

**MINUTES OF THE MEETING
OF THE BOARD OF DIRECTORS OF THE
BRAZORIA COUNTY GROUNDWATER CONSERVATION
DISTRICT**

July 15, 2011

The Board of Directors of the Brazoria County Groundwater Conservation District met Thursday, the 14th day of July, 2011, at 4:00 p.m. in the Brazoria County Groundwater Conservation District Office, 451 N. Velasco Street, 1st Floor, Suite 140, Angleton, Texas, within the boundaries of the District and the roll was called of the duly constituted members of the Board, to wit:

John Pyburn	President
Donald R. Mudd	Vice President
Raymond Felder	Secretary
Patrick O'Day	Assistant Secretary
Alan Mueller	Director

All of said Directors were present with the exception of Directors Felder and O'Day, thus constituting a quorum.

Also present for all or part of the meeting were the following: Kent Burkett, Administrative Consultant for the District, Sherry Plentl, Administrative Assistant for the District and Greg Ellis, attorney for the District.

The meeting was called to order by Director Pyburn at 4:05 p.m.

FORMAL PRESENTATION:

The District's Attorney, Greg Ellis made a presentation to the Board updating them on new legislation affecting groundwater issues and future election matters.

**ORDER 11-07-01 RESOLUTION REGARDING CHANGES TO ELECTION
DATES AND TERMS OF OFFICES FOR THE BOARD OF
DIRECTORS**

Motion by Director Mueller, Seconded by Director Mudd, that the Board table the Resolution at this time with the intent to approve said Resolution or a variation thereof a date to be determined later.

Motion approved with all present voting aye.

ORDER 11-07-02 AUTHORIZE STAFF TO COORDINATE WITH OTHER ENTITIES AND POLITICAL SUBDIVISIONS WITH REGARD TO ELECTIONS

Motion by Director Pyburn, Seconded by Director Mudd, that the General Manager be authorized to consult and coordinate with other local government entities and political subdivisions with regard to the Board's intent to move elections to May of odd years and extend the terms of Directors.

Motion approved with all present voting aye.

ORDER 11-07-03 APPROVE MINUTES:

Motion by Director Pyburn; Seconded by Director Mueller that the Minutes from the meeting of May 12, 2011 be approved as presented. Motion approved with all present voting aye.

FINANCIAL REPORT AND BUDGET SUMMARY:

A financial status report as of July 13, 2011 was reviewed. No action was taken.

ORDER 11-07-04 APPROVE INVOICES FOR PAYMENT:

Motion by Director Pyburn; Seconded by Director Mueller that the invoices presented be approved for payment. Motion approved with all present voting aye.

ORDER 11-07-05 OPEN PUBLIC HEARING REGARDING PERMIT AND RENEWAL APPLICATIONS:

Motion by Director Pyburn; Seconded by Director Mudd that the Board **OPEN** a public hearing regarding applications for permits/renewals received.

1. **A PLACE TO GROW CARE CENTER**
2. **ALMEDA WATER WELL SERVICE**
3. **BENGE, NORVAL**
4. **BSH DEVELOPMENT & BSV DEVELOPMENT**
5. **CBL & ASSOCIATES MGMT. INC**
6. **CHECKERS MINI MART**
7. **CHENANGO RANCH POA**
8. **CHEVRON PHILLIPS CHEMICAL CO.**
9. **CITY OF MANVEL**
10. **CITY OF OYSTER CREEK**
11. **DENBURY ONSHORE**
12. **FARM BUREAU OF TEXAS**
13. **FELDER, RAYMOND D.**
14. **FLORIDA GAS TRANSMISSION CO.**

15. **GOLFCREST COUNTRY CLUB**
16. **HEITMAN, TED**
17. **HOUSTON PIPELINE COMPANY**
18. **JMP UTILITIES**
19. **JOHN'S COUNTRYETTE**
20. **LIANG, HONG**
21. **McINTOSH, MIKE**
22. **MOTORSPORTS RANCH PROPERTIES**
23. **PAPPAS LAKES & LODGES**
24. **PEREGRINE TOWN HOMES**
25. **RODEO PALMS**
26. **SAM'S COUNTRY STORE**
27. **SAN BERNARD RIVER RV PARK**
28. **WEE MART**

Motion approved with all present voting aye.

ORDER 11-07-06 CLOSE PUBLIC HEARING REGARDING PERMIT AND RENEWAL APPLICATIONS:

Motion by Director Mueller; Seconded by Director Pyburn that the public hearing regarding applications for permits/renewals received be **CLOSED**. Motion approved with all present voting aye.

ORDER 11-07-07 APPROVE PERMIT AND RENEWAL APPLICATIONS:

Motion by Director Mueller; Seconded by Director Mudd that the permit applications as presented be approved consisting of 29 renewals, 2 new well and 4 existing wells for a total of 35 wells.

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- 25. **RODEO PALMS**
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- 28. **WEE MART**

Motion approved with all present voting aye.

ORDER 11-07-08 APPROVE PERMIT AMENDMENT:

Motion by Director Pyburn, Seconded by Director Mudd that the following action be taken:

APPROVE an amendment to Permit #1302 to change ownership from Forestaire Estates AMS General Partnership to Forester Estates, LLC due to sale of facility.

Motion approved with all present voting aye.

EXEMPT WELL REGISTRATION REPORT:

The Exempt Well Registration Report for the period beginning May 13, 2011 and ending July 11, 2011 was reviewed. No action was taken.

ORDER 11-07-09 SET HEARING DATE FOR PERMIT APPLICATIONS:

Motion by Director Mueller; Seconded by Director Pyburn that a public hearing to consider approval of permit and renewal applications be set for the next meeting of the Board of Directors on **Thursday, August 11, 2011 at 4:00 p.m.** in the District Office and that the applicants be duly notified. Motion approved with all present voting aye.

ORDER 11-07-10 APPROVE AMENDMENT TO ORDER ESTABLISHING FEES, CHARGES AND PENALTIES

Motion by Director Mueller, Seconded by Director Mudd that the following action be taken:

APPROVE the Seventh Amended Order Establishing Fees, Charges, and Penalties to include language authorizing and setting an administrative fee for failure to include the production fee billing form with fee payments in an amount of \$25.00.

Motion approved with all present voting aye.

FUTURE AGENDA ITEMS:

- A. Public Hearing to be scheduled for October regarding changes to the Rules of the District
- B. Required future amendments to the District's enabling legislations

ORDER 11-07-11 ADJOURN:

As there were no further matters to be had, the motion to adjourn was made by Director Pyburn and seconded by Director Mudd. All present voting aye. The meeting was adjourned at 5:50 p.m.

Approved this 11th day of August, 2011

Donald R. Mudd /s/
Donald R. Mudd, Vice-President
Board of Directors