

**MINUTES OF MEETING
OF
BOARD OF DIRECTORS**

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

The Board of Directors of Brush County Groundwater Conservation District (the “District”) met at a regular meeting, open to the public, on January 24, 2023 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. Board members’ presence at the meeting or absence is as follows:

- i. David Kelly present
- ii. Bill Botard present
- iii. Mario Martinez present
- iv. Robert Scott present
- v. A.C. Jones IV present
- vi. Robert Fulbright present
- vii. Paul Goranson absent
- viii. Jesse Howell present
- ix. Mauro Garcia present

b. Also in attendance were General Manager Luis Pena, Felix Saenz Consultant, Administrative Assistant Royce Carrera, Robert Howard Consultant, Bill Dugat Legal Counsel via telephone, Irma Menchaca from Brooks County, Kenedy County General Manager Andy Garza , Matt Cestarte from Halff & Associates, Jose “Pepe” Williams Commissioner Brooks County.

2. Pledge of Allegiance

a. The Pledge of Allegiance was recited.

3. Public Comment. No public comments from the public.

4. Discuss, consider, and possibly act on Minutes of the Regular Meeting on November 29, 2022. Motion was made by Bill Botard to approve the minutes and seconded by Bob Fulbright, motion carries unanimous.
5. Discuss, consider, and possibly act on General Manager's Report: Discuss, consider, and possibly act on General Manager's Report:
 - a. Report on Kenedy County GCD meeting January 18, 2023 @ 9:00 a.m.; Duval County GCD January 25, 2023 @ 6:00 p.m.
 - b. Well registrations were 9 in December 1 well plugged. Total wells registered.
 - c. Report on Southmost Regional Water Authority Regional Desalination Plant.
 - d. Completed GCD index survey for TAGD.
 - e. Mailed out letters for production permits on annual usage reports.
 - f. District Groundwater Management Plan that was approved on December 9, 2022 by the Texas Water Development Board

The items were presented for information purposes only and no action was taken.

6. Discuss, consider, and possibly act on reviewing Investment Policy for FY 2023. Motion was made by Mauro Garcia to accept the investment policy as presented, seconded by Bob Scott, motion carries unanimous.
7. Discuss, consider, and possibly act on approving financial statement and investment quarterly report for first quarter 2023. Mr. Felix Saenz presented the financial statements and the investment report stating that the statements matched the CPA's report. Motion was made to approve the financials and the investment report by Bob Scott and seconded by Jessie Howell, motion carries unanimous.
8. Discuss, consider, and possibly act on travel reimbursement payment for attending monthly meetings for Robert Fulbright and Mario Martinez. Motion was made by A.C. Jones to pay the mileage re-imbusement, seconded by Bob Scott. Motion carries with seven votes for zero votes against and Mario Martinez and Robert Fulbright abstain.
9. Discuss, consider, and possibly act on 2022 Annual Report. General Manager Luis Pena read out annual report, mentioned the accomplishments of the district, discussed the minor changes. Motion to accept the annual report was made by Bob Scott, seconded by Mauro Garcia, motion carries unanimously.
10. Discuss, consider, and possibly act on payment of bills and ratify December's bills. Motion was made by Bill Botard to pay and ratify the bills, seconded by Mario Martinez, motion carries unanimously.
11. Discuss, consider, and possibly act on legislative report from Robert Howard. Robert Howard gave his report mentioned that he had visited with several people to discuss our well plugging program, he mentioned that he would work closely with general manager Luis Pena

and our legal counsel Bill Dugat to see what type of legislation we could come up with to be introduced by our representatives. The items were presented for Information purposes only and no action was taken.

12. Discuss, consider, and possibly act on amendment No. 3 Contractual Agreement for consulting services between Brush Country Groundwater Conservation District and Robert Howard. Jessie Howell made the motion to accept the contract amendment No. 3 from Robert Howard, Bill Botard seconded the motion, motion carries unanimously.

13. Discuss, consider, and possibly act on GMA 16 issues. General Manager Luis Pena mentioned that he had spoken to Lonnie Stewart and that we would have our next GMA meeting in March 2023. The items were presented for Information purposes only and no action was taken.

14. Discuss, consider, and possibly act on new business and select date for next meeting. The next meeting is February 28th,2023.

15. Adjourn. Motion to adjourn the meeting was made at 11:17 by Bob Scott and seconded by Bob Fulbright, motion carries, unanimously.

Passed and approved this 24th day of January 2023.

President, Board of Directors

Attest by:

Secretary, Board of Directors