

**COASTAL BEND GROUNDWATER CONSERVATION DISTRICT
BOARD OF DIRECTORS MEETING**

AGENDA PREPARED AND POSTED: January 07, 2021
DATE OF MEETING: January 12, 2021
TIME OF MEETING: 8:00 A.M.

PLACE WHERE MEETING WAS HELD: Texas Agrilife Extension Office, 315 E. Milam, WHARTON, TEXAS 77488.

In Attendance:

Ronald Gertson – President; Edmund Weinheimer – Secretary; Daniel Berglund – Director CBGCD; Aland Wittig – Director CBGCD; Lance Raun – Director CBGCD; Neil Hudgins – Manager CBGCD; Jaime Bosch – Office Manager CBGCD; Greg Ellis; Kevin Cadenhead; Beronica Palomares

I. Call to Order:

The meeting was called to order at 8:00 A.M. by President Gertson.

II. Public Comments:

None

III. Approval of Minutes:

Secretary Weinheimer made a motion to accept the meeting and permit hearing minutes as presented for November 10, 2020. Director Wittig seconded. President Gertson announced the motion passed without opposition.

V. Manager's Report:

Financial Report – Mr. Hudgins reported a checking account balance of \$350,377.54; a money market balance of \$138,061.33, 2018 CD balance of \$416,469.10; 2020 CD balance \$537,897.48. A budget vs. actual and the balance sheet was also presented. After discussion and review, Secretary Weinheimer made a motion to approve the financials as presented. Director Wittig seconded. President Gertson announced the motion passed without opposition.

Well Monitoring Update – Mr. Hudgins presented the board with the monitor well levels as of January 2021. The index well graph shows a three-foot recovery from the previous month of December 2020 (one-foot decline from January 2020). The Lissie transducer shows a similar trend to the index wells. November 2020 bi-annual monitor wells show .5 feet decline from November 2019.

Upcoming Meetings – GMA 15-January 14th, Coastal Plains GCD-January 21st

VI. Discussion To Approve Permit Applications: After discussion and review of the permit application: OP-20123001 for LCRA, OP-20123002 for Creekside RV Ranch & Horse Hotel, OP-20123003 for Earl Schmidt, and OP-20123004 for Stacy Schmidt, Secretary Weinheimer made a motion to approve the permit applications as presented. Director Wittig seconded. President Gertson announced the motion passed without opposition.

VII. Election of Officers for CBGCD Board of Directors: Director Raun made a motion to nominated Ronald Gertson for President, Daniel Berglund for Vice-President/Treasurer, and Edmund Weinheimer for Secretary. Director Wittig seconded. President Gertson announced the motion passed without opposition.

VIII. Mapping of Ground Surface Deformation Rates Based on Remote Sensing Data Presentation by Steve Young with Intera: Mr. Hudgins presented the board with the final report from Steve Young. After review and discussion, Director Wittig made a

- motion to approve the report as presented. Secretary Weinheimer Seconded. President Gertson announced the motion passed without opposition.
- IX. **Audit Presentation by Kenemer, Masters & Lunsford, LLC:** Kevin Cadenhead with KM&L reviewed the advisement letter for the board and explained the detail 2019-2020 audit information and answered any questions. After review and discussion, Secretary Weinheimer made a motion to approve the audit as presented. Director Raun seconded. President Gertson announced the motion passed without opposition.
- X. **City of Wharton Resale Resolution:** Mr. Hudgins presented the board with the proposed resolution. After review and discussion, Director Raun made a motion to accept the resolution as presented. After additional discussion, Director Raun withdrew the motion resulting in no vote. Secretary Weinheimer made a second motion to send the resolution back to the City of Wharton to make listed corrections. Director Wittig seconded. After additional discussion, Secretary Weinheimer withdrew the motion resulting in no vote. After continued discussion, Secretary Weinheimer made a motion to make suggested document edits and sign approved document. Director Wittig seconded. President Gertson announced the motion passed without opposition.
- XI. **Discussion of Possible Contribution for TAGD Amicus Brief Regarding Neches and Trinity Valley’s Groundwater Conservation District v Mountain Pure, Inc.:** Greg Ellis discussed a possible amicus brief that might be filed by TAGD and the contributions of groundwater districts. After review and discussion, Director Raun made a motion to contribute up to \$250 toward the amicus brief if TAGD files a brief. Director Wittig seconded. President Gertson announced the motion passed without opposition.
- XII. **Litigation Update a) Fazzino v Brazos Valley Groundwater Conservation District (District Court) b) Cockrell Investment Partners, Ltd. V Middle Pecos Groundwater Conservation District (District Court) c) Mountain Pure, Inc. v Neches and Trinity Valley’s Groundwater Conservation District:** Greg Ellis updated the board on the current status of the cases.
- IV. **Legislative Report a) Consider Approval of Submission in Response to the House Natural Resources Committee Formal Request for Information:** Greg Ellis updated the board on the current legislative and groundwater issues.
- V. **PDSI:** The report shows no drought within the majority of CBGCD area.
- XIII. **Possible Future Agenda Items:** None
- XIV. **Public Comments/Announcements:** None.
- XV. **Set Next Meeting Date and Agenda:** Secretary Weinheimer made a motion that the next CBGCD board meeting be set for Tuesday, March 09, 2021 at 8:00 am. Director Wittig seconded. President Gertson announced the motion passed without opposition.
- XVI. **Adjournment:** Meeting adjourned at 10:26 a.m.