



## Minutes

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

### Public Rules Hearing and Regular Board Meeting Thursday, June 8, 2017 at 2:00 p.m.

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

Directors present:	Jan A. Roe	President
	Mark J. Carrabba	Vice-President
	David Stratta	Secretary
	Bryan Russ, Jr.	Director
	Jayson Barfknecht	Director
	Pete Brien	Director
	Bill L. Harris	Director
Absent:	Stephen Cast	Treasurer
Staff present:	Alan M. Day	General Manager
	Monique Norman	Attorney
	Cynthia Lopez	Office Manager
	Megan Haas	Ed. Coordinator / Water Resource Specialist

#### **Public Rules Hearing**

Call Permit Hearing to order  
Declare quorum present  
Public Comment  
a) Non-agenda items  
b) Agenda items

#### **Discussion and Possible action on:**

The proposed District Rule amendment relates to implementation of rules regarding §36.002(d)(1) and §36.101(a) of the Texas Water Codes addressing exceptions to spacing requirements of new non-exempt wells from existing wells to allow the new well owner to produce their production based acreage. **A motion was made by David Stratta, second by Mark Carrabba to approve the rule amendments as presented in the outline provided to the directors. David Stratta has initialed and tendered outline to the court reporter. (See attached) The motion passed with a six (6) yes vote and one (1) Jayson Barfknecht voting no.**

#### **Adjourn Rules Hearing**

## Regular Board Meeting

Pledge of Allegiance

Public Comment

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

1. Discussion and possible action on the Minutes from the June 8, 2017 Public Rules Hearing / Regular Board Meeting. **A motion was made by David Stratta, second by Mark Carrabba, to approve the Public Rules Hearing / Regular Board meeting minutes for May 11, 2017 as presented. The motion passed unanimously.**
2. Review and authorization of payments made for services rendered for the month of May 2017. **A motion was made by Bill Harris, second by Pete Brien, to approve expense payments made for May 2017 as presented. The motion passed unanimously.**
3. Financial Report. **A motion was made by Pete Brien, second by David Stratta, to approve the financial report as presented for the month of May 2017. The motion passed unanimously.**
4. Discussion and possible action on proposing a method for groundwater production projects to be included in the Brazos G Regional Water Plan under the MAG Peak Planning Factor provision. **A motion was made by Pete Brien, second by Bill Harris to continue to work toward and arrive at a MAG peak factor for presentation to the Texas Water Development Board. The motion passed unanimously.**
5. Discussion and possible action allowing the District to use electronic fund transfers described in TWC §36.151 beginning September 1, 2017. **A motion was made by Bill Harris, second by Mark Carrabba to approve the electronic transfer of funds subject to the Governor's approval as spelled out in SB 865 effective September 1, 2017. The motion passed unanimously.**
6. Legislative update on bills filed and passed during the 85<sup>th</sup> Legislative Session impacting the District. **A Rules committee meeting scheduled for Wednesday, June 21, 2017 to discuss items effective September 1, 2017.**
7. Assignments of members to the District Grants Committee and Building Committee for 2017. **Jan A. Roe, President appointed Stephen Cast to the Grants committee and Jayson Barfknecht to the Building committee for 2017. A personnel committee meeting to be held in early July to discuss performance evaluations.**
8. Executive session: Texas Government Code 551.071 - To discuss the BVGRA/Fazzino Complaint filed against The City of Bryan Operating Permit BVDO-0003 and The City of Bryan Motion for Rehearing of action taken on April 13, 2017 concerning the complaint. **Executive Session at 3:25 p.m.**
9. Discussion and possible action on matters relating to the BVGRA/Fazzino Complaint filed against The City of Bryan Operating Permit BVDO-0003 and The City of Bryan Motion for Rehearing of action taken on April 13, 2017 concerning the complaint. **No action on this agenda item.**
10. General Manager's Report
  - Drought Monitor Report
  - Wells permitted pursuant to District Rule 8.3(j)
  - Monitoring Well Report

- District Activities
- Management Plan Update

**Alan Day, general manager updated the Board with the reports listed above. Megan Haas, gave a brief report on the monitoring of wells for Robertson and Brazos counties. (see attached)**

11. Discussion and possible future agenda items.
12. **Adjournment, A motion was made by David Stratta, second by Mark Carrabba to adjourn at 4:02 p.m.**

**Signed this 13<sup>th</sup> day of July, 2017.**

---

**David Stratta, 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 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 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**