



## Minutes

### BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

112 W 3<sup>rd</sup> Street  
Hearne, TX 77859

### Public Permit Hearing and Regular Board Meeting February 13, 2014

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

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

Call meeting to order  
Pledge of Allegiance  
Declare quorum present  
Public Comment  
a) Non-agenda items  
b) Agenda item (1-3)

#### Public Rules Hearing:

#### 4. Discussion and possible action on the following **Historic Use and/or Operating Permit Applications:**

- **Twenty (20) existing wells for M&M Farms** (locations list below) Brazos County for a total of 2400 acre feet per year for agricultural irrigation use. The wells will produce in aggregate from the Brazos River Alluvium Aquifer. **A motion was made by David Stratta, second by Tom McDonald to approve with Historical use the twenty (20) existing wells for M&M Farms located below Brazos County for 2,400 acre-feet per year, and the wells will be aggregated. The motion passed unanimously.**

Well #	Latitude	Longitude	GPM	Acre Feet	Well #	Latitude	Longitude	GPM	Acre Feet
1	30.413796	-96.258958	700	120	11	30.426301	-96.273789	775	120
2	30.409037	-96.259723	800	120	12	30.427865	-96.272871	500	120
3	30.407864	-96.262506	310	120	13	30.430739	-96.27452	500	120
4	30.410543	-96.262644	800	120	14	30.432135	-96.277173	550	120
5	30.41254	-96.262601	400	120	15	30.434327	-96.276097	750	120
6	30.416279	-96.265309	600	120	16	30.43673	-96.272542	500	120
7	30.42192	-96.265712	300	120	17	30.437632	-96.26994	400	120
8	30.422447	-96.264267	575	120	18	30.439532	-96.280663	1000	120
9	30.423933	-96.265821	400	120	19	30.439889	-96.284095	900	120
10	30.423762	-96.269742	900	120	20	30.433714	-96.28283	600	120

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

- **One (1) existing well for Steele Brook Mineral & Royalty, Ltd.** Well #7 is located at N 30.651135° W 96.539122° 0.29 miles NE of the intersection of FM 50 and Steele Store Road in Brazos County for a total of 80 acre feet per year for agricultural irrigation use. The well will produce from the Brazos River Alluvium Aquifer. **A motion was made by David Stratta, second by Mark Carrabba to approve the existing operating permit for Steele Brook Mineral & Royalty, Ltd., as presented. The motion passed unanimously.**
- **One (1) existing well for Dorothy Borski.** Well #1 is located at N 30.653127° W 96.199092° 2.64 miles SSE of the intersection of Hardy Weedon Road and Weedon Loop in Brazos County for a total of 56 acre feet per year for industrial use. The well will produce from the Yegua-Jackson Aquifer. **A motion by David Stratta, second by Tom McDonald to approve the existing operating permit for Dorothy Borski as presented. The motion passed with six (6) directors and one (1) President, Bryan Russ, Jr., opposed.**
- **One (1) existing well for David Price.** Well #1 is located at N 30.649240° W 96.208763° 2.28 miles SE of the intersection of Hardy Weedon Road and Weedon Loop in Brazos County for a total of 19.36 acre feet per year for industrial use. The well will produce from the Yegua-Jackson Aquifer. **A motion was made by Bill L. Harris, second by Kent Watson to approve the existing operating permit for David Price as presented. The motion passed with six (6) directors and one (1) President, Bryan F. Russ, Jr., opposed.**

6. Discussion and possible action on the following **Drilling/Operating Permit Application:**

- **One (1) new well for Steele Brook Mineral & Royalty, Ltd.** Well #8 will be located at N 30.655394° W 96.534302° 0.69 miles NE of the intersection of FM 50 and Steele Store Road in Brazos County for a total of 180 acre feet per year for agricultural irrigation use. The well will produce from the Brazos River Alluvium Aquifer. **A motion was made by Stephen A. Boykin, second by Mark Carrabba to approve the new Drilling/Operating permit well #8 for Steele Brook Mineral & Royalty, Ltd., as presented. The motion passed unanimously.**

7. Adjourn Permit Hearing

## Regular Board Meeting

Call meeting to order

Pledge of Allegiance

Declare quorum present

Public Comment

a) Non-agenda items

b) Agenda items

1. Discussion and possible action on the Minutes from the January 9, 2014 Regular Board meeting. **A motion was made by David Stratta, second by Kent Watson to approve the Minutes for January 9, 2014 as presented. The motion passed unanimously.**
2. Review and authorization of payments made for services rendered for the month of January, 2014. **A motion was made by Bill L. Harris, second by Stephen A. Boykin to approve the expenses for the month of January 2014 as presented. The motion passed unanimously.**
3. Financial Reports. **A motion was made by David Stratta, second by Bill L. Harris to approved the Financial Reports as presented. The motion passed unanimously.**
4. Discussion and possible action on the presentation of 2013 Annual Report. **A motion was made by David Stratta, second by Tom McDonald to approve the 2013 Annual Report as presented. The motion passed unanimously.**
5. Discussion and possible action on recommendations from the Education/Conservation committee concerning water conservation projects. **A motion was made by Tom McDonald, second by Stephen A. Boykin to approve the concept of moving forward with the District, City of College Station, City of Bryan and Dr. Ron Kaiser on recommendation from the Education/Conservation committee. The motion passed unanimously.**
6. Discussion and possible action on making the District well plugging program a grant system for well owners. **A motion was made by Tom McDonald, second by Bill L. Harris to approve a grant system for the well plugging program concept. Subject to the final approval by the BVGC District Board Attorney (Monique Norman). A motion by Kent Watson, second by David Stratta, that in conjunction with the Rules Committee implementation. The motion passed unanimously.**
7. Discussion of possible amendments to the enforcement section of the BVGCD rules. **No action taken on this agenda item.**
8. Closed Session: Government Code 551.071 – The board will meet in a closed session pursuant to the Texas Government Code to discuss possible litigation and to consult with its attorney regarding possible litigation.

9. Discussion and possible action on matters discussed in Closed Session regarding possible litigation. **A motion was made by Stephen A. Boykin, second by Tom McDonald, that the Board authorize Ms. Norman to proceed in an enforcement action on behalf of the District as discussed during the closed session. A second motion was made by Stephen A. Boykin, second by Kent Watson to table item regarding AgriLife until such time as the District is provided an itemized billing for the work done by Dr. Fipps and that the District will undertake to discuss again at that time. The motion's passed unanimously.**

10. General Manager's Report

- Drought Monitor Report
- Well Monitoring Report
- General Manager's Report
- Management Plan Update

**Alan M. Day gave the Board a brief update on the District (see attachment). Carlos Rodriguez, measured one hundred-eleven wells (111), Sixty-nine (69) from Robertson County, Forty-two (42) wells in Brazos County. Two wells were added in Brazos County from the Brazos River Alluvium.**

11. Discussion of possible future agenda items.

12. Adjourn, President Bryan F. Russ, Jr., adjourned at 5:14 p.m.

Signed this 13<sup>th</sup> day of March, 2014



David Stratta, Secretary

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he 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
- 5) to deliberate the deployment or specific occasions for implementation of security personnel or devices.

he 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**

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