



## Minutes

### BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

**Brazos County Commissioners Courtroom  
County Administration Building  
200 South Texas Ave., Suite 106  
Bryan, TX 77803**

**Thursday, September 8, 2016 at 2:00 p.m.**

President, Bill Harris called the Board Meeting to order at 2:00 p.m.

Directors present:	Bill L. Harris, Mark J. Carrabba, Pete Brien, David Stratta, Tom McDonald,	President Secretary Treasurer Director Director
Directors absent:	Bryan F. Russ, Jr., Jan A. Roe, Kent Watson,	Director Vice-President Director
Staff present:	Alan M. Day, Monique Norman, Cynthia Lopez, Megan Haas,	General Manager Attorney Office Manager Education Coordinator / Water Resource Specialist

Call meeting to order  
Pledge of Allegiance  
Declare quorum present  
Public Comment

- a) Non-agenda items
- b) Agenda items
  - Jim Mathews, Attorney, City of Bryan
  - Bill Mullican, Consultant, City of Bryan

1. Discussion and possible action on the Minutes from the August 11, 2016 Regular Board Meeting and August 18, 2016 Special Board Meeting. **A motion was made by David Stratta, second by Mark J. Carrabba to approve the Minutes from August 11<sup>th</sup> and 18<sup>th</sup> as presented. The motion passed with Director Tom McDonald abstaining.**
2. Review and authorization of payments made for services rendered for the months of August, 2016. **A motion was made by Pete Brien, second by David Stratta to approve the authorization of payments for the month of August 2016 as presented. The motion passed unanimously.**
3. Financial Reports. **A motion was made by David Stratta, second by Pete Brien to approve the Financial Reports as presented. The motion passed unanimously.**

4. Presentation by John Seifert on the summary of public comments received on the approved proposed Desired Future Conditions and actions proposed. **(Presentation attached)**
5. Discussion and possible action on summary of public comments received on the approved proposed Desired Future Conditions, actions proposed and submission to Groundwater Management Area 12 as prescribed by §36.108(d-2). **A motion was made by Pete Brien, second by David Stratta to accept John Seifert analysis of the comments that have been submitted, considered and responded to GMA 12 appropriately with no action required**
6. Discussion and possible action on bids received on the possible renovation and remodeling of the District Office. **No action taken on this Agenda item.**
7. Executive Session: Texas Government Code 551.071 – For legal counsel regarding City of Bryan's Motion for Rehearing of rules adopted August 11, 2016.
8. Executive session: Texas Government Code 551.071 - To discuss contemplation of litigation involving multiple issues pertaining to the proposed City of Bryan ASR project and related legislative issues.
9. Discussion and possible action on matters regarding the City of Bryan's Motion for Rehearing of rules adopted August 11, 2016. A motion was made by David Stratta, second by Pete Brien to take no action at this time. The motion passed with four (4) votes for and one (1) against Tom McDonald.
10. Discussion and possible action on matters regarding hiring attorneys/consultants to assist the District's legal counsel and staff in contemplation of litigation involving multiple issues pertaining to the proposed City of Bryan ASR project and related legislative issues. **A motion was made by David Stratta, second by Pete Brien to delegate to the General Manager and the District's attorney to agree and engage outside legal counsel only for research and legal opinions regarding ASR projects within the District and the related roles and responsibilities of the District. The motion passed with David Stratta, Bill Harris, and Pete Brien for and Tom McDonald against. Mark J. Carrabba recused.**
11. General Manager's Report
  - Drought Monitor Report
  - Well Monitoring Report
  - Wells permitted pursuant to District Rule 8.3(j)
  - District Activities
  - Management Plan Update

12. Discussion and possible future agenda items.

13. Adjourn

**Signed this 13<sup>th</sup> day of October, 2016**

**Mark J. Carrabba, 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**