



Minutes

**BRAZOS VALLEY GROUNDWATER
CONSERVATION DISTRICT
112 W 3rd Street
Hearne, TX 77859**

Public Hearing and Regular Board Meeting Thursday, February 14, 2013, at 3:00 p.m.

Board Chairman Bryan F. Russ, Jr., called the Public Permit Hearing meeting to order at 3:00 p.m.

Directors present:	Tom McDonald, David Stratta, Kent Watson, Stephen A. Boykin, Pete Brien, Mark Carrabba, Bill L. Harris,	Vice-President Secretary Treasurer Director Director Director Director
Staff present:	Alan M. Day, Monique Norman, Cynthia Lopez, Carlos Rodriquez,	General Manager Attorney Office Manager Field Operations Manager

Call Permit Hearing to order

Roll call of members present

Public Comment

a) Non-agenda items

b) Agenda items (**Agenda items 1-4**)

5. Discussion and possible action on the following **Permit corrections**:

- **Brushy WSC Historic Use Permit BV-HU-0053**
Correction of GPS coordinates (Coordinates improperly entered on permit. Current coordinates are 2.5 miles from actual well location on Linda Lane, Bryan, Texas). **A motion was made by Kent Watson, second by Pete Brien to approve the Brushy WSC Historic Use Permit BVHU-0053 for corrections of GPS coordinates as presented. The motion carried unanimously.**
- **Camp Cooley Ranch Permit BV-OP-0001**
Correction of issuing permit form (Operating permit improperly issued on a historic use permit form). **A motion was made by David Stratta, second by Pete Brien to approve the correction of Camp Cooley Ranch Permit BVOP-0001 to be issued on a Operating permit as presented. The motion carried unanimously.**

6. Discussion and possible action on the following **Historic Use Permit Amendments/Corrections**:

- One (1) existing well (**BV-HU-0504**) for Robert G. Forsthoff and Clovis A. Forsthoff known as Well #3. The well is located at 11234 Forsthoff Road, Bryan, Texas. The applicant requests an increase in maximum capacity for Well #3 from 60 GPM to 90 GPM for the purpose of agricultural irrigation.
- One (1) existing well (**BV-HU-0504**) for Robert G. Forsthoff and Clovis A. Forsthoff known as Well #3. The well is located at 11234 Forsthoff Road, Bryan, Texas. The applicant requests an issue date correction to properly reflect BVGCD board action taken on 12-6-2007.

A motion was made by Tom McDonald, second by Pete Brien to amend Robert G. Forsthoff and Clovis A. Forsthoff Historic Use Permit BVHU-0504, increasing the maximum capacity for Well #3 to 90 GPM for the purpose of agricultural irrigation and issue date correction to properly reflect BVGCD board action taken on 12-6-2007 to reflect on permit BVHU-0504. The motion carried unanimously.

- One (1) existing well (**BV-HU-0053**) for Wellborn Special Utility District known as Brushy Well. The well is located at N 30.628970° W 96.416046° on Linda Lane in Bryan, Texas. The well produces from the Simsboro Aquifer. The applicant requests the aggregation of this well with two other Simsboro wells owned by the applicant **OSR #1 (BV-HU-0058/BV-OP-0136)** and **OSR #2 (BV-DO-0014)**. **A motion was made by Kent Watson, second by Tom McDonald to amend the Historic Use permit approving aggregation with Wellborn SUD wells OSR #1 BVHU-0058, BVOP-0136 and OSR #2 BVDO-0014 all producing from the Simsboro aquifer as presented. The motion carried unanimously.**

7. Discussion and possible action on the following **Operating Permit Amendments**:

- One (1) existing well (**BV-HU-0058/BV-OP-0136**) for Wellborn Special Utility District known as OSR Well #1. The well is located at N 30.750731° W 96.464094° on State Highway 6 in Benchley, Texas. The well produces from the Simsboro Aquifer. The applicant requests the aggregation of this well with two other Simsboro wells owned by the applicant **Brushy Well (BV-HU-0053)** and **OSR #2 (BV-DO-0014)**.
- One (1) existing well (**BV-DO-0014**) for Wellborn Special Utility District known as OSR Well #2. The well is located at N 30.851711° W 96.508283° off FM 2549 in Robertson County. The well produces from the Simsboro Aquifer. The applicant requests the aggregation of this well with two other Simsboro wells owned by the applicant **Brushy Well (BV-HU-0053)** and **OSR #1 (BV-HU-0058/BV-OP-0136)**.

A motion was made by Bill L. Harris, second by Tom McDonald to approve the Wellborn SUD OSR Well #1 (BV-HU-0058/BV-OP-0136) for aggregation with Brushy Well (BV-HU-0053) and OSR Well #2 (BV-DO-0014) with Brushy Well (BV-HU-0053) as presented. The motion carried unanimously. Special provisions – aggregation of wells with BVHU-0053.

8. Discussion and possible action on the following **Drilling Operating Permit Applications:**

- One (1) new well for Dr. Clifford Skiles. Well #1C will be located at N 30.887155° W 96.651275° 1.15 miles northeast of the intersection of FM 485 and FM 1644 for a total of 750 acre/feet per year for commercial use. The well will produce from the Brazos River Alluvium Aquifer.
- One (1) new well for Dr. Clifford Skiles. Well #2C will be located at N 30.914455° W 96.639124° one mile southwest of the southern intersection of State Highway 6 and Red Hill Road for a total of 750 acre/feet per year for commercial use. The well will produce from the Brazos River Alluvium Aquifer. **A motion was made by David Stratta, second by Stephen A. Boykin to approve the drilling operating permits for Dr. Clifford Skiles wells 1C and 2C as presented with no special provisions. The motion carried unanimously. Special provisions – None**
- One (1) new well for Chicks Development Group, LLC. Well #1 well be located at N 30.665147° W 96.325933° 600 N. Earl Rudder Freeway, Bryan, Texas for a total of 1 acre/foot per year for commercial irrigation of business landscape. The well will produce from the Sparta Aquifer. **A motion was made by Pete Brien, second by David Stratta to approve the drilling operating permit for Chicks Development Group, LLC as presented. The motion carried unanimously. Special provisions – None**

9. **A motion to adjourn the Permit Hearing, A motion by David Stratta, second by Mark Carrabba to adjourn the Permit Hearing. Adjourned.**

Board Chairman Bryan F. Russ, Jr., called the Regular Board meeting to order

Call meeting to order

Pledge of Allegiance

Roll Call of Board Members

Public Comment

a) Non-agenda items

b) Agenda items

1. Discussion and possible action on the Minutes from the January 10, 2013 Regular Board meeting. **A motion was made by David Stratta, second by Pete Brien to approve the Minutes for the January 10, 2013 Public Hearing and Regular Board Meeting as presented. The motion carried unanimously.**
2. Review and authorization of payments made for services rendered for the month of January, 2013. **A motion was made by Mark Carrabba, second by David Stratta to approve the authorization of payments made for services rendered for the month of January, 2013 as presented. The motion carried unanimously.**
3. Discussion and possible action on payment of D&D Moving & Storage Invoice #9126. **A motion was made by David Stratta, second by Tom McDonald not to pay the bill in the amount of \$650 to D&D Moving & Storage. The motion carried with Stephen A. Boykin abstaining.**

4. Financial Reports. **A motion was made by David Stratta, second by Mark Carrabba to accept the financial reports as presented. The motion carried unanimously.**
5. Discussion and possible action on adoption of the 2012 Annual Report. **A motion was made by Bryan F. Russ, Jr., second by Bill L. Harris to accept the 2012 Annual Report as presented. The motion carried unanimously.**
6. Discussion and possible action on Resolution 2-14-13.6 authorizing the General Manager to grant permit renewals that do not have substantive changes, after reviewing the renewal application based on criteria adopted by the Board. **A motion by Stephen A. Boykin, second by Pete Brien to change and modify the rules as presented and pass Resolution 2-14-13.6. The motion carried unanimously.**
7. Discussion and possible action on setting a date for a District Rules Workshop. **No action taken at this time.**
8. Discussion and possible action on setting a date for a District Management Plan Workshop to review management plan updates and possible revisions. **No action taken at this time.**
9. Discussion and possible action on proposed legislation by Representative Kyle Kacal concerning Chapter 36 revisions. **No action taken at this time.**
10. General Manager's Report
 - Drought Monitor Report
 - Well Monitoring Report
 - Aquifer Recovery Status
 - Direct Potable Research Project Update
 - ArcGIS/Access Database Update
 - (a) Halff Associates
 - (b) District office data entry
 - (c) New Trimble hand held unit/software
 - Legislative Report

General Manager, Alan M. Day, presented the Board with the above reports for the month of January 2013. (See attached report from the General Manager)

Carlos Rodriguez presented the Board with 120 wells monitored, a total of seventy-two (72) wells monitored in Robertson County and forty-two (42) wells in Brazos County. Two (2) wells were added from the Queen City aquifer. Brazos River Alluvium wells were measured twice just to see how the impact had from the early rains in January.

11. Legal Report

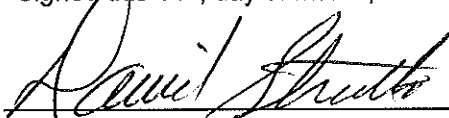
- Legislative report

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

12. Discussion of possible future agenda items.

13. A motion to adjourn the Regular Board Meeting. A motion was made by Stephen A. Boykin, second by David Stratta to adjourn the meeting, at 3:54 pm.

Signed this 14th, day of March, 2013



David Stratta, 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.