

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

AGENDA PREPARED AND POSTED: May 10, 2019
DATE OF MEETING: May 14, 2019
TIME OF MEETING: 8:00 A.M.

PLACE WHERE MEETING WAS HELD: Coastal Bend GCD, 109 E. Milam,
WHARTON, TEXAS 77488.

In Attendance:

L.G. Raun – Vice-President; Edmund Weinheimer – Secretary CBGCD; Daniel Berglund – Director CBGCD; Aland Wittig – Director CBGCD; Neil Hudgins – Manager CBGCD; Jaime Bosch – Office Manager CBGCD; Steve Cooper

I. Call to Order:

The meeting was called to order at 8:01 A.M. by Vice-President Raun.

II. Public Comments:

None

III. Approval of Minutes:

Director Wittig made a motion to accept the meeting and permit hearing minutes as presented for March 05, 2019. Secretary Weinheimer seconded. All voted for; motion carried.

V. Manager's Report:

Financial Report – Mr. Hudgins reported a checking account balance of \$378,361.51; a money market balance of \$136,704.49; 2018 CD balance of \$400,000; and (2016 CD balance closed and balance transferred to 2019 CD) 2019 CD balance 520,718.78. A budget vs. actual and the balance sheet for March & April was also presented. After discussion and review, Secretary Weinheimer made a motion to approve the financials as presented. Director Berglund seconded. All voted for; motion carried.

Well Monitoring Update – Mr. Hudgins presented the board with the monitor well levels as of May 01, 2019. The index well graph shows a 1-foot decline from the previous month of April. The levels are the same as May 2018. The critical depletion study area shows a 4-foot decline with the pumping in the area. Mr. Hudgins reported that hydrologist, Steve Young, that any monitor well that will be drilled as a backup replacement well in our Bi-annual well network, be drilled within a 2 mile radius from the original well.

2018 Water Use Report – Mr. Hudgins presented the board with a detailed report of water use in 2018 and a total use of 136,753 acre feet.

Upcoming Meetings – Region P May 20th, Coastal Plains May 23rd, TAGD June 4th & 5th

VI. Discussion to Approve Permit Applications: After discussion and review of the permit applications for Danette Huvar-OP-19042401 (as presented); Wharton Country Club-OP-19040301 (as presented); Tradewind Ag Inc-OP-A08051421 (as presented); Ekstrom Aquaculture, LLC-OP-A04092102 (with the following special provision: on, May 14, 2019, CBGCD Board of Directors granted a one-time amendment to amend this permit to 9,900 acre feet, more than its highest original permitted amount of 9,000 acre feet. The CBGCD moved to waive the requirements set out in CBGCD Rule 3.11 for this permit term only. If applicant should need an amendment to increase this permit above the 9,000 acre feet in any future permit term, section 3.11 will not be

- waived.); Director Wittig made a motion to approve the permit applications. Director Berglund seconded. All voted for; motion carried.
- VII. **Discussion of Permit Amendment Process:** Mr. Hudgins will consult with Greg Ellis on current rule wording and bring to the next meeting.
- VIII. **Update on Meter Violations:** No Action
- IX. **Discuss and Approve Authorization to Maintain TCDRS Plan Provisions Plan Year 2020:** After review and discussion, Secretary Weinheimer made a motion to approve the suggested rate of 5.69% as presented. Director Berglund seconded. All vote for; motion carried.
- X. **Review and Discuss Engagement Letter From Kennemer, Masters & Lunsford:** After discussion and review of the engagement letter from Kennemer, Masters & Lunsford, Director Berglund made a motion to accept and sign the letter as presented to retain their services for the 2019-2020 fiscal year audit. Secretary Weinheimer seconded. All voted for; motion carried.
- XI. **Review and Discuss Pending Legislation:** No action
- XII. **Litigation Update a) Review and Discuss Current AG Opinion Requests RE: GCD Authority on Defining Agricultural Irrigation b) Fazzino v Brazos Valley Groundwater Conservation District (District Court) c) Cockrell Investment Partners, Ltd. V Middle Pecos Groundwater Conservation District (District Court) d) Uvalde County Underground Water Conservation District v Edwards Aquifer Authority (District Court):** Mr. Hudgins informed the board that the AG opinion ruled turfgrass is included in the definition of ag irrigation per email from Greg Ellis.
- XIII. **Legislative Update:** None
- XIV. **PDSI:** No drought within the district
- XV. **Possible Future Agenda Items:** None
- XVI. **Public Comments/Announcements:** None.
- XVII. **Set Next Meeting Date and Agenda:** Secretary Weinheimer made a motion that the next CBGCD board meeting be set for Tuesday, July 16, 2019 at 8:00 am. Director Berglund Seconded. All voted for; motion carried.
- XVIII. **Adjournment:** Meeting adjourned at 9:30 a.m.