

**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 10<sup>th</sup> day of December, 2020, via virtual meeting, at 4:00 p.m. and 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 O'Day at 4:02 p.m.

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

Patrick O'Day	President
Dennis Davenport	Vice President
Robert Purnell	Secretary
Keith Ordeneaux	Assistant Secretary

All of said Directors were present, thus constituting a quorum.

Also present for all or part of the meeting, were the following: Beverly Hopkins, General Manager, Sherry Plentl, Administrative Consultant, Michael White, Field Operations Coordinator, Jodie Still, Administrative Assistant, Philip Taucer with Freese and Nichols and Greg Ellis, General Counsel.

**APPOINTMENT TO BOARD OF DIRECTORS:**

Motion by Director O'Day, Second by Director Davenport, to approve appointment of Robby Goolsby to serve as Director, Pct. 4 for the remaining term. Motion approved with all present voting aye.

**FORMAL PRESENTATIONS:**

- A. Presentation of Recognition of Service honoring Director Ronnie Goolsby
- B. Presentation of 2020 Annual Report by Freese & Nichols

**APPROVE MINUTES:**

Motion by Director Ordeneaux, Second by Director Davenport, that the Minutes from the meeting on October 8, 2020, be approved as presented. Motion approved with all present voting aye.

**OPEN PUBLIC HEARING REGARDING PERMIT APPLICATIONS:**

Motion by Director Ordeneaux, Seconded by Director Davenport, to **OPEN** a public hearing regarding applications for permits. Motion approved with all present voting aye.

Type	Owner	Address	City	Allocation	Use
a. Permit Exist	ENA Auto Repair	12400 Magnolia Pkwy	Manvel	1,000,000	Commercial
b. Permit Exist	Brazoria County Mobile Homes LLC.	3311 Trefle Rue	Rosharon	1,000,000	Commercial
c. Permit Exist	Mateo Tire Shop	2323 Ellis Drive	Rosharon	1,000,000	Commercial
d. Permit New	DGOGAngletontx 042920, LLC	South East Corner of FM 523 and Anchor Road	Angleton	1,000,000	Public Supply
e. Permit Exist	Ally	3626 Rivers Rd	Manvel	1,000,000	Commercial
f. Permit New	Environmental Development Partners	4313 1/2 Laurel Heights	Rosharon	60,000,000	Other
g. Permit Exist	Wright Plumbing	9497 FM 524	Sweeny	1,000,000	Commercial
h. Permit Exist	Fibra Mex	15415 E HWY 35	Danbury	1,000,000	Commercial
i. Permit Exist	A Better Me	1737 CR 30	Angleton	1,000,000	Commercial

j. Permit Exist	Eros	6624 E. HWY 332	Freeport	1,000,000	Commercial
k. Permit Exist	Home Run Convenience Store	19370 State HWY 35	Sweeny	1,000,000	Commercial
l. Permit Exist	Moreno's Auto Repair	2306 Donley	Rosharon	1,000,000	Commercial
m. Permit New	Jose Pablo Martinez	19887 CR 143	Alvin	1,000,000	Industrial
n. Permit New	NICANOR Transportation	15040 CR 185	Alvin	1,000,000	Commercial
o. Permit New	CJ Medical-The Barn	611 CR 18	Damon	1,000,000	Public Supply
p. Permit Exist	City of Manvel	9431 Uzzel Rd	Manvel	1,000,000	Commercial
q. Permit New	Harvest Acres RV	1911 CR 130	Pearland	1,500,000	Public Supply
r. Permit New	Sprint Sand & Clay	10704 E. 1462	Alvin	1,000,000	Commercial
s. Permit New	Marquis Construction	16080 SH 288B	Angleton	1,000,000	Public Supply
t. Permit New	DGOG Sweeny	6920 FM 1459	Sweeny	1,000,000	Public Supply

**CLOSE PUBLIC HEARING REGARDING PERMIT APPLICATIONS:**

Following the public hearing, at which time no testimony was given, there was a Motion by Director Davenport, 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 Davenport, that Items a, b, c, d, e, h, l, j, k, m, p, and t be approved as presented, and items f, g, l, n, o, q, r, and s, contingent upon payment of fees due or resolution of any pending issues. Motion approved with all present voting aye.

**APPROVE 2020 ANNUAL REPORT:**

Motion by Director Davenport, Second by Director Ordeneaux, to approve the annual report as presented by Freese & Nichols. Motion approved with all present voting aye.

**APPROVE ANNUAL USGS JOINT FUND AGREEMENT:**

Motion by Director Davenport, Second by Director Purnell, to approve the annual USGS Joint Fund Agreement. Motion approved with all present voting aye.

**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 2020 was presented for review. No action was taken.

**SET HEARING DATE FOR PERMIT APPLICATIONS:**

Motion by Director O'Day, Second by Director Davenport, that a public hearing to consider approval of permit applications, amendments, or cancellations be set for the next meeting of the Board of Directors on **Thursday, January 14, 2021, at 4:00 p.m.** in the District Office or by virtual meeting and that the applicants be notified. Motion approved with all present voting aye.

**FINANCIAL, INVESTMENT, & BUDGET STATUS REPORT:**

The December 2020 Financial, Investment, & Budget Status Report was presented for review and an analysis and budget status update was given. No action was taken.

**APPROVE INVOICES FOR PAYMENT:**

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

**POSSIBLE FUTURE AGENDA ITEMS:**

A. Appointment of Legislative Committee.

**CONSULTATION WITH GENERAL COUNSEL:**

General Counsel Greg Ellis updated the Board regarding current groundwater related litigation and briefed the Board regarding Legislative issues.

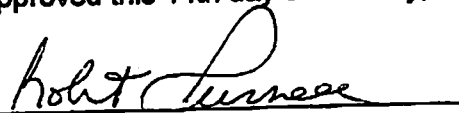
A. Litigation Update:

1. Fazzino v Brazos Valley Groundwater Conservation District (*5<sup>th</sup> Circuit Court of Appeals*)
2. Cockrell Investment Partners, Ltd. v Middle Pecos Groundwater Conservation District (*Pecos County District Court*)
3. Mountain Pure TX LLC v. Neches Valley Groundwater Conservation District (*Texas Supreme Court*)

**ADJOURN:**

With no further matters to be heard, the motion to adjourn was made by Director O'Day and Seconded by Director Purnell. All present voting aye. The meeting was adjourned at 4:46 p.m.

Approved this 14th day of January, 2021



Secretary  
Board of Directors