

THE STATE OF TEXAS * GROUNDWATER CONSERVATION DISTRICT
COUNTY OF KENEDY * OF KENEDY COUNTY, TEXAS

On the 15th day of August, 2012, at 8:00 o'clock a.m., a regular meeting of the Kenedy County Groundwater Conservation District was held in Sarita, Texas, at the Kenedy County Courthouse.

Directors present:

Chuck Burns, President
Homero Vera, Vice-President
Craig Weiland, Board Member
Danny Butler, Board Member

Also present:

Leo Villarreal, Administrative Assistant
Andy Garza, General Manager
Luke Womack, CPA
J. D. Head, Laborcitas Ranch

Absent:

David Delaney, Secretary

1. **Call Meeting to Order**

Chuck Burns, President, called the meeting to order at 8:00 a.m.

2. **Public Comments**

No public comments were made.

3. **Discuss & Act on Minutes of July 25, 2011, Regular Meeting**

Chuck Burns presented to the Board the minutes of the July 25, 2012, regular meeting of the Kenedy County Groundwater Conservation District

Homero Vera moved and Daniel Butler seconded the motion; the motion was passed unanimously that the July 25, 2012, regular meeting minutes be passed as presented.

4. Receive General Manager's Activity Report and Act, If Necessary, Regarding:

- a. **Brush Country GCD public hearing on proposed Management Plan**
- b. **Chapter 356 pre-publication draft rules**
- c. **District Management Plan**
- d. **Region N meeting**
- e. **Bylaws signature page**
- f. **Conservation education materials for Fall, 2012**
- g. **Other**

Andy Garza, General Manager, reported to the Board of Directors as follows:

a. **Brush Country GCD Public Hearing on Proposed Management Plan:** The Brush Country GCD will hold a public hearing on its proposed Management Plan on August 31, 2012, at 9:00 a.m. in Falfurrias, Texas.

b. **Chapter 356 Pre-Publication Draft Rules:** A copy of the pre-publication Chapter 356 draft rules were presented to the Board of Directors.

c. **District Management Plan:** The TWDB has acknowledged receive of the Kenedy County GDC's revised Management Plan.

d. **Region N Meeting:** The agenda for the Region N Water Planning Group meeting scheduled for August 16, 2012, in Robstown, Texas, was provided to the Directors.

e. **Bylaws Signature Page:** The signature page for the revised Bylaws needs to be signed by the President and Secretary of the Board.

f. **Conservation Education Materials for Fall 2012:** Educational kits on how aquifers function will be ordered from the Groundwater Foundation at a cost of \$24.95 each.

g. **Other:** It was reported that a new computer has been purchased by the District. Also, a news article on how oil and gas companies are becoming creative in acquiring water for the fracking process.

Craig Weiland moved and Daniel Butler seconded the motion; the motion was unanimously passed that Andy Garza is authorized to purchase 10 JUG kits for the schools in Sarita, Riviera, Santa Gertrudis and Willacy County.

5. Receive Reports on Hydrostatic Levels and Water Chemistry for Summer 2012

Andy Garza, General Manager, reported to the Board of Directors that he had completed the hydrostatic level measurements and water chemistry analysis and that reported samples from wells that showed high levels of total dissolved solids will be collected and taken to the Test America Lab in Corpus Christi, Texas, for further analysis.

This being a report only, no vote was needed and none was taken.

6. Discuss & Act on Authorizing Execution of Audit Letter to John Womack & Co., P.C.

Leo Villarreal presented to the Board of Directors an audit letter that Chuck Burns needed to sign addressed to John Womack & Co., P.C. regarding the 2011 Audit.

Homero Vera moved and Craig Weiland seconded the motion; the motion was unanimously passed that Chuck Burns is authorized to sign the letter to John Womack & Co., P.C. regarding the 2011 Audit.

7. Receive Luke Womack and Discuss & Act on the District's 2011 Audit

Luke Womack with John Womack & Co., P.C. presented the 2011 Audit to the Board of Directors, with the exception of a budget amendment that needs to be noted. Mr. Womack reported that the District had fared well as per the audit.

Homero Vera moved and Craig Weiland seconded the motion; the motion was unanimously passed that the 2011 Audit be accepted as presented.

8. Conduct 2013 Budget & 2012 Tax Rate Workshop

Chuck Burns informed the Board of Directors of the need to conduct a 2013 Budget Workshop. Each budget line item was addressed and budgeted a dollar amount. The proposed 2013 Budget is \$215,494.48 and the proposed 2012 Tax Rate is \$0.0153 per \$100 valuation.

This being a workshop only, no vote was needed and none was taken.

9. Discuss & Act on Proposed 2013 Budget and Publish Public Hearing as Required by Law

Chuck Burns informed the Board of Directors that a Public Hearing needed to be set and held on the proposed 2013 Budget of \$215,494.48.

Homero Vera moved and Craig Weiland seconded the motion; the motion was unanimously passed that a Public Hearing be held on September 7, 2012, at 8:00 a.m. regarding the proposed 2013 Budget.

10. **Discuss & Act on Proposed 2012 Tax Rate and Publish Public Hearing as Required by Law**

Chuck Burns informed the Board of Directors that a Public Hearing needed to be set and held on the proposed 2012 Tax Rate of \$0.0153 per \$100 valuation.

Craig Weiland moved and Homero Vera seconded the motion; the motion was unanimously passed that a Public Hearing be held on September 7, 2012, at 8:00 a.m. regarding the proposed 2012 Tax Rate.

11. **Discuss & Act on an Order Calling the November 6, 2012, Election Regarding the Board of Directors for Precinct 3 and Precinct 4, and Public Notices as Required by Law**

Leo Villarreal reported that Directors Chuck Burns, Precinct 3, and Daniel Butler, Precinct 4, are up for re-election in 2012; that the General Election is scheduled for November 6, 2012; and that the District needs to pass an Order Calling for the November 6, 2012 Election of the Directors for Precinct 3 & 4; and that the Notice of the General Election needs to be published.

Craig Weiland moved and Daniel Butler seconded the motion; the motion was unanimously passed that Notice of the November 6, 2012, General Election and an Order Calling Election be published as required by law as follows:

**NOTICE
OF GENERAL ELECTION
THE KENEDY COUNTY GROUNDWATER CONSERVATION
DISTRICT'S NOVEMBER 6, 2012, ELECTION OF
BOARD OF DIRECTORS FOR
PRECINCT 3 AND PRECINCT 4**

To the registered voters residing in Precincts 3 and 4 of the Kenedy County Groundwater Conservation District:

(Al los votantes registrados en precintos 3 y 4 del Kenedy County Groundwater Conservation District:)

NOTICE IS HEREBY GIVEN that the polling places listed below will be open from 7:00 a.m. to 7:00 p.m. on November 6, 2012, for voting in a general election to elect Board of Directors for Precincts 3 and 4 of the Kenedy County Groundwater Conservation District.

(Notifíquese, por las presente, que las casillas electorales sitados abajo se abrirán desde las 7:00 a.m. hasta las 7:00 p.m. para votar en la Eleccion General para elegir la Mesa Directiva de Precintos 3 y 4 de Kenedy County Groundwater Conservation District.)

ON ELECTION DAY, voters must vote in their precinct where registered to vote.

(El Dia de Eleccion, los votantes deberan votar en su precinto donde estan inscritos para votar.)

Kenedy County

Precinct 3 – Polling Place 5: County Court JP Office for J. P. No. 3 in Sarita

Precinct 3 – Polling Place 6: Donald Schulz office barn at Santa Cecelia Ranch

Precinct 4 – Polling Place 10: King Ranch Office at Norias Ranch

Precinct 4 – Polling Place 14: Our Lady of Guadalupe Catholic Church in Sarita, Texas

Brooks County

Precinct 3 – Polling Place 7: Encino School

Hidalgo County

Precinct 3 – Polling Place 8: Catholic Church in San Manuel

Willacy County

Precinct 3 – Polling Place 9: Reber Memorial Library, 194 N. 3rd St., Raymondville, Texas

Precinct 4 – Polling Place 11: Reber Memorial Library, 194 N. 3rd St., Raymondville, Texas

For early voting, a voter registered to vote at said precinct, may vote at their respective locations listed below:

(Para Votacion Adelantada, los votantes podran votar en cualquiera de la ubicaciones nombradas abajo.)

Kenedy County:

Residents of Precincts 3 & 4 in Kenedy County with Roy Ruiz, Kenedy County Elections Administrator, Kenedy County Courthouse, Sarita, Texas (Phone: 361-294-5255) from 8:30 a.m. to 12:00 p.m. and from 1:30 p.m. to 4:30 p.m.

(Residentes de Precintos 3 & 4 en el Condado de Kenedy con Roy Ruiz, Kenedy County Elections Administrator, Kenedy County Courthouse, Sarita, Texas (Phone: 361-294-5255) de las 8:30 a.m. hasta 12:00 p.m. y de 1:30 p.m. hasta 4:30 p.m.)

Willacy County:

Residents of Precincts 3 & 4 in Willacy County with Hugo Leyba at 190 N. 3rd St., Raymondville, Texas 78580 (Phone 956-689-2387) from 8:00 a.m. to 12:00 p.m. and 1:00 p.m. to 5:00 p.m.

(Residentes de Precintos 3 & 4 en el Condado de Willacy con Hugo Leyba, 190 N. 3rd St., Raymondville, Texas 78580 (Phone 956-689-2387) de las 8:00 a.m. hasta 12:00 p.m. y de 1:00 p.m. hasta 5:00 p.m)

Brooks County:

Residents of Precinct 3 in Brooks County with Alan Hernandez at 408 W. Travis, Falfurrias, Texas 78355 (Phone: 361-325-5670, ext 7) from 8:00 a.m. to 12:00 p.m. and 1:00 p.m. to 5:00 p.m.

(Residentes de Precinto 3 en el Condado de Brooks con Alan Hernandez, 408 W. Travis, Falfurrias, Texas 78355 (Phone: 361-325-5670, ext 7) de las 8:00 a.m. hasta 12:00 p.m. y de 1:00 p.m. hasta 5:00 p.m)

Hidalgo County:

Residents of Precincts 3 in Hidalgo County with Yvonne Ramon at P. O. Box 659, Edinburg, Texas 78359 (Phone: 956-318-2570) from 8:00 a.m. to 12:00 p.m. and 1:00 p.m. to 5:00 p.m.

(Residentes de Precinto 3 en el Condado de Hidalgo con Yvonne Ramon P. O. Box 659, Edinburg, Texas 78359 (Phone: 956-318-2570) de las 8:00 a.m. hasta 12:00 p.m. y de 1:00 p.m. hasta 5:00 p.m)

Applications for ballot by mail shall be mailed to:

(Las solicitudes para boletas de votacion adelantada por correo deberan enviarse a:)

Kenedy County: Roy Ruiz at P. O. Box 273, Sarita, Texas 78385

Willacy County: Hugo Leyva at 190 N. 3rd St., Raymondville, Texas 78580

Brooks County: Alan Hernandez at 408 W. Travis, Falfurrias, Texas 78355

Hidalgo County: Yvonne Ramon at P. O. Box 659, Edinburg, Texas 78539

Applications for ballots by mail may be requested starting September 7, 2012, and completed ballots must be received by the Early Voting Clerk no later than the close of business on October 30, 2012.

(Las solicitudes para boletas de votacion adelantada por correo se puede pider commensando el 7 de septiembre 2012 y se debe recibirse para el fin de las horas de negocio el 30 de octubre 2012.)

ISSUED this the 15th day of August, 2012.

(Emitida este dia 15 de agosto, 2012.

**ORDER OF ELECTION
KENEDY COUNTY GROUNDWATER CONSERVATION DISTRICT
November 6, 2012**

An election is hereby **ORDERED** to be held on November 6, 2012, for the purpose of electing Directors for the offices of Precincts 3 and 4 which are located in Kenedy, Brooks, Willacy and Hidalgo Counties, at the following polling places:

(Por la presente se ordena que se llevara a cabo una elecci3n el 6 de noviembre 2012, para electa los oficinas de precintos 3 y 4 de la Meza Directiva loquilisados en los Condados de Kenedy, Brooks, Willacy y Hidalgo, en los siguientes lugares:

Kenedy County

Precinct 3 – Polling Place 5: County Court JP Office for J. P. No. 3 in Sarita

Precinct 3 – Polling Place 6: Donald Schulz office barn at Santa Cecelia Ranch

Precinct 4 – Polling Place 10: King Ranch Office at Norias Ranch

Precinct 4 – Polling Place 14: Our Lady of Guadalupe Catholic Church in Sarita, Texas

Brooks County

Precinct 3 – Polling Place 7: Encino School

Hidalgo County

Precinct 3 – Polling Place 8: Catholic Church in San Manuel

Willacy County

Precinct 3 – Polling Place 9: Reber Memorial Library, 194 N. 3rd St., Raymondville, Texas

Precinct 4 – Polling Place 11: Reber Memorial Library, 194 N. 3rd St., Raymondville, Texas

Applications for a place on the ballot shall be filed by August 26, 2012 with Roy Ruiz, Kenedy County Elections Administrator, P. O. Box 243, Sarita, Texas 78385.

(Solicitudes para un hogar en la boleta ser3n presentadas por correo at Roy Ruiz, Kenedy County Elections Administrator, P. O. Box 243, Sarita, Texas 78385, para el 26 de agosto, 2012.)

Applications for ballots by mail must be received no later than the close of business on October 30, 2012.

(Las solicitudes para boletas que se votaran en ausencia por correo deber3n recibirse para el fin de las horas de negocio al 30 de octubre 2012.)

Early voting by personal appearance shall be conducted each weekday beginning on October 22, 2012, and ending on November 2, 2012, as follows:

(La votacion adelantada ademas se llevara a cabo cada dia del la semana commensando el 22 de octubre 2012 has el 2 de noviembre 2012.)

Kenedy County – Precincts 3 & 4:

Kenedy County Elections Administrator’s Office

150 N. Turcotte

Sarita, Texas 78385

Hours: 8:30 a.m. to 12:00 noon and 1:30 p.m. to 4:30 p.m.

Willacy County – Precincts 3 & 4:

Reber Memorial Library Annex Building

194 N. Third St.

Raymondville, Texas

Hours: 8:00 a.m. and 12:00 noon and 1:00 p.m. and 5:00 p.m.

Brooks County – Precinct 3:

Brooks County Elections Administrator's Office

Brooks County Courthouse Annex

408 W. Travis

Falfurrias, Texas 78355

Hours: 8:00 a.m. and 12:00 noon and 1:00 p.m. and 5:00 p.m.

Hidalgo County – Precincts 3 & 4:

Hidalgo County Elections Administrator's Office

317 N. Closner

Edinburg, Texas 78539

Hours: 8:00 a.m. and 12:00 noon and 1:00 p.m. and 5:00 p.m.

Starting September 7, 2012, applications for ballot by mail shall be mailed to:

(Commensando el 7 de septiembre 2012, aplicaciones de boleto deberán enviarse a:)

Kenedy County: Roy Ruiz at P. O. Box 273, Sarita, Texas 78385

Willacy County: Hugo Leyva at 190 N. 3rd St., Raymondville, Texas 78580

Brooks County: Alan Hernandez at 408 W. Travis, Falfurrias, Texas 78355

Hidalgo County: Yvonne Ramon at P. O. Box 659, Edinburg, Texas 78539

Applications for ballots by mail must be received no later than the close of business on October 30, 2012.

(Aplicaciones para boletas por correo se deben de recibir para el fin de las ora de negocio el 30 de octubre 2012.)

ISSUED this the 15th day of August, 2012.

EMITIDA este dia 15 de agosto 2012.

12. Discuss & Act on Dates in September of Next Regular Board Meeting and Special Board Meeting to Certify Taxroll

Chuck Burns informed the Board of Directors that a date for the September 2012 regular meeting needed to be determined and a Special Board Meeting would be needed to certify the tax roll.

Homero Vera moved and Craig Weiland seconded the motion; the motion passed unanimously that the next regular meeting be held at 8:00 a.m. on Friday, September 7,

2012 and that a special meeting be called when Tom Denney, the District's Chief Appraiser, notifies the District that the tax roll is ready for certification.

13. **Discuss & Act on Payment of Bills**

Chuck Burns presented the bills to the Board of Directors for consideration and payment.

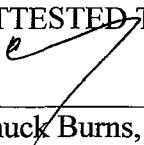
Daniel Butler moved and Homero Vera seconded the motion; the motion passed unanimously that the bills be paid as presented.

14. **Adjournment**

There being no other business to come before the Board of Directors, Homero Vera moved and Craig Weiland seconded the motion; the motion passed unanimously that the meeting be adjourned at 9:00 a.m.

David Delaney, Secretary

ATTESTED TO:



Chuck Burns, President