

**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 September 20, 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:

David Kelly present
Bill Botard present
Mario Martinez present
Robert Scott absent
A.C. Jones IV present
Robert Fulbright present
Paul Goranson absent
Jesse Howell absent
Mauro Garcia present

Also in attendance were General Manager Luis Pena, Felix Saenz Consultant, Administrative Assistant Royce Carrera, Robert Howard Consultant, Bill Dugat Legal Counsel, Duval County GCD General Manager Jorge Gonzales, and Irma Menchaca from Brooks County.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Public Comment: No public comment was made.

4. Review, discuss, and act on minutes of the August 23, 2022 meeting, Motion was made to approve the minutes by Mauro Garcia and seconded by Robert Fulbright. Unanimous vote to approve. Motion carries.

5. Discuss, consider, and possibly act on General Manager's report. The General Manager attended the Kenedy County GCD meeting on September 16, 2022. Kenedy County GCD adopted a budget and a tax rate of 0.011865/\$100 valuation, which would generate \$233,855. General Manager also attended the Duval County GCD, where Brian Maxwell with Green Hydrogen Incorporated (GHI) gave a presentation on the production of Green Hydrogen. GHI will use reclaimed oil field water or produced water in its process. GHI is in the initial stages and would give more information later. General Manager attended the TAGD Groundwater Summit from August 30- September 1, which was the largest attendance for TAGD. Visited with Ty Embrey who requested that I thank and recognize our Board and our District and mentioned that we were unique and that he had enjoyed working for our District as a consultant. Mr. Pena and his staff applied to the TCEQ for the Texas Environmental Excellence Awards and hopefully we will get recognized for the District's water well plugging. Mr. Pena also congratulated the district for being awarded a plaque by the Texas 4-H water ambassadors. No action taken for informational purposes only.
6. Discuss, consider, and possibly act on proposal Rev.1 for computer monitors and iPads for conference room by ITC. Corporation. Mr. Bill Botard made the motion to purchase computer monitors and iPads for the conference room, seconded by Mr. A.C. Jones, motion was unanimous.
7. Discuss, consider, and possibly act on proposal for security cameras for office by HT Security. Motion was made by Mr. Bill Botard to purchase security cameras, seconded by Mario Martinez, motion carried by unanimous vote.
8. Discuss, consider and possibly act on adopting 2022 Tax Rate by resolution. Motion was made by Mr. Mario Martinez to adopt a resolution with a tax rate of 0.015263/\$100 valuation, seconded by Mr. Bill Botard, motion carried unanimously.
9. Discuss, consider and possibly act on conducting a public hearing followed by readopting the BCGCD Groundwater Management plan for submittal to TWDB by resolution. The public hearing opened @ 10:27am. The District received no public comment. The General Manager stated that the only changes to the Management Plan were that the District will register at least 10 wells per year. Notice of the hearing were placed on the District's website and in the *Alice Journal newspaper* for Jim Wells County, *The Enterprise* for Jim Hogg, *Falfurrias Facts* for Brooks County. The notice was also sent to taxpayers in Hidalgo County via the U.S Post Office, First Class mail. The public hearing closed at 10:31am. Mr. A.C. Jones made the motion to approve the resolution to adopt the changes to the Management Plan for submittal to the TWDB and Mr. Bill Botard seconded the motion. Motion carries unanimous.
10. Discuss, consider, and possibly act on 3rd Qtr. Financial Statement, reconciliation, ledger. Mr. Felix Saenz read out the balances of each account, mentioning that we are financially strong and that the figures balanced out. Mr. Bob Fulbright made the motion to accept the

financial statement as presented, seconded by Mr. Mauro Garcia, motion carries unanimously.

11. Discuss, consider, and possibly act on Summer water level recordings. Mr. Felix Saenz gave his report on the Summer level water recordings. The General Manager stated that he and Royce Carrera had also taken water samples to establish a baseline. No action-Informational purposes only.
12. Discuss, consider, and possibly act on payment of bills. Mr. Pena stated that the balance owed to Halff was submitted and that Lynn Stapleton was going to plug 3 wells. Motion was made by Mr. Robert Fulbright to pay the bills, seconded by Mr. Bill Botard, motion carries unanimously.
13. Discuss, consider, and possibly act on legislative report from Robert Howard. Mr. Robert Howard mentioned the elections, spoke about the TAGD Summit, mentioned he had visited with Tracy King and numerous other people at the Summit. He will keep us all informed. No action-Informational purposes only.
14. Discuss, consider, and possibly act on GMA 16 issues. The General Manager stated that he hadn't heard from Lonnie Stewart, but perhaps GMA 16 will meet in January 2023. No action - Informational purposes only.
15. Discuss, consider, and possibly act on new business and select date for next meeting. The General Manager stated that he had spoken to James McAllen director from Red Sands who has requested to address the board at our October 25th,2022 meeting. Meeting scheduled for Tuesday October 25, 2022 at 9:30 a.m. A motion was made by Mr. Bob Fulbright to place an agenda item for James McAllen on October 25, 2022, seconded by Mr. Mauro Garcia, motion carried unanimously.
16. Adjourn. Motion to adjourn was made by Mr. Bob Fulbright seconded by Mr. Mauro Garcia, motion carried unanimously, and meeting was adjourned at 11:03 am.

Passed and approved this 25th day of October 2022.

President, Board of Directors

Attest by:

Secretary, Board of Directors