



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

Rules of the District Public Hearing, Public Permit Hearing and Regular Board Meeting
Thursday, August 14, 2014

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

Call meeting to order
Declare quorum present
Public Comment

Public Rules Hearing:

District Rule amendments related to: (1) clarification of rules regarding the permitting of hydraulic fracturing wells; (2) delegation to the District's General Manager of granting certain permit applications for a shortened term; and (3) clarification of permit language regarding conveyances. **A motion was made by Bill L. Harris, second by David Stratta to approve all three (3) District Rule amendments as listed above. The motion passed with five (5) votes for and one (1) opposed.**

Public Permit Hearing:

Public Comment

- a) Non-agenda items
- b) Agenda item (1-3)

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

- **One (1) proposed well for John Sharp Well #1** is located at N 30.813411° W 96.212569° 0.96 miles SE of the intersection of Kurten Lane and Texas Hwy 21 in Brazos County for a total of 200 acre feet per year for Industrial Use. The well will produce from Sparta aquifer. **A motion was made by Mark J. Carrabba, second by Bill L. Harris to approve the Drilling/Operating Permit application for John Sharp as presented. The motion passed with five (5) votes for, and one (1) opposed.**

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

- **One (1) existing well for Hawkwood Energy Operating, LLC J.T.R #1** is located at N 30.85060294° W 96.39214978° 0.21 miles S of the intersection of OSR and Dunns Fort Road in Brazos County for a total of 80 acre feet per year for Industrial Use. The well will produce from Sparta aquifer.
- **One (1) existing well for Hawkwood Energy Operating, LLC J.T.R #2** is located at N 30.84678579° W 96.3894068° 0.49 miles SSE of the intersection of OSR and Dunns Fort Road in Brazos County for a total of 120 acre feet per year for Industrial Use. The well will produce from Sparta aquifer.
- **One (1) existing well for Hawkwood Energy Operating, LLC Gardner #1** is located at N 30.934019976° W 96.282857461° 1.41 miles ESE of the intersection of OSR and Jack Manning Road in Brazos County for a total of 200 acre feet per year for Industrial Use. The well will produce from Sparta aquifer.
- **One (1) existing well for Hawkwood Energy Operating, LLC Gardner #2** is located at N 30.937139° W 96.280583° 1.49 miles E of the intersection of OSR and Jack Manning Road in Brazos County for a total of 200 acre feet per year for Industrial Use. The well will produce from Sparta aquifer. **A motion was made by Bill L. Harris, second by Mark J. Carrabba to approve all four (4) Operating Permit applications for Hawkwood Energy Operating, LLC as presented. The motion passed with four (4) votes for, one (1) opposed, and one (1) abstaining.**

6. Discussion and possible action on the following **Historic Use/Operating Permit Amendment Application:**

- **One (1) existing well for Robertson County Water Supply Corporation Well #1 (BVHU-0015/BVOP-0130)** is located at N 30.992442° W 96.478676° 1.67 miles S of the intersection of FM 46 and Henry Prairie Road in Robertson County. Applicant is requesting an increase in production rate from 350 gpm to 550 gpm. The well produces from Simsboro aquifer. **A motion was made by Kent Watson, second by Pete Brien to approve the Historic Use/Operating Permit Amendment for Robertson County Water Supply Corporation for an increase in production rate at 550 gpm. The motion passed unanimously.**

5. Adjourn Permit Hearing at 3:33 p.m.

Regular Board Meeting:

Call meeting to order

Pledge of Allegiance

Public Comment

a) Non-agenda items

b) Agenda items

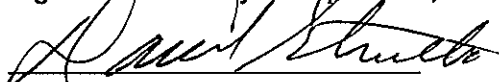
1. Discussion and possible action on the Minutes from the July 2, 2014 Special Called Board Meeting and July 17, 2014 Public Permit Hearing and Regular Board Meeting. **A motion was made by Bill L. Harris, second by Pete Brien to approve both sets of Minutes as presented for July 2, 2014 Special Called Board Meeting and July 17, 2014 Public Permit Hearing and Regular Board Meeting. The motion passed unanimously.**
2. Review and authorization of payments made for services rendered for the month of July, 2014. **A motion was made by Pete Brien, second by Kent Watson to approve the authorization of payments made for services rendered for the month of July 2014. The motion passed unanimously.**
3. Financial Reports. **A motion was made by Bill L. Harris, second by Kent Watson to approve the Financial reports as presented to the Board. The motion passed unanimously.**
4. Discussion and possible action on amending a line item expenditure within the 2014 District budget to cover Conservation grants awarded by the District. **A motion was made by Kent Watson, second by Pete Brien to approve amending a line item expenditure within the 2014 District Budget to cover Conservation grants awarded by the District. The motion passed unanimously.**
5. Discussion and possible action regarding the adoption of well plugging guidelines for wells in the Brazos River Alluvium Aquifer and all other aquifers within the District. **A motion was made Bill L. Harris, second Pete Brien, to approve the adoption of welling plugging guidelines, subject to approval of the variance from Texas Department of Licensing and Regulations. The motion passed unanimously.**
6. Discussion and possible action on adoption of a one (1) year permit form for wells permitted for 150 acre feet or less, if related rule amendment is adopted. **A motion was made David Stratta, second by Bill L. Harris, to accept the adoption of a one (1) year permit form for wells permitted for 150 acre feet or less. The motion passed unanimously.**
7. Discuss and possible action to consider issuing a request for proposals to investigate factors relevant to possible implementation of a correlative rights oriented water management program in the District. **A motion was made by David Stratta, second by Pete Brien for the General Manager and John Seifert investigate factors relevant to possible implementation of a correlative rights oriented water management program in the District and projected cost estimate. The motion passed with five (5) votes for and one (1) opposed.**
8. 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 on this agenda item.**

9. Discussion and possible action on litigation involving the Texas AgriLife Extension "Water My Yard" contract with the Brazos Valley Groundwater Conservation District. **No action taken on this agenda item.**
10. General Manager's Report
 - Drought Monitor Report
 - Well Monitoring Report
 - District Activities
 - Management Plan Update

Alan M. Day, General Manager, presented the Board with the reports on Drought Monitor, District Activities and Management Plan Updates. (see attached July 2014 monthly reports). Carlos Rodriguez, presented the board with the well monitoring for the month of July 2014. One-hundred and five wells (105) were monitored. Sixty-one (61) in Robertson County, and forty-four (44) in Brazos County.

11. Discussion and possible future agenda items.
12. **Adjourn, motion made by Bryan F. Russ, Jr., seconded by Kent Watson, adjourned at 4:40 p.m.**

Signed this 11th day of September, 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**
