

**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 10th day of June, 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 Davenport at 4:08 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 and Director O'Day, thus constituting a quorum.

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

FORMAL PRESENTATIONS:

None

APPROVE MINUTES:

Motion by Director Ordeneaux, Second by Director Davenport, that the Minutes from the meeting on May 13, 2021, be approved as presented. Motion approved with all present voting aye.

OPEN PUBLIC HEARING REGARDING PERMIT APPLICATIONS:

Motion by Director Davenport, Second by Director Ordeneaux, 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	AH&H Automotive	3710 E. FM 1462 Rd.	Rosharon	1,000,000	Commercial
b. Permit New	Live Action	CR 23 & Hwy 36	Damon	21,000,000	Other
c. Permit New	Cherry Crushed Concrete	4408 CR 418	Rosharon	10,000,000	Commercial
d. Permit New	Reyes, Maria	316 Dorsett St.	Clute	1,000,000	Commercial
e. Permit Exist	Axis Industrial Services	10517 FM 1462	Alvin	1,000,000	Commercial
f. Permit New	MUD 44	825 CR 51	Rosharon	38,000,000	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 Ordeneaux, Second by Director Davenport, 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 Davenport, that items d and e be approved as presented, and items a, b, c, and f 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 June 2021 was presented for review. No action was taken.

SET HEARING DATE FOR PERMIT APPLICATIONS:

Motion by Director Davenport, 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, July 8, 2021, at 4:00 p.m.** in the District Office and that the applicants be notified. Motion approved with all present voting aye.

FINANCIAL, INVESTMENT, & BUDGET STATUS REPORT:

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

POSSIBLE FUTURE AGENDA ITEMS:

1. Well Closure Program
2. FY 2022 Budget Discussions
3. GMA 14 Presentation / Discussion

GENERAL MANAGERS REPORT:

- A. The Field Operations Coordinator's Report for the month of May, 2021 was presented for review.
- B. General Manager gave a GMA 14 DFC Process update.
- C. General Manager gave an example policy for a well plugging program.

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 Davenport and Second by Director Ordeneaux. All present voting aye. The meeting was adjourned at 4:53 p.m.

Approved this 8th day of July, 2021



President
Board of Directors