

**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 12th day of December, 2013, 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 Pyburn at 2:00 p.m.

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

John Pyburn	President
Patrick O'Day	Vice President
Raymond Felder	Secretary
Alan Mueller	Assistant Secretary
Ronnie Goolsby	Director

All of said Directors were present, thus constituting a quorum. Directors O'Day and Mueller had to leave the meeting prior to adjournment.

Also present for all or part of the meeting were the following: Kent Burkett, General Manager, Sherry Plentl, Administrative Assistant, Greg Ellis, Attorney for District, Philip Taucer and Jason Afinowicz of Freese & Nichols, Inc., Mark Galvan and Lisa McClarty with ESX, Inc., and Kara Maresh, Lonnie Maresh and Clyde Burrell representing the lake lot owners of Planter's Point subdivision.

APPROVE MINUTES:

Motion by Director Felder; Seconded by Director Mueller that the Minutes from the meeting on November 14, 2013 be approved as presented. Motion approved with all present voting aye.

FORMAL REPORTS:

Mark Galvan and Lisa McClarty of ESX, Inc., presented a progress report regarding the District's website upgrade and the well permitting software program development.

FINANCIAL REPORT AND BUDGET SUMMARY:

A financial status report as of 12/11/13 was presented for review. No action was taken.

APPROVE INVOICES FOR PAYMENT:

Motion by Director Felder; Seconded by Director Goolsby that the invoices presented be approved for payment. Motion approved with all present voting aye.

APPROVE 2013 ANNUAL REPORT:

The 2013 Annual Report to the Board of Directors as prepared by Freese & Nichols, Inc., was presented to the Board by Philip Taucer and Jason Afinowicz.

Motion by Director O'Day; Seconded by Director Mueller to approve the 2013 Annual Report to the Board of Directors as presented. Motion approved with all present voting aye.

OPEN PUBLIC HEARING REGARDING PERMIT APPLICATIONS:

Motion by Director Felder; Seconded by Director O'Day that the Board **OPEN** a public hearing regarding applications for new well permits received.

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|----|--------------------------------------|---|
| 1. | AIRGAS CARBONIC | NEW COMMERCIAL WELL
8870 CR 128, ALVIN |
| 2. | FIRST BAPTIST CHURCH OF
OLD OCEAN | NEW PUBLIC WATER SYSTEM
6289 FM 1459, SWEENY |

Motion approved with all present voting aye.

CLOSE PUBLIC HEARING REGARDING PERMIT AND RENEWAL APPLICATIONS:

Motion by Director Mueller; Seconded by Director Pyburn that the public hearing regarding applications for new well permits received be **CLOSED**. Motion approved with all present voting aye.

APPROVE PERMIT AND RENEWAL APPLICATIONS:

Motion by Director Pyburn; Seconded by Director Goolsby that Items 1 - 2 be approved as presented. Motion approved with all present voting aye.

SUMMARY OF PERMITS/RENEWALS APPROVED /13	
Total Wells:	2
New Wells:	2
PWS	1
C/D	1
Industrial	0
Other	0

APPROVE SETTLEMENT AGREEMENTS:

Motion by Director Mueller; Seconded by Director Goolsby that the Settlement Agreements for violations of District rules as presented be approved as follows:

1. Brazco Development:

Settlement as agreed in the amount of \$5,500.00 for past years fees due for an existing non-exempt well for the period stated, which has been paid in full, be approved.

2. Country Oaks and South Hatfield Mobile Home Parks:

Settlement as agreed in the amount of \$1,316.00 to be paid in 12 Monthly installments of \$109.67 with the first payment due by December 31, 2013 and by the end of the month for the following 11 months thereafter.

Motion approved with all voting aye.

Motion by Director Felder; Seconded by Director Pyburn to reconsider the settlement offer for **Brazco Development** and amend the motion to add the following language to the Settlement Agreement:

Installation of an AWWA approved meter within 30 days and verification be submitted to the District; and further that during the interim, the well may remain in operation and estimated production fees in the amount of \$100.00 be paid for the 30 day grace period.

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 Drought Monitor Report for the State of Texas was reviewed and discussed. No action was taken.

SET HEARING DATE FOR PERMIT APPLICATIONS:

Motion by Director Felder; Seconded by Director Goolsby that a public hearing to consider approval of permit applications be set for the next meeting of the Board of Directors on **Thursday, January 9, 2014 at 4:00 p.m.** in the District Office and that the applicants be notified. Motion approved with all present voting aye.

AUTHORIZE LEGAL ACTION WITH REGARD TO VIOLATIONS OF DISTRICT RULES:

Motion by Director Felder; Seconded by Director Pyburn to authorize the attorney for the District to take enforcement action up to and including filing a civil suit for violations of District Rules. Motion approved with all present voting aye.

DISCUSS ADDITIONAL PERSONNEL FOR DISTRICT:

The Board discussed the creation of a field inspector position for the District and asked the General Manager to make appropriate inquiries with regard to actions and provisions required to add additional personnel and to create a job description for said position. No formal action was taken.

ADJOURN:

As there were no further matters to be considered, the motion to adjourn was made by Director Goolsby and seconded by Director Felder. All present voting aye. The meeting was adjourned at 5:55 p.m.

Approved this 9th day of January, 2013



Raymond D. Felder, Secretary
Board of Directors