

**MINUTES OF MEETING
OF
BOARD OF DIRECTORS**

THE STATE OF TEXAS §
 §
BRUSH COUNTRY GROUNDWATER §
CONSERVATION DISTRICT §

The Board of Directors of Brush County Groundwater Conservation District (the “District”) met in special session, open to the public, on July 28, 2020 at the Brush Country Groundwater Building 732 W. Rice Falfurrias, Texas, in accordance with the duly posted notice of said meeting.

1. The meeting was called to order at 9:30 a.m. and the roll was called of the members of the Board of Directors. Eight Board members were present at the meeting:
 - David Kelly in person
 - Bill Botard virtual
 - Mario Martinez virtual
 - Robert Scott in person
 - William P. Goranson virtual
 - A.C. Jones IV virtual
 - Jesse Howell virtual
 - Mauro Garcia virtual

This month’s meeting was conducted via Telephone & Videoconference due to Covid-19 pandemic. Eight Board members were present thus constituting a quorum for agenda items where action was taken by the Board, all Directors present voted. BCGCD General Manager Felix Saenz was present as was the legal counsel Bill Dugat virtual, administrative assistant Maggie Castillo, BCGCD General Manager Trainee Luis Pena either in person or by videoconference. Guests in attendance were Kenedy County General Manager Andy Garza in person, Mr. Robert Howard Consultant in person, George Gonzalez in person Duval County General Manager. Rohit Goswami & James Beach virtual, WSP Consultants, Monica Jacobs legal counsel for Bass Brothers virtual.

2. Pledge of Allegiance
The Pledge of Allegiance was recited.
3. Public Comment: None
4. Review, discuss, and act on minutes of the May 26th, 2020 meeting.
Motion made by Paul Goranson, second by A.C. Jones to approve the minutes, motion carried, unanimous vote to approve.

5. Discuss, consider, and act on General Manager's Report:
 - a. Report on KCGCD June 17/July15,2020 & DCGCD June 24/July 29, 2020 Meetings
 - b. TAGD Meeting via teleconference May 27, 2020
 - c. Public Funds Investment Training May 28, 2020
 - d. Region N Robstown via teleconference June 2, 2020
 - e. Region M Regional Water Planning via teleconference July 1, 2020 @10:30
 - f. Teleconference discussion with WSP consultants, Robert Howard, brackish groundwater rules, Friday June 12, 2020
 - g. Mesteno Summer Program, Falfurrias High School Monday June 15, 2020
 - h. BCGCD Budget committee meeting
 - i. Follow up on BCGCD employee Insurance
 - j. Port of Corpus Christi/Harbor Island Desalination Project Preliminary Virtual SOAH Hearing on July 9, 2020
 - k. 2020 Certified Tax Values
 - l. SB 2 Section 26.18 Posting of Tax Rate and Budget Information by Taxing Unit on Website
 - m. Well registrations, well plugging

For information only. Mr. Dugat mentioned that we need to add Louie's name as the investment officer ~~with the bank~~

6. Discuss, consider, and possibly act on developing brackish groundwater rules with assistance from WSP Consultants James Beach and Rohit R Goswami. Motion was made by Robert Scott to wait on developing Brackish Rules until somebody makes application for a brackish water production permit and at that point proceed in developing the brackish rule; second by Paul Goranson, unanimous vote to approve motion carried.
7. Discuss, consider, and possibly act on BCGCD Production Permits in Jim Wells County
 - a. Jose Ricardo Gonzalez (contested case by City of Premont)
 - b. Zelaya Brothers
 - c. City of Orange Grove (turned in well schematics, still offline)

General manger reported that Jose Ricardo Gonzalez registered new non-exempt water well and submitted production permit for pumping 15,000,000/yr. Water from this well would be used in the Premont Hwy 281 by pass project. GM also mentioned he had published public notice on the Gonzalez Permit application. Attorney Mark Wilkins tuned in to virtual meeting and stated he represented City of Premont and they were in process of submitting contested case hearing on the Gonzalez Permit application. No action taken by the board on the Gonzalez Permit application. GM reported that Zellaya Bros talked about submitting a request for changing registration of their well from exempt to non-non-exempt to sell water to Zachry Construction for by pass construction. Zellaya changed his mind upon learning he would need to apply for production permit.

City of Orange Grove new well still not operational. Will request permit amendment when well becomes operational.

No vote needed on this item

8. Discuss, consider, and possibly act on payment of Aqua Veo Hosting of BCGCD Water Well Database for period of December 2019 through May 2020.
This item was tabled pending contact with Royd Nelson.
9. Discuss, consider and possibly act on Palmer Drought Report for 3rd Quarter.
For information only.
10. Discuss, consider, and possibly act on 2020-2021 BCGCD Preliminary Budget.
Mr. Saenz presented the budget, mentioned we had budget committee workshop.
Motion to accept the preliminary budget was made by Paul Goranson, second by A.C. Jones, unanimous vote to approve motion carried.
11. Discuss, consider and possibly act on payment of bills.
Mr. Saenz mentioned that the price for publication of the production permit went up, motion to pay the bills made by A.C. Jones, second by Robert Scott, unanimous vote to approve motion carried.
12. Discuss, consider and possibly act on legislative assistance contract for 2020- 2021 fiscal year.
Motion made by Paul Goranson to hire Robert Howard for another year, second by Jesse Howell, unanimous vote to approve motion carried.
13. Receive report on BCGCD Tax Collection Summary.
Mr. Saenz gave report, for information only.
14. Discuss, consider, and possibly act on legislative report from Robert Howard.
Mr. Howard gave his report. For information only.
15. Discuss, consider, and possibly act on GMA 16 issues:
 - a. July 28, 2020 meeting details/Jevon Harding Discussion 9 factors of DFC.
Motion was made by Robert Scott to make General Manager Felix Saenz as the voting delegate for the GMA 16, second by Mario Martinez, unanimous vote to approve motion carried.
16. Discuss, consider, and possibly act on correspondence received:
 - a. —TWDB Exempt Water Use – BCGCD
For Information only.
17. Discuss, consider, and possibly act on new business and select date for next meeting.
Items on the agenda for next meeting on August 25, 2020 are to approve budget, effective tax rate, financial plan, production permits. Motion made by Robert Scott to approve next meeting date and new items on agenda, second by Mauro Garcia, unanimous vote to approve motion carried.

18. Adjourn.
Motion to adjourn made by Robert Scott @11.47 second by A.C. Jones, unanimous vote to approve~~motion carried~~.

Passed and approved this 25th, day of August 2020.

President, Board of Directors

Attest by:

Secretary, Board of Directors

[District Seal]