



## Agenda

**BRAZOS VALLEY GROUNDWATER  
CONSERVATION DISTRICT  
112 W. 3<sup>rd</sup> Street – Hearne, Texas**

**Special Board Meeting  
Wednesday, April 18, 2018  
10:00 a.m.**

Call meeting to order  
Pledge of Allegiance  
Declare quorum present

1. Executive session: Texas Government Code § 551.071—to discuss the Fazzino lawsuit filed in the 82nd District Court, the Fazzino and Stratta lawsuit filed in the United States District Court for the Western District of Texas, Waco Division, and related matters.
2. Discussion and possible action regarding the engagement of Mike Gershon and Lloyd Gosselink Rochelle & Townsend, P.C., to represent the District, including its staff and Board members, in the Fazzino lawsuit filed in the 82nd District Court, the Fazzino and Stratta lawsuit filed in the United States District Court for the Western District of Texas, Waco Division, and all other pending and future litigation matters; to work in association with the District's General Counsel, Monique Norman, as well as attorneys that may represent the District through its insurance policies.
3. Discussion and possible action regarding appointment of a litigation subcommittee of the Board of Directors; authorize communication between Board members, consultants, staff, and attorneys; and delegate authority to engage consultants/expert, as needed for litigation.

Signed this 14<sup>th</sup> day of April, 2018

**Alan M. Day  
General Manager**

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**