

**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 October 25, 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 9:30 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 absent
- iv. Robert Scott absent
- v. A.C. Jones IV absent
- vi. Robert Fulbright present
- vii. Paul Goranson present
- 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), Duval County GCD General Manager Jorge Gonzales, General Manager Armando Vela from Red Sands, General Manager Andy Garza from Kenedy County and Brooks County Commissioner, Irma Menchaca from Brooks County, Chance and John Schneider (Schneider Brothers Partnership), James Clement from King Ranch.

2. Pledge of Allegiance

- a. The Pledge of Allegiance was recited.

3. Public Comment: General Manager Louie Pena expressed condolences and prayers for Jack Howard and for Duval County board member J.M. Rodriguez

4. Review, discuss, and act on minutes of the September 20, 2022 meeting,

- a. Motion was made to approve the minutes by Bill Botard and seconded by Paul Goranson. Unanimous vote to approve. Motion carries.
5. Discuss, consider, and possibly act on General Manager's Report:
  - a. Report on Kenedy County GCD meeting October 19, 2022 @ 9:00 a.m.; Starr County GCD Meeting Rio Grande City October 27, 2022 @ 10:00 a.m.; Duval County GCD October 26, 2022 @ 6:00 p.m.; & Region M. meeting September 29, 2022 @ 9:30 a.m. Weslaco, Texas.
  - b. Well registrations were 9 in September 1 well plugged. Total wells registered 3530.
  - c. Well plugging registry update.
  - d. TAGD Webinar Records retention and Management 9-28-2022
  - e. Visited with Ricardo Chapa with Texas State Soil & Water Conservation Board well plugging Harlingen, Texas
  - f. Ranch Visit 9-29-2022 Jones Ranch with Andy Weinberg TWDB work on Transducer
  - g. Correspondence Information Only
6. Discuss, consider, and possibly act on Palmer drought index. Information Only. General Manager Luis Pena mentioned that the whole state of Texas is under severe drought however recent rains have offered some relief.
7. Discuss, consider, and possibly act on request from James McAllen director from Red Sands Groundwater District to address Brush Country Groundwater Conservation District Board in connection with sharing Districts' responsibilities. General Manager Armando Vela, from Red Sands Groundwater Conservation District spoke on behalf of Red Sands Director James McAllen to possibly merge Red Sands district with Brush Country GCD or to share in management The matter will be placed as an item on January's agenda for further review.
8. Discuss, consider, and possibly act on adopting resolution authorizing administrative assistant Mr. Royce Carrera to serve as assistant secretary for authority to attest signatures in the absence of the board secretary. Motion was made by Paul Goranson to adopt resolution authorizing Royce Carrera to serve as assistant secretary and was seconded by Bill Botard. Motion carried by unanimous vote.
9. Discuss, consider, and possibly act on adopting the Brush Country Groundwater Conservation District's Records Management Policy according to the Local Government Code §203.026. Motion to adopt the policy was made by Paul Goranson and seconded by Robert Fulbright. Motion carried by unanimous vote.
10. Discuss, consider, and possibly act on designating General Manager and submitting Form SLR 504 Designation of Local Government Records Management Officer. Motion to designate General Manager made by Paul Goranson and seconded by Bill Botard. Motion carried by unanimous vote.

11. Discuss, consider, and possibly act on completing and submitting Form SLR 508- Declaration of Compliance with the Records Scheduling Requirement for Local Government Records Act. Motion to complete and submit form was made by Paul Goranson and seconded by Bill Botard. Motion carried by unanimous vote.
12. Discuss, consider, and possibly act on approving Schneider Brother's Partnership drilling 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. Motion was made to approve the drilling permit for Schneider Brothers Partnership by Bill Botard and seconded by Jesse Howell. Motion carried by unanimous vote.
13. Discuss, consider, and possibly act on payment of bills. Motion to approve payment of bills was made by Bill Botard and seconded by Jesse Howell. Motion carried by unanimous vote.
14. Discuss, consider, and possibly act on legislative report from Robert Howard. Mentioned upcoming elections and gave his legislative report, information only. Mentioned upcoming elections are highly contested. Robert Howard mentioned that desal plants are being proposed in the future for Laguna Madre, Corpus Christi, and Freeport. Inland desal plants continue to grow in new and existing sites. Bills expected to be filed again are the controversial bill that includes a financial liability for GCDs related to lawsuits.
15. Discuss, consider, and possibly act on GMA 16 issues. General Manager Louie Pena mentioned that he had spoken to Lonnie Stewart and would possibly have a GMA 16 meeting in January. Information only.
16. Discuss, consider, and possibly act on new business and select date for next meeting. General Manager Louie Pena mentioned that we will be placing an agenda item for the production permit for Schneider Brothers Partnership.
17. Adjourn. Motion to adjourn was made by Mauro Garcia and seconded by Robert Fulbright. Motion carried by unanimous vote.

Passed and approved this 25th day of October 2022.

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President, Board of Directors

Attest by:

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Secretary, Board of Directors