



## MINUTES

### BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

#### Public Hearing and Regular Board Meeting Thursday, October 7, 2010

1. Call meeting to order  
Board Chairman Pete Brien called the meeting to order at 2:00 p.m.

Directors present:

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

Staff present:

Ralph Crum,	General Manager
Monique Norman,	Attorney
Cynthia Lopez,	Office Manager

2. Pledge of Allegiance
3. Discussion and possible action on the Minutes from the September 9, 2010 Public Hearing and Regular Board Meeting. **A motion was made by John Hicks, second by Kent Watson, to approve the Minutes from the September 9, 2010 Public Hearing and Regular Board Meeting as presented. The motion carried unanimously.**
4. Review and authorization of payments made for services rendered during the month of September 2010. **A motion was made by Kent Watson, second by Tom McDonald, to approve the expenses for the month of September 2010 as presented. The motion carried unanimously.**
5. Discussion and possible action on approval of the proposed rule amendments to Rule 7.1 addressing maximum allowable production and permitting limits. **A motion was made by David Stratta, second by Tom McDonald to except the approval of the changes to Rule 7.1. The motion was approved with seven (7) board members voting for, and with one (1) Director, Wayne Wilson opposing.**

**Chairman, Pete Brien and Director, David Stratta recused themselves from items #6 and #8 (Drilling/Operating). Chairman Pete Brien asked Vice-President Tom McDonald to preside over the meeting until items #6 and #8 were addressed.**

6. Public Hearing for the purpose of taking Public comment on the following **Drilling/Operating Permit Application:**
  - A. Two (2) new wells for the Vence Corpora Family LTD., Partnership. The wells will be located off the New Magnolia Church Rd., Calvert, TX., for a total of 1,300 acre/feet per year for agricultural irrigation. The wells will produce from the Simsboro Aquifer.

7. Public Hearing for the purpose of taking Public comment on the following **Permit Amendment:**
  - A. Increase production and capacity on three (3) existing wells for Robertson County Water Supply Company as follows.

Well #1 – Increase production an additional 100 acre/feet per year, for a maximum of 259.6 acre/feet per year, and increase pumping capacity an additional 160 GPM, for a maximum of 350 GPM for retail water supply. The Well produces from the Simsboro Aquifer.

Well #2 – Increase production an additional 150 acre/feet per year, for a maximum of 236.4 acre/feet per year, and increase pumping capacity an additional 197 GPM, for a maximum of 350 GPM for retail water supply. The Well produces from the Simsboro Aquifer.

Well #4 – Increase production an additional 63 acre/feet per year, for a maximum of 134.5 acre/feet per year for retail water supply. The Well produces from the Carrizo Aquifer.
8. Discussion and possible action on the following **Drilling/Operating Permit Application:**
  - A. Two (2) new wells for the Vence Corpora Family LTD., Partnership. The wells will be located off the New Magnolia Church Rd., Calvert, TX., for a total of 1,300 acre/feet per year for agricultural irrigation. The wells will produce from the Simsboro Aquifer. **A motion was made by Steve Beachy, second by John Hicks to approve the Drilling/Operating Permit application for two (2) new wells for Vence Corpora Family LTD., Partnership for a total of 1,300 acre/feet as presented. The motion carried unanimously.**
9. Discussion and possible action on the following **Permit Amendment:**
  - A. Increase production and capacity on three (3) existing wells for Robertson County Water Supply Company as follows.

Well #1 – Increase production an additional 100 acre/feet per year, for a maximum of 259.6 acre/feet per year, and increase pumping capacity an additional 160 GPM, for a maximum of 350 GPM for retail water supply. The Well produces from the Simsboro Aquifer.

Well #2 – Increase production an additional 150 acre/feet per year, for a maximum of 236.4 acre/feet per year, and increase pumping capacity an additional 197 GPM, for a maximum of 350 GPM for retail water supply. The Well produces from the Simsboro Aquifer.

Well #4 – Increase production an additional 63 acre/feet per year, for a maximum of 134.5 acre/feet per year for retail water supply. The Well produces from the Carrizo Aquifer. **A motion was made by Wayne Wilson, second by Kent Watson to approve the Permit Amendment as presented from Robertson County Water Supply Company. The motion was approved with John Hicks abstaining because he is a customer of Robertson County WSC.**
10. Discussion and possible action on supporting the Farm Bureau property rights resolution. **After much discussion a motion was made by David Stratta to support the resolution. However, Chairman Brien did not receive a second, resulting in no action taken on this item.**
11. Discussion and possible action on hiring a part time clerk to assist with gathering data for the Irrigated Acreage project. **A motion was made by David Stratta, second by John Hicks to authorize General Manager Crum to hire a part-time clerk to assist in gathering data for the irrigated acreage project. The motion carried unanimously.**

12. General Managers Report

- Financial Reports
- Palmer Drought Index Status and Map
- Number of Wells Monitored in September
- Texas Alliance of Groundwater (TAG) quarterly meeting update

General Manager Ralph Crum presented the Board with the financial reports for the month of September 2010. He also gave a brief update on the CD with The Bank and Trust in Brazos County, at a 1.5% interest rate with no penalty for early withdrawal. He updated the board on the number of wells monitored in September, the current PDSI Status, and points of interest at the Texas Alliance of Groundwater Districts quarterly meeting.

13. Legal Report

Monique Norman, Attorney, did not have anything to report at this time.

14. Hear Visitors

**Individuals who registered to address the Board:**

David Coleman, Water Services Director, City of College Station, #14

John Melvin, Executive Director, Brazos Valley Groundwater Rights Association, #6, & 7.1

Rodney O'Connor, Resident, 7.1

(Recording on file for opinions made by each individual)

15. Adjourn

Signed this 4<sup>th</sup> day, of November, 2010

  
Steve Beachy, 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