The Chairman recognized Mr. Justin Davis, Field Investigation Unit Chief, who updated the Board on the changes made to the 2014 Special Area 2 Impact Area map.

Permit Petitions

The Chairman recognized Ms. Fry who stated no permit petitions were received.

Rule Update

The Chairman recognized Mr. Rollins who updated the Board on the status of the following rulemakings:

Appeals Hearing Amendment 10 CSR 23-1.075 – The draft language is being sent to the Interagency Review Committee for a 30 day comment period. Staff plan to have comments ready for the Board's review by the next scheduled board meeting.

Special Area 2 10 CSR 23-3.100 (5) – The draft language is complete; however, staff will place this rule on hold due to other pending issues in the Special Area 2 which may impact the rule. When these issues have been resolved, staff will proceed with the rule.

Rule Update Continued

Sensitive Area A 10 CSR 23-3.100 (1) – Staff held a stakeholder meeting in January, 2014, in Owensville. Consensus of this stakeholder meeting was to leave the rule as is. Staff will schedule another stakeholder meeting after comments from the meeting have been addressed.

Types of Wells 10 CSR 23-1.030 – The draft will include the addition of Charitable and Benevolent Organizations, a change to the language for wells drilled at Petroleum Distribution sites, combining High Yield Well and High Yield Bedrock Irrigation Well and removing Grade A Dairies as a well type. Mr. Broz made a motion to direct staff to go ahead and begin rulemaking on this particular rule. Mr. Schoen seconded the motion. Motion carried.

Location of Wells 10 CSR 23-3.010 – The proposed draft may include language to address setbacks from known contamination sources, concentrated animal feeding operations, and to better define waste landfill and lagoons. Ms. St. Clair made a motion to follow staff recommendation to begin rulemaking. Mr. Broz seconded the motion. Motion carried.

General Protection of Groundwater Quality and Resources 10 CSR 23-3.020 – The proposed draft may include language to address water wells drilled in conjunction with an oil and/or gas operation and general cleanup of the rule language. Mr. Schoen made a motion to follow staff recommendation to begin rulemaking. Ms. St. Clair seconded the motion. Motion carried.

Missouri Water Well Association Comments

Mr. Lindell Lindsey discussed the current status and future plans for the continuing education program.

Other Business

None.

Public Comment and Correspondence

None.

Future Meetings

The Board approved holding an open session meeting at 10 a.m. on August 8, 2014, in Sikeston, Mo. The location will be determined by staff. The motion was made by Mr. Schoen and seconded by Mr. Prewett. Motion carried.

Roll Call Vote For Next Closed Session

Mr. Schoen moved that the Well Installation Board meet in closed session at 9:30 a.m. at the next regular board meeting for the purpose of discussing matters protected from disclosure by law as provided for in Section 610.021, RSMo., including but not limited to: legal actions, pending litigation, and attorney-client privileged matters with the board attorney. The motion was seconded by Mr. Broz. A roll call vote was taken as follows: Mr. Broz, yes; Mr. Lawrence, yes; Ms. St. Clair, yes; Mr. Schoen, yes; Mr. Prewett, yes. Motion carried.

Adjournment of Meeting

Mr. Broz moved to adjourn the meeting. Ms. St. Clair seconded the motion. Motion carried.
Meeting adjourned at 11:03 a.m.