

**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 9th day of May, 2019, 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 4:00 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 with the exception of Director Davenport thus constituting a quorum.

Also present for all or part of the meeting, were the following: Sherry Plentl, General Manager, Beverly Hopkins, Office Manager, David Ellis, Field Operations Coordinator, Gregory M. Ellis, General Counsel, and Philip Taucer of Freese & Nichols, Inc.

APPROVE MINUTES:

Motion by Director O'Day, Seconded by Director Goolsby, that the Minutes from the meeting on April 11, 2019, be approved as presented. Motion approved with all present voting aye.

FORMAL PRESENTATION:

Philip Taucer of Freese & Nichols, Inc., presented an update on the *Analysis of Water Level Change and Subsidence* study in progress and then gave a presentation to the Board on Regional Water Planning.

FINANCIAL, INVESTMENT & BUDGET STATUS REPORT:

The May 2019 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, Seconded by Director Ordeneaux, that the invoices presented be approved for payment. Motion approved with all present voting eye.

OPEN PUBLIC HEARING REGARDING PERMIT APPLICATIONS:

Motion by Director O'Day, Seconded by Director Ordeneaux, to **OPEN** a public hearing regarding applications for permits:

Type	Owner	Address	City	Allocation	Use
a. Permit Existing	ALS Industrial Services, Inc.	16400 HWY 6	Rosharon	Agg. w/ d.	Industrial
b. Permit Existing	Kucera Crossing RV Park	29302 FM.2004	Angleton	100,000	Commercial
c. Permit Existing	Kinder Morgan Tejas Pipeline	5402 CR 4	Damon	100,000	Commercial
d. Permit Existing	ALS Industrial Services, Inc.	16400 HWY 6	Rosharon	4,000,000	Industrial
e. Permit Existing	Dakota Schmidt	115 CR 725	Sweeny	250,000	Commercial
f. Permit New	Cherry Crushed Concrete	7406 Sanders	Rosharon	10,000,000	Industrial
g. Permit New	Pearwood RV Phase II	17611 CR 127	Pearland	2,000,000	Public Supply
h. Permit New	Hidden Oaks Events	101 Hidden Oaks Lane	Angleton	500,000	Commercial

Motion approved with all present voting eye.

CLOSE PUBLIC HEARING REGARDING PERMIT APPLICATIONS:

Following the public hearing, at which time no testimony was given, there was a Motion by Director O'Day, Seconded by Director Purnell, 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 Purnell, that Items a., b., and d.-h. be approved as presented and Item c. be approved contingent upon resolution of pending fees and other 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 the current period was presented for review. No action was taken.

SET HEARING DATE FOR PERMIT APPLICATIONS:

Motion by Director O'Day, Seconded by Director Ordeneaux, that a public hearing to consider approval of permit applications, permit amendments, or cancelations be set for the next meeting of the Board of Directors on **Thursday, June 13, 2019 at 4:00 p.m.** in the District Office and that the applicants be notified. Motion approved with all present voting aye.

GENERAL MANAGER'S REPORT:

- David Ellis updated the Board regarding the status of the installation of the new PAM units.

CONSULTATION WITH GENERAL COUNSEL:

General Counsel Greg Ellis presented an update on current litigation regarding groundwater issues and gave a Legislative update.

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. Uvalde County Underground Water Conservation District v Edwards Aquifer Authority (Uvalde County District Court)

B. Legislative Update:


POSSIBLE FUTURE AGENDA ITEMS:

- Review Rules for DFC compliance

ADJOURN:

As there were no further matters to be heard, the motion to adjourn was made by Director O'Day and seconded by Director Ordeneaux. All present voting aye. The meeting was adjourned at 5:10 p.m.

Approved this 13th day of June, 2019


Keith Ordeneaux, Assistant Secretary
Board of Directors