

MINUTES

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

Public Hearing and Regular Board Meeting
Thursday, September 1, 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.

Directors presented:	Pete Brien,	Chairman
	Tom McDonald,	Vice-Chairman
	John Hicks,	Treasurer
	Steve Beachy,	Secretary
	David Stratta,	Director
	Bryan Russ, Jr.,	Director
	Wayne Wilson.	Director

Directors absent: Kent Watson Director

Staff present:	Ralph Crum,	General Manager
	Cynthia Lopez,	Office Manager
	Monique Norman,	Attorney

2. Pledge of Allegiance

3. Discussion and possible action on the Minutes from the August 4, 2011 Public Hearing and Regular Board Meeting. **A motion was made by Bryan Russ, Jr., second by Wayne Wilson, to approve the Minutes from the August 4, 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 August 2011. **A motion was made by John Hicks, second by Bryan Russ, Jr., to approve the expenses for the month of August 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 Liere Dairy. The well will be located at 417 Liere Lane, Franklin, TX., for a total of 720 acre/feet per year for agricultural irrigation on a 1,400 acre tract. The well will produce from the Simsboro Aquifer. **A motion was made by David Stratta, second by Bryan Russ, Jr. to approve the Drilling/Operating permit application for Liere Dairy as presented. John Hicks moved to amend David's motion to approve the application pending, and subject to changing the District's Management Plan and Rules, to abide by new state law, (SB 737- Effective September 1, 2011). That motion was second by Wayne Wilson. A vote on the amended motion carried unanimously. A vote on the main motion by David Stratta, second by Bryan Russ, Jr., and as amended carried unanimously.**

Chairman Pete Brien, recused himself from discussion on item #5B and turned the meeting over to Vice President, Judge Tom McDonald.

- B. One (1) new well for Franklin ISD. The well will be located at 3758 FM 46, Franklin, TX., for a total of 141 acre/feet per year for commercial irrigation of an 84 acre community sports complex. The well will produce from the Simsboro Aquifer. **A motion was made by John Hicks, second by Steve Beachy, to approve the Drilling/Operating permit application for Franklin ISD as presented pending, and subject to changing the District's Management Plan and Rules to abide by new state law, (SB 737 – Effective September 1, 2011). The motion carried, with Chairman, Pete Brien recusing himself.**

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

- C. Two (2) new wells for James Knox. One well will be located at 9724 West FM 1644, Calvert, TX., for a total of 140 acre/feet per year on a 126 acre tract. The other well will be located at 9643 West FM 1644, Calvert, TX., for a total of 140 acre/feet per year on a 106 acre tract. Both wells are for agricultural irrigation, and will produce from the Simsboro Aquifer. **A motion was made by Bryan Russ, Jr., second by David Stratta, to approve the Drilling/Operating permit application for James Knox as presented pending, and subject to changing the District's Management Plan and Rules to abide by new state law, (SB 737 – Effective September 1, 2011). The motion carried unanimously.**
6. Discussion and possible action on the following
Operating Permit:
- D. One existing well for Larry L. Wright. The well is located at 12592 FM 2446, Franklin, TX., for total of 100 acre/feet per year for agricultural irrigation, and to provide water for livestock on a 50 acre tract. The well produces from the Sparta Aquifer. **A motion was made by Wayne Wilson, second by John Hicks to approve the Operating permit application as presented for Larry L. Wright. The motion carried unanimously.**
7. Closed Session: Government Code 551.071 - .076 – To deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a Board member or District employee. (Discussion of the duties of the General Manager). **The Board went into close session.**
8. Discussion and possible action regarding matters discussed in Closed Session. (Discussion of the duties of the General Manager). **There was no discussion, and no action taken by the Board on agenda item #7.**
9. Update by Director John Hicks on agenda items discussed at the Management Plan Committee meeting held September 1st, 2011 at 1:00 p.m. Followed by discussion and possible action by the Board.
10. Discussion and possible action on the Brazos Valley Groundwater Conservation District's proposed changes to the Management Plan related to the following objectives and Goals:
- 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

After discussion on agenda item #9 and #10. A motion was made by John Hicks, second by Bryan Russ, Jr., to table agenda item #10 until the October Board meeting to give the General manager time to research Objective 4a (determine if there are any springs flows within the district).

11. Discussion and possible action on the process the General Manager should follow when reviewing applications. **No action taken on this agenda item.**
12. Discussion and possible action on amendments to the Brazos Valley Groundwater Conservation District's rule 7.1, addressing maximum allowable production and permitting limits. **No action taken on this agenda item.**
13. General Managers Report
 - Financial Reports
 - Palmer Drought Severity, Crop Moisture, and Additional Precipitation Needed indexes
 - Number of wells monitored
 - Update on the recent Texas Alliance of Groundwater Districts (TAGD) quarterly meeting

General Manager, Ralph Crum presented the Board with the financial reports for the month of August 2011, the current PDSI status, and a total of thirty-nine (39) number of wells monitored by staff field technician Carlton (Bubba) Smith, for the month of August 2011. He also presented the board with a presentation on wells monitored in Robertson and Brazos county. Briefed the board on the Texas Alliance of Groundwater District conference that he attended on August 30th & 31st in Austin, TX.

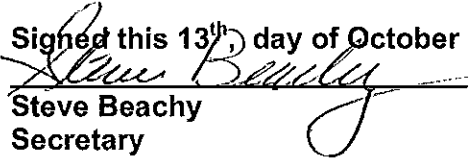
14. Legal Report
 - Discussion on pending issues within Groundwater Management Area 12 (GMA 12)

Monique Norman, briefed the board regarding developments within Groundwater Management Area 12, (GMA 12).

15. Hear Visitors

16. Adjourn

Signed this 13th day of October 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