

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

The Board of Directors of the Brazoria County Groundwater Conservation District met Thursday, the 13<sup>th</sup> day of July, 2017, at 4:00 p.m. in the Brazoria County Groundwater Conservation District Office, 451 N. Velasco Street, 1<sup>st</sup> Floor, Suite 140, Angleton, Texas.

The meeting was called to order by Director Mueller at 4:35 p.m.

The roll was called of the duly constituted members of the Board, to wit:

Alan Mueller	President
Dennis Davenport	Vice President
Raymond Felder	Secretary
Ronnie Goolsby	Assistant Secretary
Patrick O'Day	Director

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

Also present for all or part of the meeting were the following: Kent Burkett, General Manager, Sherry Plentl, Sr. Administrative Assistant, David Ellis, District Field Operations Coordinator, Beverly Hopkins, Administrative Assistant, Greg Ellis, General Counsel,

**APPROVE MINUTES:**

Motion by Director Goolsby; Seconded by Director Davenport that the Minutes from the meeting on June 8, 2017 be approved as presented. Motion approved with all present voting aye.

**FINANCIAL & INVESTMENT REPORT AND BUDGET SUMMARY:**

The July, 2017 Statement of Revenues, Expenditures and Changes in Fund Balance was presented for review and a budget status update was given. No action was taken.

**APPROVE INVOICES FOR PAYMENT:**

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

**OPEN PUBLIC HEARING REGARDING PERMIT APPLICATIONS:**

Motion by Director Davenport; Seconded by Director Mueller to **OPEN** a public hearing regarding applications for permits, amendments and cancellations.

Type	Owner	Address	City	Allocation	Use
a. Permit (New)	Tom Alexander	2415 E. Broadway	Pearland	15,000,000	Other
b. Permit (Exist.)	Jones Creek VFD	220 Peach Point Rd.	Jones Creek	150,000	Comm.
c. Permit (New)	Gulf Coast Storage	2651 SH 35	Angleton	500,000	Comm.
d. Permit (New)	Village of Bonney	19025 FM 521	Rosharon	500,000	PWS
e. Permit (New)	Trey Spossey	875 CR 281	Alvin	120,000	Comm.
f. Permit (Exist)	Shea Bros. LLC	23543 N. SH 288	Angleton	200,000	Comm.
g. Permit (New)	Alleyton Resources	19319 SH 6	Manvel	9,000,000	Ind.
h. Permit (New)	Alleyton Resources	22161 SH 288 B	Rosharon	9,000,000	Ind.

Motion approved with all present voting aye.

**CLOSE PUBLIC HEARING REGARDING PERMIT APPLICATIONS:**

Following the public hearing, during which no testimony was received, there was a Motion by Director Davenport; Seconded by Director Mueller that the public hearing regarding applications for permits received be **CLOSED**. Motion approved with all present voting aye.

**APPROVE PERMIT APPLICATIONS:**

Motion by Director Mueller; Seconded by Director Davenport that Item b. be approved contingent upon receipt of payment by the District of past years' fees due for the four (4) years the well should have been permitted following the end of the grace period extended for non-profit organizations plus four (4) years minimum production fees in the amount of \$130.00 per year (late charges waived) for a total of \$520.00. Motion approved with all present voting aye.

Motion by Director Mueller; Seconded by Director Goolsby to approve items a, c, d & e as presented, items g & h contingent upon receipt by the District of current and past years fees due in the amount of \$386.00 for the existing well at the site of item g. and that item f. be approved contingent upon verification of meter installation. Motion approved with all present voting aye.

**SUMMARY OF PERMITS APPROVED**

<b>Total Wells:</b>	<b>8</b>
<b>New Wells:</b>	<b>6</b>
<b>Existing:</b>	<b>2</b>
<b>PWS</b>	<b>1</b>
<b>C/D</b>	<b>4</b>
<b>Other</b>	<b>1</b>
<b>Industrial</b>	<b>2</b>

**POLICY AND PROCEDURES REGARDING OPEN, ABANDONED OR DETERIORATED WELLS**

The Board discussed the current policy regarding open, abandoned or deteriorated wells and received information from General Counsel regarding recently vetoed HB 3025.

**EXEMPT USE WELL REGISTRATION REPORT:**

The Exempt Well Registration log for the current period was reviewed. No action was taken.

**DROUGHT MONITOR REPORT:**

The U.S. Drought Monitor map for the State of Texas for July, 2017 was presented for review. No action was taken.

### **SET HEARING DATE FOR PERMIT APPLICATIONS:**

Motion by Director Goolsby; Seconded by Director Mueller that a public hearing to consider approval of permit applications, amendments or cancelations be set for the next meeting of the Board of Directors on **Thursday, August 10, 2017 at 4:00 p.m.** in the District Office and that the applicants be notified. Motion approved with all present voting aye.

### **CONSULTATION WITH ATTORNEY:**

The District's General Counsel, Greg Ellis updated the Board on recent litigation regarding groundwater issues:

- A. ***City of Conroe, et al, v. Lone Star Groundwater Conservation District, et al*** (9<sup>th</sup> Court of Appeals).

### **LEGISLATIVE UPDATE:**

The District's General Counsel, Greg Ellis presented an update to the Board regarding recent legislative action regarding groundwater.

### **POSSIBLE FUTURE AGENDA ITEMS:**

- A. Review draft Groundwater Management Plan – August 10, 2017
- B. Set public hearing regarding Groundwater Management Plan on September 14, 2017 for October 12, 2017
- C. Review draft amendments to the District Rules – August 10, 2017 and set public hearing regarding same for September 14, 2017
- D. Consider bidding procedures regarding open, abandoned or deteriorated wells – August 10, 2017
- E. Approve amendment to FY2017 Budget and approve FY2018 Budget – September 14, 2017
- F. Amend permit for BASF for increased allocation – August 10, 2017

### **CLOSED MEETING:**

At 5:19 p.m. the open meeting was adjourned to allow the Board of Directors to conduct a closed meeting under the following section of the Government Code, Chapter 551, subchapter D:

- A. Texas Government Code 551.074  
Personnel Matters: (1) deliberation regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of District employees or (2) to hear a complaint or charge against an employee, unless the employee who is the subject of the deliberation or hearing requests a public hearing.

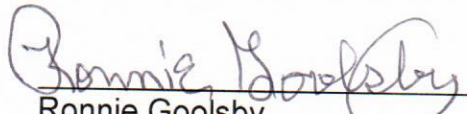
**RECONVENE OPEN SESSION:**

At 5:22 p.m. the Board reconvened in Open Session. No action was taken.

**ADJOURN:**

As there were no further matters to be heard, the motion to adjourn was made by Director Davenport and seconded by Director Mueller. All present voting aye. The meeting was adjourned at 5:24 p.m.

Approved this 10<sup>th</sup> day of August, 2017



Ronnie Goolsby  
Asst. Secretary, Board of Directors