

# NOTICE OF PUBLIC MEETING

Coastal Bend Groundwater Conservation District

Tuesday, July 14, 2020

8:00 a.m.

Webex Online CBGCD Office

109 E Milam, Wharton, TX 77488

(979) 531-1412

NOTICE IS HEREBY GIVEN to all interested persons:

That the Board of Directors of the Coastal Bend Groundwater Conservation District ("CBGCD") will hold public meeting on July 14, 2020 at 8:00 a.m., at the Coastal Bend GCD, 109 E. Milam, Wharton, TX 77488. **An urgent public necessity exists requiring the District to alter public hearing procedures due to COVID-19 pandemic.** public meeting will be conducted via audio and video conference call pursuant to Texas Government Code, Section 551.125, and as modified by the Governor of Texas who ordered suspension of various provisions of the Open Meetings Act, Chapter 551, Government Code, effective March 16, 2020, in accordance with the Texas Disaster Act of 1975 (see the Governor's proclamation on March 13, 2020, certifying that the COVID-19 pandemic poses an imminent threat of disaster and declaring a state of disaster for all counties in Texas).

## INSTRUCTIONS FOR PARTICIPATION IN THE PUBLIC HEARING AND BOARD OF DIRECTORS MEETING

Audio and Video Conference Opens at 8:00 a.m.

Note: Participation via video conference is not required. If you plan on participating in the meeting during the public comment period please contact the District at 979-531-1412 or thedistrict@cbgcd.com to register as a speaker. You may also register as a speaker at the beginning of the meeting. Registration as a speaker will require providing (1) first name; (2) last name; (3) email address, and (4) phone number. Any person participating in the meeting must be recognized and identified by the Chairman each time they speak.

Attendees can reach the meeting via telephone at +1-415-655-0001, with meeting number (access code) 126 466 9642 (password) 22423, or via computer

<https://gmellislawfirmpc.my.webex.com/webappng/sites/gmellislawfirmpc.my/meeting/download/70c7d1b6b1ff46bdb8a640b14f13dd03?siteurl=gmellislawfirmpc.my&MTID=m7acd2e0cd1050733b34001e686fed7ec>, Meeting number (access code) 126 466 9642.

Join by phone

+1- 415-655-0001, US Toll free

+1-415-655-0001, US Toll

Access code: 126 466 9642 Password: 22423

You may download computer and phone applications using the links below:

Apple App: <https://apps.apple.com/us/app/cisco-webex-meetings/id298844386>

Google App: <https://play.google.com/store/apps/details?id=com.cisco.webex.meetings>

Windows Application for Webex Meetings: <https://www.webex.com/downloads.html>

The public will be able to submit public comments via telephone or via computer (text) as provided by the agenda and as permitted by the presiding officer during the meeting.

## AGENDA

- I. Call to Order
- II. Public Comments / Announcements.
- III. Approval of May 12, 2020 Meeting Minutes. (Action Item)
- IV. Approval of May 12, 2020 Permit Hearing Minutes. (Action Item)
- V. Manager's Report
  - a) Financial Report. (Action Item)
  - b) Quarterly Investment Report. (Action Item)
  - c) 2019 Water Use Report
  - d) CBGCD Well Information
  - e) Well Monitoring Report.
  - f) Upcoming Meetings.
- VI. Review Preliminary 2020-2021 Budget. (Action Item)
- VII. Order an Election of Directors for November 3<sup>rd</sup>, 2020, noting this election will be cancelled if no opposing applications are received by 5:00 p.m., August 17<sup>th</sup>, 2020. (Action Item)
- VIII. Discuss and Approve Authorization to Maintain TCDRS Plan Provisions Plan Year 2021. (Action Item)
- IX. Litigation update
  - a) Fazzino v Brazos Valley Groundwater Conservation District (Federal District Court—Waco Division)
  - b) Cockrell Investment Partners, Ltd. v Middle Pecos Groundwater Conservation District (Pecos County District Court)
  - c) Mountain Pure, Inc. v Neches and Trinity Valley's Groundwater Conservation District
- X. Legislative Report
- XI. PDSI Report
- XII. 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)
- XIII. Reconvene in Open Session and take any appropriate action subsequent to discussion in Executive Session. (Possible Action Item)
- XIV. Possible Future Agenda Items
- XV. Public Comments / Announcements
- XVI. Set Next Meeting Date and Agenda. (Action Item)
- XVII. Adjournment.

The Board of Directors of the Coastal Bend Groundwater Conservation District reserves the right to adjourn into Executive (Closed) Session at any time during the course of this meeting to discuss items listed on this agenda, as authorized by the Texas Government Code, Sections 551.071 (Consultations with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development). No final action will be taken in Executive Session.

The Coastal Bend Groundwater Conservation District is committed to compliance with the Americans with Disability Act. Reasonable accommodations and equal opportunity for effective communications will be provided upon request. Please contact the District office at least 24 hours in advance if accommodation is needed.