

**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 Tuesday, the 20<sup>th</sup> day of October, 2015, 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 4:00 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 thus constituting a quorum.

Also present for all or part of the meeting were the following: Kent Burkett, General Manager, Sherry Plentl, Administrative Assistant, Greg Ellis, General Counsel, and Jason Afinowicz and Philip Taucer of Freese & Nichols, Inc

**APPROVE MINUTES:**

Motion by Director Davenport; Seconded by Director Mueller that the Minutes from the meeting on September 10, 2015 be approved as presented. Motion approved with all present voting aye.

**FORMAL REPORTS AND PRESENTATIONS:**

A report by Freese & Nichols, Inc., regarding the analysis of BCGCD spatial data and estimated exempt pumpage totals was presented to the Board. Discussion followed regarding possible remedial measures to implement revisions to database.

**FINANCIAL REPORT AND BUDGET SUMMARY:**

The October, 2015 Statement of Revenues, Expenditures and Changes in Fund Balance was presented for review and a budget status report was given by the General Manager. No action was taken.

**APPROVE INVOICES FOR PAYMENT:**

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

**APPROVE AMENDED INTERLOCAL AGREEMENT:**

Motion by Director Davenport; Seconded by Director Mueller to approve the amended Interlocal Agreement with Brazoria County. Motion approved with all present voting aye.

**REVIEW AND DISCUSS PUBLIC COMMENT ON PROPOSED DESIRED FUTURE CONDITIONS AND REQUIREMENTS OF CHAPTER 36.108 (d), WATER CODE**

Greg Ellis, General Counsel for the District presented a review of the public comments regarding the proposed Desired Future Conditions and Requirements of Chapter 36.108 (d), Water Code:

- A. aquifer uses or conditions within the management area, including conditions that differ substantially from one geographic area to another;
- B. the water supply needs and water management strategies included in the state water plan;
- C. hydrological conditions, including for each aquifer in the management area the total estimated recoverable storage as provided by the executive administrator, and the average annual recharge, inflows, and discharge;
- D. other environmental impacts, including impacts on spring flow and other interactions between groundwater and surface water;
- E. the impact on subsidence;
- F. socioeconomic impacts reasonably expected to occur;
- G. the impact on the interests and rights in private property, including ownership and the rights of management area landowners and their lessees and assigns in groundwater as recognized under Section 36.002;
- H. the feasibility of achieving the desired future condition; and



I. any other information relevant to the specific desired future conditions.

**APPROVE THE PUBLIC COMMENT SUMMARY AND RECOMMENDED AMENDMENTS:**

Motion by Director Mueller; Seconded by Director Goolsby to approve the Public Comment Summary and recommendations for Amendments to the proposed Desired Future Conditions for all aquifers in Groundwater Management Area 14. Motion approved with all Directors voting aye with the exception of Director O'Day who voted no.

**APPROVE AMENDED POLICY FOR THE COLLECTION OF FEES:**

Motion by Director Mueller; Seconded by Director O'Day to approve the amended Policy for the Collection of Fees owed the District. Motion approved with all Directors present voting aye.

**CONSIDER AND TAKE POSSIBLE ACTION REGARDING DIRECTORS' LIABILITY POLICY**

A draft policy was presented and discussion followed. Action was deferred until the November 12, 2015 meeting of the Board to allow each Director an opportunity to review the proposed policy.

**OPEN PUBLIC HEARING REGARDING PERMIT APPLICATIONS:**

Motion by Director O'Day; Seconded by Director Goolsby to **OPEN** a public hearing regarding applications for permits received.

Owner	Address	City	Allocation	Use
Wheel House RV, LLC (New)	CR 127 & CR 124	Pearland	3,000,000	Public Supply
Gulf Coast Concrete & Shell, Inc.(Existing)	4401 CR 58	Manvel	60,000	Industrial
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Jesus Vasquez (New)	3423 CR 81	Rosharon	1,000,000	Commercial

Motion approved with all present voting aye.

**CLOSE PUBLIC HEARING REGARDING PERMIT APPLICATIONS:**

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

**APPROVE PERMIT APPLICATIONS:**

Motion by Director O'Day; Seconded by Director Mueller that the applications listed be approved as presented. Motion approved with all present voting aye.

**SUMMARY OF PERMITS APPROVED**

<b>Total Wells:</b>	<b>4</b>
<b>New Wells:</b>	<b>2</b>
<b>Existing:</b>	<b>2</b>
<b>PWS</b>	<b>1</b>
<b>C/D</b>	<b>1</b>
<b>Ind.</b>	<b>2</b>

**EXEMPT USE WELL REGISTRATION REPORT:**

The Exempt Well Registration Report 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 October, 2015 was presented for review. No action was taken.

**SET HEARING DATE FOR PERMIT APPLICATIONS:**

Motion by Director Felder; Seconded by Director Mueller that a public hearing to consider approval of permit applications or amendments be set for the next meeting of the Board of Directors on **Thursday, November 12, 2015 at 4:00 p.m.** in the District Office and that the applicants be duly notified. Motion approved with all present voting aye.




**POSSIBLE FUTURE AGENDA ITEMS:**

1. Consider Directors and Officers Liability Policy

**ADJOURN:**

As there were no further matters to be heard, the motion to adjourn was made by Director O'Day and seconded by Director Mueller. All present voting aye. The meeting was adjourned at 5:04 p.m.

Approved this 12<sup>th</sup> day of November, 2015

A handwritten signature in cursive script, appearing to read "Raymond D. Felder", written over a horizontal line.

Raymond D. Felder, Secretary  
Board of Directors