



Minutes

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

112 W 3rd Street
Hearne, TX 77859

Public Permit Hearing and Regular Board Meeting Thursday, May 8, 2014

Chairman, David Stratta, called the Permit Hearing and Regular Board meeting to order at 3:00 p.m.

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

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

Public Permit Hearing:

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

- **One (1) existing well for Jerry Wall Well #1 (BV-OP-0164)** is located at N 30.856542° W 96.219982° 0.71 miles WNW of the intersection of Texas Highway 21 and FM 974 in Brazos County. Applicant is requesting a dual use permit adding industrial use to an existing agricultural use permit. The well produces from Sparta aquifer. No additional production is requested. **A motion was made by Mark J. Carrabba, second by Pete Brien to approve the Operating Permit Amendment application for Jerry Wall, Well #1 as presented. The motion passed unanimously.**

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

- **One (1) existing well for Kent Moore Well #1** is located at N 30.543200° W 96.408400° 1.57 miles South of the intersection of FM 60 and Kemp Road in Brazos County for a total of 122 acre feet per year for Agricultural Irrigation use. The well will produce from Brazos River Alluvium aquifer. **A motion was made by Bill L. Harris, second by Kent Watson to approve the Operating Permit application for Kent Moore on one (1) existing well. The motion passed with Director Pete Brien recusing.**

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

- **One (1) well for The City of College Station Well #9** is located at N 30.722369° W 96.508828° 1.96 miles NW of the intersection of OSR and FM 1687 (Sandy Point Road) in Robertson County for a total of 2,855 acre feet per year for Municipal use. The well will produce from the Simsboro aquifer. Aggregation of this well with other Simsboro wells has been requested. **A motion was made by Bill L. Harris, second by Mark J. Carrabba to approve one (1) new well for the City of College Station as presented with aggregation. The motion passed unanimously.**
- **One (1) well for Carrabba Brothers Partnership Farms Well #2** is located at N 30.691755° W 96.541857° 0.93 miles NE of the intersection of FM 50 and FM 1687 (Sandy Point Road) in Brazos County for a total of 74 acre feet per year for Agricultural Irrigation use. The well will produce from the Queen City aquifer. **A motion was made by Kent Watson, second by Bill L. Harris to approve one new well for Carrabba Brothers Partnership Farms, Well #2 as presented. The motion passed with Director Mark J. Carrabba abstaining.**

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 item

1. Discussion and possible action on the Minutes from the April 10, 2014 Public Permit Hearing and Regular Board Meeting. **A motion was made by Bill L. Harris, second by Pete Brien to approve the Minutes for April 10, 2014 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 April 2014. **A motion was made by Stephen A. Boykin, second by Mark J. Carrabba to approve the authorization of payments made for the month of April 2014 as presented. The motion passed unanimously.**

3. Financial Reports. . **A motion was made by Bill L. Harris, second by Pete Brien to approve the Financial Reports as presented. The motion passed unanimously.**
4. Presentation by John Seifert and discussion of the present water usage by aquifer as compared to the DFC for that aquifer. **(see attached material)**
5. Presentation by John Seifert concerning the water demand projections for the BVGCD to be used during the 2016 DFC planning process. **(see attached material)**
6. Presentation by Dave Coleman, City of College Station, on an Aquifer Storage and Recovery (ASR) study done by the City, proposal for a future ASR project, and discussion on possible wording for a rule amendment to protect the stored effluent. **(see attached material)**
7. Discussion of the standard permit language stating “[t]he issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water,” and whether this language needs to be clarified or defined. **No action taken at this time.**
8. Discussion regarding draft rule amendments to (1) clarify that hydraulic fracturing wells are permitted as all other non-exempt wells in the District, and (2) delegate the authority to the District General Manager to grant permit applications for wells that request authorization to permit less than 200 acre-feet/year of groundwater production and meet all other applicable District rules. **After much discussion the Board delegated rule wording to the Rules Committee for placement on the next Board meeting agenda.**
9. 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. **No action taken at this time.**
10. 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 at this time.**
11. 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 April 2014 monthly reports. (see attached reports).

Carlos Rodriguez, presented the Board with the Well Monitoring Report for the month of April 2014, sixty-seven (67) in Robertson County; fifty-three (53) in Brazos County with a total of 120 wells monitored.

12. Discussion and possible future agenda items.
13. Adjourn, **Chairman, David Stratta adjourned the meeting at 5:00 p.m.**

Signed this 12th, day of June, 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
- (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**