



## Minutes

BRAZOS VALLEY GROUNDWATER  
CONSERVATION DISTRICT  
112 W 3<sup>rd</sup> Street, Hearne, TX 77859

### Rules, Public Permit Hearing and Regular Board Meeting Thursday, January 14, 2016 at 2:00 p.m.

President, Pete Brien called the All Board Workshop Meeting to order at 2:00 p.m.

Directors present:	Bill L. Harris,	President
	Jan A. Roe,	Vice-President
	Mark J. Carrabba,	Secretary
	Pete Brien,	Treasurer
	Tom McDonald,	Director
	Bryan F. Russ, Jr.,	Director
	David Stratta,	Director
	Kent Watson,	Director

Staff present:	Alan M. Day,	General Manager
	Monique Norman,	Attorney
	Cynthia Lopez,	Office Manager

Call meeting to order  
Declare quorum present  
Public Comment

The **Brazos Valley Groundwater Conservation District (District)**, in compliance with Chapter 36 of the Texas Water Code and its Rules, will receive public comment on the proposed amendments to the Rules of the District at a public hearing at the District Office, located at 112 West 3rd Street Hearne, Texas, 77859 at 2:00 p.m. on Thursday, January 14, 2016. The proposed District Rule amendments relate to implementation of rules regarding §36.1132 of the Texas Water Codes addressing permits based on modeled available groundwater and enforcement of adopted desired future conditions. The District Board, at the conclusion of the public hearing, will discuss comments received and consider possible adoption of the proposed rules. Written and oral public comments on the proposed rules must be submitted to the District on or prior to the hearing date. A complete copy of the current Rules of the District and proposed rule amendments are available at [www.brazosvalleygcd.org](http://www.brazosvalleygcd.org) and the District office, 112 West 3rd Street Hearne, TX 77859; (979) 279-9350.

#### Public Comments included:

David Coleman, City of College Station  
Barret Lyne, Landowner Brazos County  
Jayson Barfknecht, City of Bryan  
Eddie Young, Major Oak Power Plant  
Cathy Lazarus, Landowner Robertson County  
John Melvin, Brazos Valley Groundwater Rights Association

**A motion was made by David Stratta, second by Jan A. Roe, to approve the adoption of proposed Rules 7.2 & 7.3 as presented with one minor change addressing the conservation credit status. The motion passed with a five (5) votes, and three (3) opposed.**

Call meeting to order  
Declare quorum present  
Public Comment  
a) Non-agenda items  
b) Agenda items (1-2)

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

- **Seven (7) existing wells for E.H. Astin Farm, LLC** located at the following locations:

**Well #1** located at N 30.714994° W 96.585206° 1.85 miles SSW of the intersection of FM 50 and N. Astin Road in Robertson County for a total of 574 acre feet per year for Agricultural use. The well will produce from the Brazos River Alluvium Aquifer.

**Well #2** located at N 30.714041° W 96.582971° 1.78 miles SSW of the intersection of FM 50 and N. Astin Road in Robertson County for a total of 574 acre feet per year for Agricultural use. The well will produce from the Brazos River Alluvium Aquifer.

**Well #3** located at N 30.722572° W 96.564621° 0.56 miles SW of the intersection of FM 50 and N. Astin Road in Robertson County for a total of 574 acre feet per year for Agricultural use. The well will produce from the Brazos River Alluvium Aquifer.

**Well #4** located at N 30.725494° W 96.557379° 0.20 miles S of the intersection of FM 50 and N. Astin Road in Robertson County for a total of 574 acre feet per year for Agricultural use. The well will produce from the Brazos River Alluvium Aquifer.

**Well #5** located at N 30.721681° W 96.5552220° 0.58 miles SE of the intersection of FM 50 and N. Astin Road in Robertson County for a total of 574 acre feet per year for Agricultural use. The well will produce from the Brazos River Alluvium Aquifer.

**Well #6** located at N 30.730037° W 96.543257° 0.88 miles E of the intersection of FM 50 and N. Astin Road in Robertson County for a total of 574 acre feet per year for Agricultural use. The well will produce from the Brazos River Alluvium Aquifer.

**Well #7** located at N 30.739241° W 96.534077° 1.61 miles ENE of the intersection of FM 50 and N. Astin Road in Robertson County for a total of 574 acre feet per year for Agricultural use. The well will produce from the Brazos River Alluvium Aquifer.

**A motion was made by Bryan F. Russ, Jr., second by David Stratta to approve the seven (7) existing Operating Permits for E.H. Astin Farm, LLC as presented. The motion passed unanimously.**

3. Adjourn at 2:43 p.m.

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

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

1. Election of Officers for the 2016 calendar year as required by District by-laws.

**Officers elected for 2016 include, President, Bill L. Harris, Vice-President, Jan A. Roe, Treasurer Pete Brien, and Secretary, Mark J. Carrabba.**

2. Discussion and possible action on the Minutes from the November 12, 2015 Public Permit Hearing and Regular Board Meeting. **A motion was made by Mark Carrabba, second by Pete Brien to approve the Minutes from the November 12, 2105 2015 Public Permit Hearing and Regular Board Meeting as presented. The motion passed unanimously.**
3. Review and authorization of payments made for services rendered for the month of November and December 2015. **A motion was made by Jan A. Roe, second by Pete Brien to approve the authorization of payments made for services rendered for the month of November and December 2015. The motion passed unanimously.**
4. Financial Reports. **Presented by General Manager Alan M. Day**
5. Presentation by John Seifert concerning the extension of pumping data to year 2070 on the groundwater availability model simulations and the effects on the desired future conditions of the aquifers. **(see presentation attached)**
6. Discussion and possible action on determination of initial Desired Future Condition levels for all District aquifers for use in the 2016 GMA planning process under §36.108, Texas Water Code. **A motion was made by Pete Brien, second by David Stratta for a Groundwater Management Area (GMA) representative to use the PS5 scenario that's been developed as a basis for the Desired Future Condition (DFC's) to be initially proposed to GMA 12 and to also be willing to use the regional-wide DFC that's also developed and presented in the PS5. The motion passed unanimously.**
7. Presentation, discussion and possible action on the 3D Leapfrog groundwater model being developed for District use by LBG-Guyton Associates. **No action taken on this agenda item.**
8. Discussion and possible action on requiring all reserve pits used in conjunction with oil and gas production to be sufficiently lined to protect groundwater resources from contamination. **No action taken on this agenda item.**
9. Discussion and possible action on partial funding of an economic impact study along with the City of College Station, City of Bryan, and Texas A&M University for use in the GMA 12 Desired Future Conditions determination. **A motion was made by Pete Brien, second by Mark Carrabba to participate in a partial funding of an economic impact study for the use in the GMA 12 Desired Future Condition without the presentation. The motion passed unanimously.**
10. Discussion and possible action on recommendations by the Grants Committee regarding grant funding parameters for fiscal year 2016. **This agenda item was tabled for the next Board meeting on February 11, 2016 to be discussed and possible action.**

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

**Alan M. Day, General Manager presented the Board with the above stated reports for the months of November and December. (see attached reports)**

12. Committee Assignments by President of the Board
13. Discussion and possible future agenda items.
14. Adjourned at 4:35 pm

**Signed this 11<sup>th</sup> day of February, 2016**

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**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**