

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

AGENDA PREPARED AND POSTED: November 03, 2022
DATE OF MEETING: November 08, 2022
TIME OF MEETING: 8:00 A.M.

PLACE WHERE MEETING WAS HELD: CBGCD Office, 109 E. Milam, WHARTON, TEXAS 77488.

In Attendance:

Ronald Gertson – President CBGCD; Daniel Berglund – Vice-President/Treasurer CBGCD; Edmund Weinheimer – Secretary CBGCD; Alan Heskamp – Director CBGCD; Aland Wittig – Director CBGCD; Neil Hudgins – Manager CBGCD; Jaime Bosch – Office Manager CBGCD; Greg Ellis; Judge Spenrath

I. Call to Order:

The meeting was called to order at 8:06 A.M. by President Gertson.

II. Public Comments:

None

III. Approval of Minutes:

Director Heskamp made a motion to approve the September 14, 2022 meeting and permit hearing minutes as presented. 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 \$182,912.94; a money market account balance of \$138,428.20, 2018 CD balance of \$823,821.34; 2020 CD balance \$547,776.70. A budget vs. actual and the balance sheet were also presented. After discussion and review, Vice-President Berglund made a motion to approve the financials as presented. Secretary Weinheimer seconded. President Gertson announced the motion passed without opposition.

Well Monitoring Update – Mr. Hudgins presented the board with the monthly monitor well levels as of November 2022. The index well graph shows 2-feet recovery from the previous month of October 2022 and 9 feet lower than November 2022. The Lissie transducer shows a similar trend to the index wells.

Upcoming Meetings – None

VI. Discussion to Approve Permit Applications: After discussion and review of the permit applications: OP-22102601 for Red Tailed Hawk Solar, LLC; OP-22102602 for Burr Properties, LP; and OP-22102603 for William Gavranovic, Jr, Vice-President Berglund made a motion to approve the permit applications as presented, Director Heskamp seconded. President Gertson announced the motion passed without opposition.

VII. Oath of Office for New Directors: Secretary Weinheimer, Vice-President Berglund, and President Gertson took the oath of office as presented by President Gertson before the board. No additional action was needed by the board.

VIII. Review and Discuss GMA 15 DFC Adoption: After review and discussion, Vice-President Berglund made a motion to adopt GMA 15 DFC as presented, Director Wittig seconded. President Gertson announced the motion passed without opposition.

IX. Discuss the Progress of the DFC Achievement Policy: No Action

- X. **Litigation Update a) Cockrell Investment Partners, Ltd. v Middle Pecos Groundwater Conservation District (8th Court of Appeals) (challenging settlement agreement with Fort Stockton Holdings) b) Cockrell Investment Partners, Ltd. v Middle Pecos Groundwater Conservation District (8th Court of Appeals) (challenging permit renewal) c) Gatehouse Water LLC v Lost Pines Groundwater Conservation District et al. (Federal District Court-Western District of Texas, Austin Division) (multiple Constitutional and Federal claims):** Greg Ellis updated the board on the current status of the cases.
- IV. **Legislative Report:** Greg Ellis updated the board on the current legislative and groundwater issues.
- XI. **PDSI:** The report shows severe and moderate drought within the CBGCD area.
- XII. **Possible Future Agenda Items:** None
- XIII. **Public Comments/Announcements:** None.
- XIV. **Set Next Meeting Date and Agenda:** Vice-President Berglund made a motion that the next CBGCD board meeting be set for Tuesday, January 10, 2023 at the CBGCD office. Secretary Weinheimer seconded. President Gertson announced the motion passed without opposition.
- XV. **Adjournment:** Meeting adjourned at 9:18 a.m.