

**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 11th day of June, 2020, via virtual meeting at 4:00 p.m. in the Brazoria County Groundwater Conservation District Office, 451 N. Velasco Street, 1st Floor, Suite 140, Angleton, Texas.

The meeting was called to order by Director O'Day at 4:04 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
Ronnie Goolsby	Director

All of said Directors were present, except Director Purnell 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, and Greg Ellis, General Counsel.

APPROVE MINUTES:

Motion by Director O'Day, Second by Director Ordeneaux, that the Minutes from the meeting on March 12, 2020 be approved as presented. Motion approved with all present voting aye.

OPEN PUBLIC HEARING REGARDING PERMIT APPLICATIONS:

Motion by Director Ordeneaux, Second by Director O'Day, to **OPEN** a public hearing regarding applications for permits. Motion approved with all present voting aye.

Type	Owner	Address	City	Allocation	Use
a. Permit New	GMJ Paving	12606 Valley Vista Dr.	Rosharon	1,000,000	Industrial

b. Permit Exist.	Hawkins Lease Service, Inc.	3205 FM 2403	Alvin	500,000	Commercial
c. Permit Exist.	Harvest for the Hungry, Inc.	4302 FM 523	Freeport	1,000,000	Commercial
d. Permit New	Grind Sports	4224 County Road 424	Alvin	1,000,000	Commercial
e. Permit Exist.	Friends Community Church	16124 E Hwy 35	Angleton	1,000,000	Commercial
f. Permit New	City Of Pearland	3720 CR 48 WELL #1	Rosharon	1,000,000	Commercial
g. Permit New	City of Pearland	3720 CR 48 Well #2	Rosharon	10,000,000	Industrial
h. Permit Exist	Zeeshan Haq TBH Holding Group, LLC	4731 CR 172	Alvin	10,000	Commercial
i. Permit New	Karl Bergman	4825 CR 197	Alvin	10,000	Other
j. Permit New	Golden Eagle Batteries	20019 E. Highway 6	Alvin	250,000	Commercial
k. Permit Exist	Living Earth	16138 Hwy 6	Rosharon	1,000,000	Commercial
l. Permit Exist	Auto Wrap Shop	30806 Bailey Road	Manvel	1,000,000	Commercial
m. Permit Exist	Bethel Presbyterian Church	119 CR 300G	West Columbia	1,000,000	Commercial

CLOSE PUBLIC HEARING REGARDING PERMIT APPLICATIONS:

Following the public hearing, at which time no testimony was given, there was a Motion by Director Davenport, Second 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, Second by Director Ordeneaux, that Items a, c-e, h-j, and l and m be approved as presented and items b, f, g, & k be approved contingent upon payment of fees due or resolution of any pending issues. 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 maps for the State of Texas for April, May, and June 2020 were presented for review. No action was taken.

SET HEARING DATE FOR PERMIT APPLICATIONS:

Motion by Director Ordeneaux, Second by Director O'Day 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, July 9, 2020, at 4:00 p.m.** in the District Office and that the applicants be notified. Motion approved with all present voting aye.

APPROVE 2019 JOINT FUNDING AGREEMENT:

Motion by Director Goolsby, Second by Director O'Day that the Joint Funding Agreement as presented to be approved for payment. Motion approved with all present voting aye.

APPROVE MASTER PROFESSIONAL SERVICE AGREEMENT:

Motion by Director O'Day, Second by Director Ordeneaux that the Master Professional Service Agreement as presented to be approved for payment. Motion approved with all present voting aye.

ADMINISTER OATH OF OFFICE AND TAKE STATEMENTS:

The Oath of Office was administered and statements were taken of re-elected Directors: Director O'Day, Director Ordeneaux, and Director Goolsby.

FINANCIAL, INVESTMENT & BUDGET STATUS REPORT:

The June 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 Ordeneaux, Second by Director O'Day, that the invoices presented be approved for payment. Motion approved with all present voting aye.

GENERAL MANAGER'S REPORT:

Beverly Hopkins introduced Michael White as the New Field Operations Coordinator.

Freese & Nichols updated the Board on the current GMA 14 Report.

FUTURE AGENDA ITEMS:

1. Annual update by USGS.

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 (*5th 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*)

At this time, at the request of Director O'Day, the Board recessed the open meeting at 5:15 and convened in closed session to discuss the following item:

Consider General Manager and District employee compensation and recent personnel changes.

At 5:30 the Board reconvened in open session and a motion was made by Director O'Day and Seconded by Director Ordeneaux that the salary of the General Manager be set at \$81,300 per year effective July 1, 2020. Motion approved with all Directors present voting aye.

ADJOURN:

With no further matters to be heard, the motion to adjourn was made by Director Ordeneaux and Second by Director Goolsby. All present voting aye. The meeting was adjourned at 5:30 p.m.

Approved this 9th day of July, 2020

Robert Purnell

Robert Purnell
Secretary
Board of Directors