

## MINUTES

### BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

112 West Third Street  
Hearne, TX 77859

#### Public Hearing and Regular Board Meeting Thursday, June 14, 2012 at 3:00 p.m.

Call meeting to order

Board Chairman Steve Beachy called the meeting to order at 3:00 p.m.

Directors present:      Steve Beachy,                      President  
                                 Bryan Russ, Jr.,                  Vice-President  
                                 David Stratta,                      Secretary  
                                 Stephen A. Boykin,              Director  
                                 Pete Brien,                          Director  
                                 Mark Carrabba,                  Director  
                                 Tom McDonald,                  Director

Absent:                      Kent Watson,                      Treasurer

Staff present:              Cynthia Lopez,                  Office Manager  
                                 Monique Norman,              Attorney

Pledge of Allegiance

1. Discussion and possible action on the resignation of Director, Wayne Wilson
2. Administer the Oath of Office to newly appointed Director Mark Carrabba, **Judge Duane Peters administered the Oath of Office to newly appointed Director, Mark Carrabba, on June 12, 2012 who will represent Brazos County agricultural interests.**
3. Discussion and possible action on the Minutes from May 10<sup>th</sup>, 2012 Public Hearing and Regular Board Meeting. **A motion was made by Bryan Russ, Jr., second by Stephen A. Boykin, to approve the Minutes as presented. The motion passed unanimously.**
4. Report from Director Stratta, discussion and possible action regarding information from past Board actions and related staff and consultant services. **A motion was made by David Stratta, second by Pete Brien, to approve that District staff and consultants be instructed not to communicate preferentially among Board directors. Communication should either be to the President of the Board alone, or to one or more Board directors with copies to all the other directors. If all directors are copied on an email communication, each director is hereby instructed NOT to reply to all addressees in response. After much discussion, the motion passed with a vote of four (4) voting for and three (3) voting against. (see attached material from presentation and motion)**
5. Discussion and possible action regarding well permit number BVDO-0082 for (Vence Corpora) formerly J.C Evans, presently Texas Sterling Construction not complying with metering requirements. **A motion was made by Tom McDonald, second by Pete Brien that a letter will go out Mr. Vence Corpora instructing him about the installation of the meter. The motion passed unanimously.**

6. Closed Session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of District employee or to hear a complaint or charge against District employee pursuant to Texas Government Code § 55.0714 and to receive attorney-client privileged information from legal counsel.

***The Board reconvened from closed session at 5:01 p.m.***

7. Discuss and take possible action on the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of District employee for General Manager services. **Chairman, Steve Beachy stated that he would be working with Cynthia Lopez, to set up some interviews for selected candidates to interview for the General Mangers position. Hopefully, have a recommendation at the next regular board meeting, July 12, 2012.**

8. Staff Report

- Financial Reports
- 2011 Water Production Report
- Drought Severity Reports
- Number of wells monitored for the month of May 2012

**Cynthia Lopez, Office Manager presented the financial reports to the board, the 2011 Water Production Final spreadsheet, drought severity reports, and reported 60 wells in Robertson and Brazos County were monitored for the month of May 2012.**

10. Legal Report

**Monique Norman, Attorney, updated and informed the Board of the summary report from the Texas Water Development Board on the Desired Future Conditions (DFC's) for Groundwater Management Area (GMA)-12. (see attached)**

11. Hear Visitors

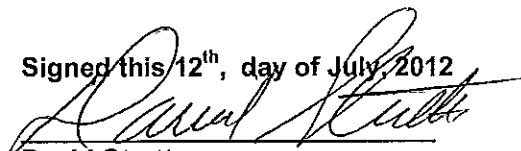
12. Discussion of possible future agenda items

**David Stratta requested to have a discussion, or discussion and possible action regarding over some of our attorney's decisions that she's made for the board.**

**Chairman, Beachy requested to have a general discussion of what the purpose of the Board is and how that relates to the legal requirements and how to frame up where we think we should go as an organization.**

13. Adjourn, the meeting was adjourned at 5:10 p.m.

Signed this 12<sup>th</sup>, day of July, 2012



**David Stratta,  
Secretary**

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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**