

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

AGENDA PREPARED AND POSTED: July 06, 2023
DATE OF MEETING: July 11, 2023
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; Tim Anderson – Secretary CBGCD; Aland Wittig – Director CBGCD; Alan Heskamp – Director CBGCD; Neil Hudgins – Manager CBGCD; Jaime Bosch – Office Manager CBGCD; Greg Ellis

I. Call to Order:

The meeting was called to order at 8:02 A.M. by President Gertson.

II. Public Comments:

None

III. Approval of Minutes:

Director Wittig made a motion to approve the May 09, 2023 meeting and permit hearing minutes as presented. Secretary Anderson seconded. President Gertson announced the motion passed without opposition.

V. Manager's Report:

Financial Report – Mr. Hudgins reported a checking account balance of \$216,114.60; a money market account balance of \$291,063.79, 2018 CD balance of \$823,821.34; 2020 CD balance \$552,452.59. 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 Anderson seconded. President Gertson announced the motion passed without opposition.

2022 Water Use Report – No Action

Well Monitoring Update – Mr. Hudgins presented the board with the monthly monitor well levels as of July 2023. The index well graph shows 8-feet decline from the previous month of June 2023 and 7.5-feet higher than July 2022.

Upcoming Meetings – GMA 15-July 13th, TAGD Groundwater Summit-August 29th-31st

VI. Discussion to Approve Permit Applications: After discussion and review of the permit applications, the following motions were made. Vice-President Berglund made a motion to approve the following new drilling and operating permit applications as presented: OP-23062102 for R&R Turf, OP-23062101 for Pierce Ranch G.P., and OP-05012606 for David Giesel. Director Wittig seconded. President Gertson announced the motion passed without opposition. Vice-President Berglund made a motion to approve the 2023 permit amendment as presented: OP-17020701 for J Russell Holding. Director Heskamp seconded. President Gertson announced the motion passed without opposition. Vice-President Berglund made a motion to approve the 2023 permit renewal as presented: OP-05051101 for Dale Sikora. Director Heskamp seconded. President Gertson announced the motion passed without opposition.

VII. Review Preliminary 2023-2024 Budget: No Action

- VIII. **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.
- V. **PDSI:** The report shows abnormally dry areas within the CBGCD area.
- VI. **Executive Session, as allowed under Section 551.01 of the Texas Open Meetings Act Government Code, specifically Section 551.074 Revised Statutes of Texas to discuss appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of personnel. (Staff Performance Evaluations):** President Gertson called to adjourn into Executive Session to discuss staff performance evaluations at 8:45 am.
- IX. **Reconvene in Open Session and take any appropriate action subsequent to discussion in Executive Session:** President Gertson called to reconvene to open session at 9:05 am. Secretary Anderson made a motion to increase Mr. Hudgins' salary \$7,725 (8%) and Mrs. Bosch's salary \$5,086 (10%) for the fiscal year 2023-2024. Vice-President Berglund seconded. President Gertson announced the motion passed without opposition.

President Gertson Leave Meeting

- X. **Possible Future Agenda Items:** Rule Change, Budget & Tax Rate, Waste, Investment Policy.
- XI. **Public Comments/Announcements:** None
- XII. **Set Next Meeting Date and Agenda:** Director Wittig made a motion that the next CBGCD board meeting be set for Tuesday, August 08, 2023 at the CBGCD office. Director Heskamp seconded. Vice-President Berglund announced the motion passed without opposition.
- XIII. **Adjournment:** Meeting adjourned at 9:10 a.m.