



Minutes

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

112 W 3rd Street
Hearne, TX 77859

Public Permit Hearing Thursday, April 10, 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

Director Absent:	Mark J. Carrabba,	Director
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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)

Public Permit Hearing:

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

- **One (1) existing well for Crimson Energy Partners III, LLC Well #1 (Chester 1-H) is located at N 30.858361° W 96.387556° 0.88 miles SSW of the intersection of Wheelock Hall Road and OSR in Brazos County for a total of 100 acre feet per year for Industrial use. The well will produce from Queen City aquifer. A motion was made by Kent Watson, second by Pete Brien to approve the Operating Permit for Crimson Energy Partners III, LLC Well #1 as presented. The motion passed with President, Bryan F. Russ opposing.**
- **Three (3) existing wells for Grid Raceplex Holdings, Ltd.:**

Well #1 is located at N 30.529761° W 96.214053° 0.32 miles NNE of the intersection of S. Hwy 6 frontage road and Peach Creek Cutoff in Brazos County for a total of 30 acre feet per year for Industrial use. The well will produce from Yegua-Jackson aquifer.

Well #2 is located at N 30.532140° W 96.218952° 0.65 miles NNE of the intersection of S. Hwy 6 frontage road and Peach Creek Cutoff in Brazos County for a total of 30 acre feet per year for Industrial use. The well will produce from Yegua-Jackson aquifer.

Well #3 is located at N 30.529821° W 96.219221° 0.31 miles NNE of the intersection of S. Hwy 6 frontage road and Peach Creek Cutoff in Brazos County for a total of 30 acre feet per year for Industrial use. The well will produce from Yegua-Jackson aquifer. **A motion was made by Bill L. Harris, second by David Stratta to approve the three (3) existing wells for Grid Raceplex Holdings, Ltd. as presented. The motion passed with President, Bryan F. Russ opposing.**

5. Adjourned Public Permit Hearing at 3:04 p.m.

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 March 13, 2014 Public Permit Hearing/Regular Board Meeting and March 25, 2014 Public Permit Hearing. **A motion was made by Kent Watson, second by David Stratta to approve both sets of Minutes for Public Permit hearings and Regular Board meeting as presented. The motion passed unanimously.**
2. Review and authorization of payments made for services rendered for the month of March 2014. **A motion was made by Stephen A. Boykin, second by David Stratta to approve the authorization of payments made for the month of March 2014 as presented. The motion passed unanimously.**
3. Financial Reports. **A motion was made by Bill L. Harris, second by Stephen A. Boykin to approve the Financial Reports as presented. The motion passed unanimously.**
4. Discussion and possible action on amending the District's enabling act using Chapter 36 Texas Water Code language regarding water production from oil and gas related activity. **A motion was made by Bryan F. Russ, second by Tom McDonald tabling this agenda item for the next Regular Board Meeting. The motion passed unanimously.**
5. Discussion and possible action on ratification of an amendment of the venue in Monique Norman's contract with the District. **A motion was made by Stephen A. Boykin, second by Pete Brien to ratify the amendment for Monique Norman's contract to read Robertson County. The motion failed with one Director, David Stratta abstaining. A second motion was made by Bill L. Harris, second by Kent Watson to amend the governing law to state the inclusion of "Robertson-Brazos County". The motion passed with Director, David Stratta abstaining.**

6. Discussion and possible action on presentation of District agricultural irrigation usage for Texas Water Development Board (TWDB) use. **A recommendation was made by Director, David Stratta to approve the District's agricultural irrigation usage for the Texas Water Development Board. A motion was made by Stephen A. Boykin, second by Pete Brien to approve the Districts Agricultural Irrigation report and numbers for the Texas Water Development Board use. The motion passed unanimously.**
7. Closed Session: Government Code 551.071 – The Board will meet in a closed session pursuant to the Texas Government Code do discuss possible litigation and to consult with its attorney regarding possible litigation.
8. Discussion and possible action on ligation involving the Texas AgriLife Extension "Water My Yard" contract with the Brazos Valley Groundwater Conservation District. **No action taken on this agenda item.**
9. General Manager's Report
 - Drought Monitor Report
 - Well Monitoring Report
 - District Activities
 - Management Plan Update

General Manager, Alan M. Day presented the Board with the March 2014 monthly reports. (see attached reports).

Carlos Rodriguez, presented the Board with the Well Monitoring Report for the month of March 2014, sixty-eight (68) in Robertson County; fifty-four (54) in Brazos County, the total of 122 wells monitored. One well was added from the Brazos River Alluvium Aquifer in Brazos County.

10. Discussion and possible future agenda items.
11. Adjourned at 4:10 p.m.

Signed this 8th day of May, 2014



**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
- 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**