

**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 at a regular meeting, open to the public, on November 29, 2022 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 9:33 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 absent
- 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 absent

b. Also in attendance were General Manager Luis Pena, Felix Saenz Consultant, Administrative Assistant Royce Carrera, Robert Howard Consultant, Bill Dugat Legal Counsel, Irma Menchaca from Brooks County, John Schneider (Schneider Brothers Partnership), Matt Cestarte from Halff & Associates, Christopher Funk CEO First National Bank Falfurrias.

2. Pledge of Allegiance

a. The Pledge of Allegiance was recited.

3. Public Comment: Irma Menchaca mentioned California was stealing water.

4. Review, discuss, and act on minutes of the October 25, 2022 meeting,

a. Motion was made to approve the minutes by Jesse Howell and seconded by Robert Fulbright. Unanimous vote to approve. Motion carries.

5. Discuss, consider, and possibly act on General Manager's Report:
 - a. Report on Kenedy County GCD meeting November 16, 2022 @ 9:00 a.m.; Duval County GCD November 29, 2022 @ 6:00 p.m.
 - b. Well registrations were 5 in November 1 well plugged. Total wells registered 3566
 - c. Report on Agri-life meeting in San Isidro Texas, assisting Starr County GCD
 - d. Received letter from Texas Water Development Board approval of management plan
6. Public Hearing and Discussion, consideration, and possibly action on approving Schneider Brother's Partnership operating permit application for a well to be located on Applicant's 360 acres 1.5 miles West of Highway 281 near the City of Premont, Jim Wells County, Texas. The coordinates & description of the well is: District Well ID #0032-249-2022 located at 27.296916 latitude and -98.156426 longitude & having 16" diameter casing and well depth of approximately 725 ft. If the well is completed, Applicant intends to seek an operating permit for irrigation use with a maximum volume 293,265,900 gallons (900-acre ft) per annum. General Manager mentioned that he had been working with Schneider Brothers Partnership and had completed all the necessary documentation, ads being placed in the paper and web. General Manager also mentioned that the test well had 620 TDS and those results have been placed in their application. Jesse Howell made the motion to grant the operating permit, Bill Botard seconded. Unanimous vote to approve. Motion carries.
7. Report on future interest rates from Christopher Funk, President/CEO, First National Bank of Falfurrias, Texas. Christopher Funk mentioned that the District's contract with the Bank will expire in May 2023. A huge change in the District's interest rates, on January 1st the interest rates will be increased from .75% to 4.65%. General Manager mentioned that he had spoken to Mr. Funk and would have him sign the updated investment policy. Information Only.
8. Discuss, consider, and possibly act on finalizing budget for FY 2022. Felix Saenz gave a report on the budget mentioned that the expenses and the tax collections were reconciled and matched.
9. Discuss, consider, and possibly act on 4th Quarter Investment Report for FY 2022. Felix Saenz gave a report on our investment report and mentioned that the deposits matched the bank statements. Motioned by Bill Botard to accept the investment report and seconded by Jesse Howell. Unanimous vote to approve. Motion carries.
10. Discuss, consider, and possibly act on payment of bills. Motioned by Robert Scott to pay the bills, seconded by Robert Fulbright. Unanimous vote to approve. Motion carries.
11. Discuss, consider, and possibly act on legislative report from Robert Howard. Robert Howard gave his legislative report he was surprised by the 5-hour hearing, that it was mostly focused on Vista Ridge Project. Also mentioned that Leah Martinsson testified better data for

DFC's, another topic mentioned was the Permian Basin having toxic waste, large earthquakes, possibly due to injection or produced water. Filed bills by Senator Perry on loser pay provisions, Mr. Howard mentioned that he was disappointed that there was no discussion on a program for plugging abandoned wells. Information Only.

12. Discuss, consider, and possibly act on GMA 16 issues. General Manager mentioned that Lonnie Stewart had spoken to him on the possible GMA 16 meeting in March. Information Only.

13. Discuss, consider, and possibly act on new business and select date for next meeting January 24, 2023. Motion to approve January 24, 2023 meeting date by Dick Jones, seconded by Robert Scott. Unanimous vote to approve. Motion carries.

14. Adjourn. Motion to adjourn was made by Bill Botard and seconded by Jesse Howell. Motion carried by unanimous vote.

Passed and approved this 29th day of November 2022.

President, Board of Directors

Attest by:

Secretary, Board of Directors