

MINUTES
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
112 West Third Street
Hearne, TX 77859

Public Hearing and Regular Board Meeting
Thursday, January 7, 2010 at 3:00 p.m.

1. Call meeting to order.

Board Chairman Kent Watson called the meeting to order at 3:02 p.m.

Directors presented:	Kent Watson,	Chairman
	Pete Brien,	Vice Chairman
	Steve Beachy,	Director
	John Hicks,	Director
	Dan Kyle,	Director
	David Stratta,	Director
	Tom McDonald,	Director
	Wayne Wilson,	Director

Staff present:	Ralph Crum,	Assistant General Manager
	Cynthia Lopez,	Administrative Assistant

2. Pledge of Allegiance.

3. Election of officers for calendar year 2010 as per District Bylaws. Officers to be elected include: President, Vice-President, Treasurer, and Secretary.

Chairman Kent Watson presented to the Board, the recommendations made by Directors Steve Beachy and David Stratta, whom were appointed at the December 10, 2009 board meeting to recommend candidates for the open positions. The recommendations were: For President: Pete Brien, Vice President: Tom McDonald, Treasurer: John Hicks, and Secretary: Steve Beachy. A motion was made by Steve Beachy, second by David Stratta, for the Election of officers as presented to the Board, for the 2010 calendar year. The motion carried, with Director Wayne Wilson opposing. The meeting then proceeded with newly elected President Pete Brien presiding over business.

4. Discussion and possible action on the Minutes from the December 10, 2009 Public Hearing and Regular Board Meeting. **A motion was made by Wayne Wilson, second by David Stratta to modify the minutes to read: "To allow David Stratta time to review the recording of the minutes". The motion carried unanimously (see attached Revised Minutes). A second motion was made by John Hicks, second by Tom McDonald to approve the corrected minutes.**

Discussion and possible action on the November 23, 2009 Special Meeting of the Board of Directors. **A motion by Wayne Wilson, second by Tom McDonald to insert the wording "Submitted by Doug Caroom on behalf of the C.A. Skiles Family Partnership Ltd., and Cliff Skiles, Jr., D.V.M." to item # 3. A vote was taken by the Board on the motion, which resulted in 3 votes for, and 5 votes against. The motion failed. A second motion by David Stratta, second by Dan Kyle to accept the November 23, 2009 as presented carried, with Director, Wayne Wilson opposing.**

5. Review and Authorization of payments made for services rendered during the month of December 2009. **A motion was made by John Hicks, second by Wayne Wilson to approve the expenses for the month of December 2009 as presented. The motion carried unanimously.**
6. Public Hearing for the purpose of taking public comment on the following.
Operating Permit Application:
 - A. One (1) existing well for Oak Grove Country Club. The well is located at 4834 North Hwy., 46, Franklin, TX., for a total of 51 acre/feet per year for golf course irrigation. The well produces from the Calvert Bluff Aquifer.
7. Public Hearing for the purpose of taking public comment on the following:
Drilling/Operating Permit Application:
 - A. One (1) new well for the C.A. Skiles Family Partnership, Ltd. The well will be located on the Brazos Barton Farm, 4026 N. FM 1644, Hearne, TX., for a total of 289 acre/feet per year for agricultural irrigation. The well will produce from the Simsboro Aquifer.
8. Discussion and possible action on the following Operating and Drilling/Operating Permit Applications:
Operating Permit Application:
 - A. One (1) existing well for Oak Grove Country Club. The well is located at 4834 North Hwy., 46, Franklin, TX., for a total of 51 acre/feet per year for golf course irrigation. The well produces from the Calvert Bluff Aquifer. **A motion was made by Kent Watson, second by Dan Kyle to approve the Operating Permit application for Oak Grove Country Club as presented. The motion carried unanimously.**

Drilling/Operating Permit Application:

- A. One (1) new well for the C.A. Skiles Family Partnership, Ltd. The well will be located on the Brazos Barton Farm, 4026 N. FM 1644, Hearne, TX., for a total of 289 acre/feet per year for agricultural irrigation. The well will produce from the Simsboro Aquifer. **A motion was made by John Hicks, second by Steve Beachy to approve the Permit for Drilling only at this time, for the C.A. Skiles Family Partnership, Ltd. with zero (0) allocation until the Management Plan is approved. Clarification was made by Attorney Doug Caroom, representing the Skiles Family Partnership, Ltd. that this new well will be drilled on what was called the Cobb Farm, prior to Dr. Skiles purchasing the property.**
9. Discussion and possible action on the proposed 2009 amended budget.
A motion was made by John Hicks, second by Steve Beachy to approve the 2009 amended budget as presented. The motion carried unanimously.
 10. Discussion and possible action on the proposed 2010 budget. **A motion was made by Kent Watson, second by Tom McDonald to approve the Proposed 2010 Budget with one correction, Capital Expenditures be a separate category. The motion carried unanimously.**

11. Presidents Report

- Appointment of a committee to review all Professional Services contracts and future RFP's, and resumes that the District has received for the General Managers position. **Chairman Pete Brien appointed a RFP and Resume committee to review the Professional Services contracts, and resumes for the General Manager position. Appointed committee members are: Kent Watson as Chair, Steve Beachy, Dan Kyle and Pete Brien.**

12. Discussion and possible action on establishing a rotating meeting schedule for calendar year 2010, between Robertson and Brazos counties. **A motion was made by Wayne Wilson, second by John Hicks to table item #12 for the next board meeting.**

13. Assistant General Managers Report

- Financial Reports

Assistant General Manager Ralph Crum presented the Board with the financial reports for the month of December 2009.

14. Legal Report

15. Hear Visitors

Residents listed below voiced their opinion on meeting schedules between Robertson and Brazos County.

**John Melvin, Robertson County Newspaper
Linda Wilson, Resident Brazos County
Leon Deena, Resident Brazos County
Keith Pettitt, District 1, Robertson County Commissioner
Nelda Calhoun, Resident Robertson County**

Individuals who registered to address the Board:

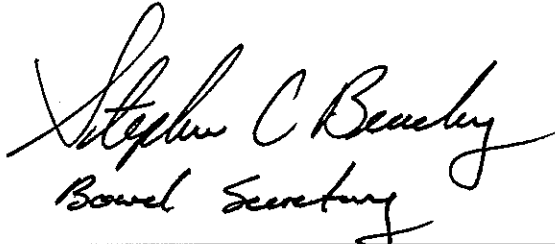
**Doug Caroom, Agenda Item #7 and Item #12
Jennifer Nations, Agenda Item #7
John Melvin, Agenda #12
Judge Jan Roe, Agenda # 12**

(Recording on file for opinions made by each individual)

16. Chairman, Pete Brien adjourned the board meeting.

Signed this 8th, day of January, 2010

**Cynthia Lopez
Administrative Assistant**


Board 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**