

MINUTES OF REGULAR MEETING  
OF  
BRAZORIA COUNTY GROUNDWATER CONSERVATION DISTRICT

April 13, 2006

THE STATE OF TEXAS       §  
  §  
COUNTY OF BRAZORIA     §

The Board of Directors of Brazoria County Groundwater Conservation District, met in regular session, open to the public, on the 13th day of April, 2006, at the Brazoria County Courthouse, West Annex, 451 N. Velasco Street, 1st Floor Conference Room, Angleton, Texas, inside the boundaries of the District, and the roll was called of the duly constituted officers and members of the Board, to-wit:

Dennis Davenport	President
Michael O'Day	Vice President
Raymond Felder	Secretary
John Pyburn	Assistant Secretary
Leo Mikeska	Director

and all of said Directors were present except for Director Mikeska, thus constituting a quorum.

Also present at the meeting were the following: Neil Hudgins of Coastal Bend and Coastal Plains Groundwater Conservation Districts; Haskell L. Simon of Coastal Plains Groundwater Conservation District; Robert Balcells and David Lingle of URS Corporation ("URS"); and Greer H. Pagan and Justine M. Cherne of Allen Boone Humphries Robinson LLP ("ABHR").

Director Davenport called the meeting to order.

RECEIVE PUBLIC COMMENTS

Director Davenport opened the meeting to receive public comments. No public comments were made.

APPROVE MINUTES

The Board next considered approving the minutes of the March 9, 2006, meeting of the Board of Directors. Upon a motion made by Director Felder and seconded by Director O'Day, the Board unanimously approved the minutes as written.

DISCUSS MISSION, OBJECTIVES, DRAFT INITIAL RULES, FEES AND BUDGET

Director O'Day introduced Mr. Hudgins and Mr. Simon. Mr. Hudgins and Mr. Simon discussed with the Board their experiences in developing administrative procedures and rules for groundwater conservation districts. Mr. Hudgins stated that he will forward copies of the budgets for the Coastal Bend and Coastal Plains Groundwater Conservation Districts to the Board for review.

Discussion ensued regarding fee structures, the draft initial rules distributed by ABHR, and administrative options. Proposed budgets through June 2006, for URS in the amount of \$25,700, plus an optional task in the amount of \$15,900, and ABHR in the amount of \$6,000 were reviewed, copies of which are attached. Following review and discussion, the Board concurred to hold a workshop to establish fees, based on a budget of expected administrative costs, and revenues, based on pumpage amounts for municipalities, cities, and industrial users located within the District. The Board requested that ABHR determine whether fees can be assessed retroactively and revise the draft initial rules to contain only what is essential for the District to begin assessing fees to municipalities, cities, and industrial users. The Board requested URS to obtain pumpage amounts for municipalities, cities, and industrial users located within the District. Director O'Day stated that he will try to contact Lone Star Groundwater Conservation District to obtain information regarding their fee-based operations. The Board concurred that scheduling of the workshop would be coordinated through ABHR.

REVIEW AND APPROVE PAYMENT OF INVOICES

The Board next reviewed e-mail correspondence from Craig Pedersen of URS and concurred to consider the following invoices at next month's meeting: an invoice in the amount of \$1,033.26 dated May 9, 2005, and an invoice in the amount of \$930.00 dated December 5, 2005. No invoices were submitted by ABHR.

DISCUSS OPEN MEETINGS ACT AND PUBLIC INFORMATION ACT TRAINING REQUIREMENTS

Mr. Pagan next reported that legislation passed during the 79<sup>th</sup> Regular Session of the Texas Legislature requires each elected or appointed public official to complete a course of training of not less than one and not more than two hours regarding the responsibilities of the governmental body and its members under the Texas Open Meetings Act, Chapter 5512, Government Code. He stated that the Board members must complete the requisite training by January 1, 2007. He stated that the Texas Attorney General provides the requisite training on its website or by a DVD at no charge. He reviewed dates on which ABHR will offer viewing of the training materials at its offices. Mr. Pagan reported that ABHR will also receive Attorney General-approved training on the Texas Public Information Act, Chapter 552, Government

- Code, as the Authority's appointed Officer for Public Information as required by the new legislation.

Director Felder reported that the Brazoria County District Attorney's office is holding Open Meetings Act training on April 19, and May 4, 2006.

DISCUSS DIRECTORS ELECTION PROCEDURES

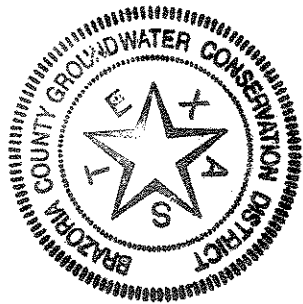
Mr. Pagan next discussed directors election procedures. He stated that the directors are currently serving as initial directors. He stated that a directors election will be held on the first Tuesday after the first Monday in November of this year, November 7, 2006, to elect three directors to serve four-year terms and two directors to serve two-year terms. He stated that an order to call the election must be adopted by August 29, 2006. He stated that directors elections will continue to be held on the first Tuesday after the first Monday in November of each subsequent second year following this year's directors election to elect the appropriate number of directors. He stated that directors are elected according to the Commissioners precinct method where one director shall be elected by the voters of the entire District, and one director shall be elected from each County Commissioner's precinct by the voters of that precinct. He stated that to be a candidate for or to serve as director from a County Commissioner's precinct, a person must be a registered voter of that precinct. To be eligible to be a candidate for or to serve as director at large, a person must be a registered voter in the district. No action was taken by the Board.

RECEIVE REPORTS FROM DIRECTORS

No reports from Directors were presented.

Upon a motion made by Director O'Day and seconded by Director Pyburn, the Board adjourned.

(SEAL)



*Raymond Dean Felder*  
Secretary, Board of Directors

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