

# BLUEBONNET GROUNDWATER CONSERVATION DISTRICT

Board of Directors Meeting

Wednesday, April 21, 2010  
6:00 PM

Bluebonnet Groundwater Conservation District  
Board Room, Suite B & C  
303 East Washington Avenue  
Navasota, Texas

## MINUTES OF THE MEETING

In Attendance: Directors Beckendorff, Brandes, Huebner, Patout, Thomas, Ward, Olsta, Pierce, Sandel, Copeland, Minze, Paben, General Manager Behm, Administrative Assistant Williams, Permitting Assistant Holland, Wm. Dugat, CR Williams, Mike Gershon, Rick Welch, Tom Gleason. Director Blezinger joined the meeting at 6:19 PM.

1. Call to order  
The meeting was called to order at 6:05 PM by President Patout.
2. Public Comment  
Rick Welch commented on his request for a rehearing and distributed a document he had prepared in which he discussed Bluebonnet Groundwater Conservation District Rule 8.7(A)  
Mike Gershon commented on the decisions made by the board.
3. Discussion, consideration and possible action on Resolution 2010-05.  
  
President Patout asked BGCD Attorney Bill Dugat to review how the Findings of Fact and Conclusions of Law ratified by the Board on January 20, 2010 would be changed or modified by the adoption of Resolution 2010-05. After discussion of the Resolution by the Board, Director Minze moved the adoption of Resolution 2010-05, Director Beckendorff Seconded. **Motion Carried**
4. Discussion and review of Production Permit BWLK-0036 (DWP Interests) issued after inspection of 3 wells in vicinity of the DWP well.

Mr. Williams reviewed his findings following the inspection of the wells. There being no cause for further action, the operating permit issued by General Manager Behm was not changed or amended.

5. Discussion and possible action to authorize purchase of well water level monitoring equipment for use by the District.  
Following a presentation by Mr. Williams of the various types of water well monitoring equipment Director Thomas moved the Board authorize General Manager Behm to purchase well monitoring equipment costing not more than \$1000. Director Sandel seconded. **Motion Carried**
6. Discussion and possible action on request from Vital Link, Inc. for partial refund of production fees paid to BGCD from August, 2006 thru January, 2010.  
General Manager Behm explained the errors in production reporting claimed by Vital Link, Inc., and their request for reimbursement. Director Blezinger moved the District credit Vital Link for the registration fees in 2010 and defer consideration of further refunds based on further investigation and revisit the request at the time of the next budget. Director Pierce seconded. **Motion Carried**
7. Discussion and possible action to accept resignation of Director David L Neel representing Rural Water Suppliers Interests from Waller County.  
Director Ward moved acceptance of the resignation of Director Neel. Director Thomas seconded. **Motion Carried**
8. Discussion and possible action to approve minutes of January 6, 2010 Called Board Meeting and January 20, 2010 Board Meeting.  
After review Director Beckendorff moved approval of Minutes as presented. Director Blezinger seconded. **Motion Carried**
9. Discussion and possible action to approve quarterly Financial Report.  
Following review Director Ward moved the Board approve the quarterly Financial Report as presented. Director Huebner seconded. **Motion Carried**
10. Discussion and possible action to approve quarterly Investment Report.  
Director Sandel moved the Board approve the Quarterly Investment Report as presented. Director Beckendorff seconded. **Motion Carried**
11. Discussion and possible action to accept quarterly Drought Status Assessment as presented.

General Manager Behm described the current reports available. Director Beckendorff moved the Board accept the Quarterly Drought Status Assessment as presented. Director Paben seconded. **Motion Carried**

12. Presentation of District Annual Report for CY 2009 by General Manager Behm.

General Manager Behm presented the Annual Report for CY 2009.

13. Discussion and possible action to approve Resolution 2010-06 approving CY 2009 Annual Report.

The Board discussed Resolution 2010-06 approving the CY 2009 Annual Report. Director Beckendorff moved the Board approve the Resolution. Director Thomas seconded. **Motion Carried**

14. Discussion and possible action to set starting time for future Board Meetings.

After discussion the Board chose to take no action at this time.

15. Report by Board Executive Committee on annual performance evaluation of General Manager.

President Patout reviewed the Executive Committee's annual performance evaluation of the General Manager.

16. Discussion and possible action to accept and approve General Manager's annual performance evaluation submitted by Board Executive Committee.

Director Sandel moved the Board accept and approve General Manager's annual performance evaluation. Director Huebner seconded. **Motion Carried**

17. Discussion and possible action to accept resignation effective December 31, 2010 submitted by General Manager Behm.

Following a recap of the letter Director Ward moved the reluctant acceptance of the resignation of General Manager Behm. Director Huebner seconded. **Motion Carried**

18. Discussion and possible action to establish methods and procedures to be used to recruit and select a General Manager to be employed by January 1, 2011.

General Manager Behm reviewed suggested methods and procedures. Director Thomas moved the authorization of the Executive Committee, with Director Pierce replacing Director Sandel who will be away, to search for General Manager candidates, not to exceed five, to bring to the Board. Director Ward seconded. **Motion Carried**

19. President's appointment of Directors to Board Committees for CY 2010.  
President Patout restated the appointment of Directors to Board Committees for CY 2010 as stated in memo.
20. General Managers Report  
General Manager Behm presented reports of Wells registered and permitted, meetings attended and the current performance audit being performed by the State Auditors office.
  - a. Well Registration/Permitting
  - b. Audit of District by Texas Comptroller's State Auditor's Office
  - b. BGCD participation in Brookshire Water Festival 2010
  - c. GMA 14 meetings and actions
  - d. TAGD meetings and actions
  - e. Trinity and San Jacinto Rivers and Galveston Bay Basin and Bay Area Stakeholder Committee meetings and action.
  - f. Region G & H Regional Water Planning Group meetings and actions.
21. Date for next Board meeting – July 21, 2010.
22. Adjourn  
There being no further business, the meeting adjourned at 7:58 PM.

**The above minutes of the regular meeting of the Board of Directors of the Bluebonnet Groundwater Conservation District held on April 21, 2010, were approved and adopted by that Board on July 21, 2010.**

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**J. Jared Patout, President**

**ATTEST:**

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**Lloyd A Behm, Deputy Secretary**