

MINUTES

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

112 West Third Street
Hearne, TX 77859

Public Hearing and Regular Board Meeting
Thursday, August 4, 2011 at 3:00 p.m.

1. Call meeting to order.

Board Chairman Pete Brien called the meeting to order at 3:00 p.m.

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| Directors presented: | Pete Brien, | Chairman |
| | Tom McDonald, | Vice-Chairman |
| | John Hicks, | Treasurer |
| | David Stratta, | Director |
| | Bryan Russ, Jr., | Director |
| | Kent Watson, | Director |
| | Wayne Wilson. | Director |

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| Directors absent: | Steve Beachy, | Director |
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| Staff present: | Ralph Crum, | General Manager |
| | Cynthia Lopez, | Office Manager |
| | Carlton Smith, | Field Technician |
| | Monique Norman, | Attorney |

2. Pledge of Allegiance

3. Discussion and possible action on the Minutes from the July 7, 2011 Public Hearing and Regular Board Meeting. **A motion was made by John Hicks, second by Tom McDonald, to approve the Minutes from the July 7, 2011 Public Hearing and Regular Board meeting as presented. The motion carried unanimously.**

4. Review and authorization of payments made for services rendered for the month of July 2011. **A motion was made by Wayne Wilson, second by Bryan Russ, Jr., to approve the expenses for the month of July 2011 as presented. The motion carried unanimously.**

5. Discussion and possible action on the following
Drilling/Operating Permit Applications:

- A. One (1) new well for Clifford A. Skiles III. The well will be located at the North end of Gifford Hill Rd., and just North of U.S. 79, Hearne, TX., for a total of 1,400 acre/feet per year for agricultural irrigation on a 701 acre tract. The well will produce from the Simsboro Aquifer. **A motion was made by David Stratta, second by John Hicks, to approve the Drilling/Operating permit application for Clifford A. Skiles, III as presented. The motion carried with Judge Tom McDonald voting against.**

Chairman Pete Brien, recused himself from discussion on item #B&C and turned the meeting over to Vice President, Judge Tom McDonald.

- B. One (1) new well for Murray Neal. The well will be located at 1793 FM 2549, Hearne, TX., for a total of 24 acre/feet per year for hayfield irrigation and providing water for wildlife on a 331 acre tract. The well will produce from the Carrizo Aquifer. **A motion was made by Wayne Wilson, second by Bryan Russ, Jr., to approve the Drilling/Operating permit application as presented for Murray Neal. The motion carried unanimously.**
- C. One (1) new well for Willis Mackey. The well will be located at 790 Embra Rd., New Baden, TX., for a total of 20 acre/feet per year for hayfield irrigation and to provide water for livestock on a 10 acre tract. The well will produce from the Calvert Bluff Aquifer. **A motion was made by John Hicks, second by Wayne Wilson, to approve the Drilling/Operating permit application as presented for Willis Mackey. The motion carried unanimously.**

Vice President, Judge Tom McDonald turned the meeting back over to Chairman Pete Brien.

6. Discussion and possible action on the following
Historic Use Operating Permit Amendments:

- D. Two (2) wells for Lake Limestone Coves Water System, Inc., known as Well #1 & Well #2. The wells are located at Lake Limestone Subdivision, Thornton, TX., for a requested increase in production of 85.71 acre/feet per year total for Retail Public Water Supply. Lake Limestone Coves also requests that production from the wells be aggregated. Both wells produce from the Simsboro Aquifer. **A motion was made by Wayne Wilson, second by Bryan Russ, Jr., to approve the Historic Use Operating permit amendment as presented for Lake Limestone Coves Water System, Inc. with the increase permitted amount of 85.71 acre/feet with no historic use protection and to aggregate production of the wells. The motion carried unanimously.**

7. Discussion and possible action on the following
Historic Use Applications:

- E. Two (2) wells for Leire Dairy. The wells are located at 417 Liere Lane, Franklin, TX., for a total of 974 acre/feet per year for agricultural irrigation and dairy operations. The wells produce from the Simsboro Aquifer. **A motion was made by Bryan Russ, Jr., second by John Hicks, to approve the Historic Use application as presented for Leire Dairy. The motion carried unanimously.**
- F. One (1) existing well for the Vence Corpora Family LTD. Partnership. The well is located on the Hall Farm at the intersection of FM 1644 & Providence Baptist Church Rd., Hearne, TX., for a total of 85 acre/feet per year for agricultural irrigation on a 1,317 acre tract. The well produces from the Brazos River Alluvium Aquifer. **A motion was made by Wayne Wilson, second by Bryan Russ, Jr., to approve the Historic Use application as presented for Vence Corpora Family LTD Partnership. The motion carried unanimously.**

- 8. Presentation by LBG-Guyton and Associates on the District's well monitoring program, followed by discussion and possible action by the Board. **(See attached presentation)**
- 9. Update by Director Wayne Wilson on the July 25, 2011 meeting of Ground Water Management Area 12, and recent activities of the Region G Water Planning Group, including petitions filed by Environmental Stewardship and End Op, LP with GMA 12. Followed by discussion and possible action by the Board regarding authorization for LBG-Guyton and Associates and Monique Norman to respond and participate with the GMA 12 petition Process with the Texas Water Development Board. **A motion was made by Wayne Wilson, second by David Stratta to authorize LBG-Guyton & Associates and Monique Norman to participate as required in the continuing effort of Ground Water Management Area 12 (GMA 12). The motion carried unanimously.**

10. Update by Director John Hicks on topics discussed at the Management Plan Committee meeting held on Wednesday, August 3, 2011. Followed by discussion and possible action by the Board. **A motion was made by John Hicks, second by Wayne Wilson to approve a Public Hearing on the minor changes to the Management Plan. The amendments; Objective 4a. – Determine if there are any natural spring flows within the District that may be impacted by increased groundwater pumping; Objective 6c. – Assist in obtaining grant funds for the implementation of water conservation methods; Objective 7a. - Develop baseline water quality data and a system for continued evaluation of groundwater quality; Management Goal 2 – Rainwater Harvesting. The motion carried with all seven (7) directors voting unanimously.**

11. Discussion and possible action on the District's conflict of interest policy. **Chairman, Pete Brien assigned a Chapter 171 Conflict of Interest Policy Committee, the Directors assigned to serve are, John Hicks, Chair, Bryan Russ, Jr., and Wayne Wilson to make recommendations to the board on conflict of interest policies for the Brazos Valley Groundwater Conservation District by the end of the year.**

12. General Managers Report

- Financial Reports
- Palmer Drought Severity, Crop Moisture, Additional Precipitation Needed Indexes
- Number of wells monitored for the month of July 2011

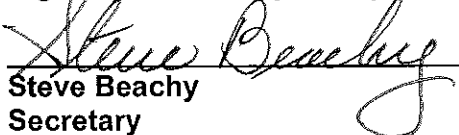
General Manager, Ralph Crum presented the Board with the financial reports for the month of July 2011, the current PDSI status, and the 35 number of wells monitored by staff field technician Carlton (Bubba) Smith, nine-teen (19) were in Brazos County and six-teen (16) were in Robertson County for the month of July 2011.

13. Legal

- Discussion on pending issues within Groundwater Management Area 12 (GMA 12).

Monique Norman, provided an update regarding the Texas legislation that effects the Brazos Valley GCD and groundwater districts in general and related information such as State recommendations and legislative relations.

Signed this 1st, day of September, 2011


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