

**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 February, 2021, via virtual meeting, at 4:00 p.m. and 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 4:14 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
Robby 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, Jodie Still, Administrative Assistant, Philip Taucer with Freese and Nichols and Greg Ellis, General Counsel.

APPROVE MINUTES:

Motion by Director Ordeneaux, Second by Director Davenport, that the Minutes from the meeting on January 14, 2021, be approved as presented. Motion approved with all present voting aye.

OPEN PUBLIC HEARING REGARDING PERMIT APPLICATIONS:

Motion by Director O'Day, Second 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	Paws & Friends LLC	3602 Bailey Ave	Manvel	1,000,000	Commercial
b. Permit New	West Trailer Park	2847 CR 348	Brazoria	1,000,000	Commercial
c. Permit Exist	Hamza Farm	9022 Puritan Way	Rosharon	1,000,000	Commercial
d. Permit Exist	McNeil Boat/RV Storage	2602 FM 521	Brazoria	1,000,000	Commercial
e. Permit Exist	Sportsman Span Boat & RV Storage	817 CR 432	Brazoria	1,000,000	Commercial
f. Permit Exist	Hillbilly Hides	6231 CR 166	Alvin	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 Ordeneaux, that the public hearing regarding applications for permits received be **CLOSED**. Motion approved with all present voting aye.

APPROVE PERMIT APPLICATIONS:

Motion by Director Ordeneaux, Second by Director O'Day, that items a, c, d, e and f be approved as presented, and item b 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 map for the State of Texas for February 2021 was presented for review. No action was taken.

SET HEARING DATE FOR PERMIT APPLICATIONS:

Motion by Director O'Day, Second by Director Ordeneaux, 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, March 11, 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.

CONSIDERATION AND POSSIBLE ACTION TO AMEND CONSULTANT CONTRACT:

Motion by Director O'Day, Second by Director Davenport, to approve the Agreement For Professional Services as presented. Motion approved with all present voting aye.

CONSIDERATION AND POSSIBLE ACTION TO APPROVE MASTER PROFESSIONAL SERVICES AGREEMENT TASK AUTHORIZATION FOR 2021:

Motion by Director O'Day, Second by Director Ordeneaux, to approve the Master Professional Services Agreement Task Authorization for 2021. Motion approved with all present voting aye.

FINANCIAL, INVESTMENT, & BUDGET STATUS REPORT:

The February 2021 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 O'Day, Second by Director Davenport, that the invoices presented be approved for payment. Motion approved with all present voting aye.

POSSIBLE FUTURE AGENDA ITEMS:

- A. Consider PAMS Interlocal Agreement

GENERAL MANAGERS REPORT:

- A. The Field Operations Coordinator's Report for the month of January, 2021 was presented for review.

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*)

ADJOURN:

With no further matters to be heard, the motion to adjourn was made by Director O'Day and Second by Director Davenport. All present voting aye. The meeting was adjourned at 4:54 p.m.

Approved this 11th day of March, 2021



Secretary
Board of Directors