



**Minutes**  
**BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT**  
**112 W. 3<sup>rd</sup> Street**  
**Hearne, Texas 77859**  
**Thursday, September 12, 2019 at 2:00 p.m.**

**Jan A. Roe, President, called the Public Rules Hearing, Public Permit Hearing and Regular Board Meeting to order at 2:00 p.m.**

Directors present:	Jan A. Roe	President
	Mark Carrabba	Vice-President
	Linda Pecina	Secretary
	Stephen Cast	Treasurer
	Jayson Barfknecht	Director
	Pete Brien	Director
	Bill L. Harris	Director
	David Stratta	Director
Staff present:	Alan M. Day	General Manager
	Cynthia Lopez	Office Manager
	Megan Haas	Education Coordinator

**Public Rules Hearing**

Call meeting to order  
Declare quorum present  
Public Comment

Discussion and possible action on the proposed District Rule amendments relating to well spacing, production based acreage requirements, permit applications, and standards of completion for wells, (Rules 6.1(b)(2), 6.2(f), 7.1(c), 8.4(a), and 12.3). **A motion was made by Bill L. Harris, second by Pete Brien to accept and approve the recommended rule changes as presented. The motion passed with a six (6) vote with two (2) Directors David Stratta and Jayson Barfknecht opposed.**

**Public Permit Hearing**

Call Permit Hearing to order  
Roll call of members present  
Public Comment

- a) Non-agenda items – **No comments from the public**
- b) Agenda items (1) – **No comments from the public**

2. Discussion and possible action on the following **Operating Permit Amendment Applications:**

- **Four (4) existing wells for Andy Dang:**

- **Well #6 (BVDO-0264)** - Located at: N 31.05836754° W 96.52916941° 0.75 miles SSE of the intersection of FM 979 and Maris Lane in Robertson County. Permit holder seeks to amend the existing permit lengthening the permit term from one (1) year to five (5) years. The well produces from the Calvert Bluff Aquifer.

- **Well #7 (BVDO-0265)** - Located at: N 31.05713008° W 96.52870103° 0.83 miles SSE of the intersection of FM 979 and Maris Lane in Robertson County. Permit holder seeks to amend the existing permit lengthening the permit term from one (1) year to five (5) years. The well produces from the Calvert Bluff Aquifer.

**Well #8 (BVDO-0266)** - Located at: N 31.05070961° W 96.53202695° 1.17 miles S of the intersection of FM 979 and Maris Lane in Robertson County. Permit holder seeks to amend the existing permit lengthening the permit term from one (1) year to five (5) years. The well produces from the Calvert Bluff Aquifer.

**Well #9 (BVDO-0267)** - Located at: N 31.05031208° W 96.53203687° 1.20 miles S of the intersection of FM 979 and Maris Lane in Robertson County. Permit holder seeks to amend the existing permit lengthening the permit term from one (1) year to five (5) years. The well produces from the Calvert Bluff Aquifer.

**A motion was made by Jayson Barfknecht, second by Pete Brien to approve the Operating Permit amendments for Andy Dang lengthening the permits to five (5) years as presented. The motion passed unanimously.**

- **Two (2) existing wells for Nathan Philipello:**

**Well #1 (BVDO-0262)** - Located at N 31.07652814° W 96.47465081° 0.54 miles NE of the intersection of Old Boone Prairie Road and Lone Star Lane in Robertson County. Permit holder seeks to amend the existing permit lengthening the permit term from one (1) year to five (5) years. The well produces from the Calvert Bluff Aquifer.

**Well #2 (BVDO-0263)** - Located at N 31.07755000° W 96.47453300° 0.59 miles NNE of the intersection of Old Boone Prairie Road and Lone Star Lane in Robertson County. Permit holder seeks to amend the existing permit lengthening the permit term from one (1) year to five (5) years. The well produces from the Calvert Bluff Aquifer.

**A motion was made by David Stratta, second by Mark Carrabba to approve the Operating Permit amendments for Nathan Philipello lengthening the permits to five (5) years as presented. The motion passed unanimously.**

### 3. Adjourn Permit Hearing

#### **Regular Board Meeting**

Call meeting to order

Pledge of Allegiance

Declare quorum present

Public Comment    a) Non-agenda items  
                          b) Agenda items

1. Discussion and possible action on the Minutes from August 8, 2019 Public Permit Hearing and Regular Board Meeting. **A motion was made by Bill Harris, second by Jayson Barfknecht to approve the minutes of the Public Permit Hearing and Regular Board Meeting for August 8, 2019 as presented. The motion passed unanimously with Jan Roe, Mark Carrabba and Stephen Cast abstaining due to not being present at the August 8<sup>th</sup> meeting.**
2. Review and ratification of payments made for services rendered for the month of August 2019. **A motion was by Pete Brien, second by Mark Carrabba to approve the ratification of payments made for the month of August 2019. The motion passed unanimously.**
3. Financial Reports – August, 2019. **A motion was made by Mark Carrabba, second by Bill Harris to approve the financial report for the month of August 2019 as presented. The motion passed unanimously.**

4. Discussion and possible action on declaring the Gulf Coast Aquifer non-relevant for the 2021 GMA 12 Desired Future Conditions planning process. **A motion was made by Pete Brien, second by Jayson Barfknecht to approve declaring the Gulf Coast Aquifer non-relevant for the 2021 GMA 12 Desired Future Conditions. The motion passed unanimously.**
5. Discussion and possible action on the adoption of the groundwater availability model to be used for the Yegua-Jackson Aquifer and the expression of desired future conditions during the 2021 GMA 12 Desired Future Conditions planning process. **A motion was made by Pete Brien, second by Jayson Barfknecht on the adoption of the groundwater availability model to be used for the Yegua-Jackson Aquifer and the expression of desired future conditions during the 2021 GMA 12 Desired Future Conditions planning process. The motion passed unanimously.**
6. Discussion and possible action on recommendations by the Grants Committee concerning projects recommended for grant funding during fiscal year 2020. **A motion was made by Bill Harris, second by Pete Brien to approve the recommendations by the Grants Committee concerning grant funding projects to be presented to the Budget Committee for consideration during the FY 2020 budgeting cycle. The motion carried unanimously.**
7. Discussion and possible action requesting existing contracted entities and those seeking to provide future contract services for the District to provide proof of professional liability insurance and to determine District requirements for the level of professional liability insurance coverage for contract services. **A motion was made by Pete Brien, second by David Stratta, to request existing contracted entities and those seeking to provide future contract services for the District to provide proof of professional liability insurance (original motion). Pete Brien moved to amend the original motion changing “proof of” to “certificate of” professional liability insurance. Second by David Stratta. Amended motion was voted on and failed 5-3 (Stratta, Brien, & Carrabba voting for). The original motion was then voted on. Motion passed 5-3 (Cast, Roe, & Barfknecht voting no).**
8. General Manager’s Report
  - a) Drought Monitor Report
  - b) Wells permitted pursuant to District Rule 8.3(j)
  - c) GMA 12 Regional Water Planning Update
  - d) District Business & Activities
  - e) Management Plan Update

**Alan Day, provided the Board a brief discussion on the above listed reports.**

9. Discussion and possible future agenda items.
10. Adjourned

**Signed this 10<sup>th</sup> day of October, 2019**

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**Linda Pecina, Secretary**

The Board of Directors may meet in closed session, pursuant to the Texas Open Meetings Act, Texas Government Code §§ 551.071-551.076, to:

- (1) consult with attorney ;
- (2) deliberate regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the District in negotiations with a third person;
- (3) deliberate a negotiated contract for a prospective gift or donation to the District if deliberation in an open meeting would have a detrimental effect on the position of the District in negotiations with a third person;
- (4) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a Board member or District employee;
- (5) to receive information from employees or question employees, but not deliberate public business or agency policy that affects public business; and
- (6) to deliberate the deployment or specific occasions for implementation of security personnel or devices.

The Board may also meet in open session on these matters as required by the Texas Open Meetings Act, Texas Government Code § 551.102.

**Agenda items may be taken out of order at the discretion of the Board Chairman**