

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

On the 18th day of November, 2015, at 9:00 o'clock a.m., a regular meeting of the Kenedy County Groundwater Conservation District was held at the Kenedy Memorial Foundation's Carriage House in Sarita, Texas.

Directors present:

Chuck Burns, President
Homero Vera, Vice-President
Dave Delaney, Member
Danny Butler, Member

Also present:

Andy Garza, General Manager
Leo Villarreal, Administrative Assistant
Felix Saenz, Brush Country GCD
Mary Sahs, Consulting attorney
Monica Jacobs, Kelly Hart

Absent:

Craig Weiland, Member

1. Call Meeting to Order

Chuck Burns, President, called the meeting to order at 9:05 a.m.

2. Public Comments

No comments were received.

3. Discuss & Act on Minutes of October 21, 2015, Regular Meeting

Chuck Burns presented the Board with the October 21, 2015, regular meeting minutes of the Kenedy County Groundwater Conservation District.

Danny Butler moved and Homero Vera seconded the motion; the motion was unanimously passed that the October 21, 2015 regular meeting minutes be approved as presented.

4. **Receive General Manager's Activity Report and Act, If Necessary, Regarding:**
- a. **Communications**
 - b. **Well registrations**
 - c. **Groundwater exempt use in District**
 - d. **Public hearing on HB 30 and HB 1232 on 10/26/2015**
 - e. **Region N meeting on November 12, 2015**
 - f. **Duval County GCD meeting on Oct. 28, 2015**
 - g. **Brush Country GCD meeting on Oct. 28, 2015**
 - h. **Rio Grande Valley Groundwater Transport Model**
 - i. **Texas House of Representatives: Interim Committee Charges**
 - j. **News articles**
 - k. **Community service**
 - l. **Other**

Andy Garza, General Manager, reported on the following:

- a. **Communications**: Garza reported that he had had communications with Armando Vela, General Manager of Red Sands GCD, regarding boundaries of the GCD and with Mrs. McFall, Mrs. Maguire and Mrs. Dieterle, elementary teachers at Riviera, Sarita and Ricardo, respectively, regarding distribution of educational materials.
- b. **Well registrations**: Garza reported that King Ranch had submitted paperwork on various wells and the Kenedy Memorial Foundation was in the process of registering two new wells.
- c. **Groundwater exempt use in District**: Garza reported that the District had received from the TWDB a draft report of current and projected estimated groundwater exempt use. Garza recommended that the estimates be revised based on a report that Dr. Uddameri had previously compiled for the District. There was a question on what the TWDB meant when listing "other" aquifers in the report, therefore, Garza will follow up on that issue and will provide the TWDB with the estimates provided by Dr. Uddameri.
- d. **Public hearing on HB 30 and HB 1232 on 10/26/2015**: Garza reported that he attended a public hearing on HB 30 and HB 1232 in Austin, TX. The TWDB is required to designate brackish groundwater production zones in the Gulf Coast, Carrizo-Wilcox, Blaine and Rustler aquifers by December 1, 2016. Garza provided the Directors with a copy of the power point presentation given by the TWDB. Mary Sahs also provided some input since she, too, had attended the public hearing.

After some discussion, Dave Delaney moved and Homero Vera seconded the motion; the motion was unanimously passed to consult with Dr. Uddameri, at a cost not to exceed \$10,000, to formulate a response to the TWDB on the designation of brackish groundwater production zones within the Kenedy County GCD.

- e. Region N meeting on November 12, 2015: Garza reported that on November 12, 2015, he and Chuck Burns had attended a Region N meeting. The primary purpose of the meeting was to have a super majority quorum to approve the Initially Prepared Plan along with the revisions based on comments received.
- f. Duval County GCD meeting on Oct. 28, 2015: Garza reported that Mary Sahs had been contracted by the Duval County GCD to revise its rules.
- g. Brush Country GCD meeting on Oct. 28, 2015: Garza reported that the Brush Country GCD continues to issue production permits and that it has registered close to 1,900 water wells.
- h. Rio Grande Valley Groundwater Transport Model: Garza reported that he had attended a Stakeholder Advisory Forum where a project to develop a new groundwater transport model was introduced. The primary objective of this project will be to develop a numerical groundwater model to simulate impacts of brackish water withdrawal by the current and recommended future desalination plants in the Lower Rio Grande Valley.
- i. Texas House of Representatives: Interim Committee Charges: Garza provided the Directors with a copy of the interim charges assigned to the various committees of the Texas House of Representatives prior to the next legislative session.
- j. News articles: Garza provided the Directors with various news articles.
- k. Community service: Garza reported that as a member of the Premont Lions Club which owns two electronic vision screeners, he had coordinated vision screenings for grades pre-kinder through the 1st grade at the Sarita School.
- l. Other: Andy Garza reported that he had attended a banquet at TAMUK where Leo Villarreal received the Tejano Service Award from the university. Garza stated that Kenedy County was well represented at the banquet.

5. Receive Progress Report from Mary Sahs on Proposed District Rule Amendments and Act, If Necessary

Mary Sahs reviewed with the Board of Directors the proposed amendments to Rules 1.3, 1.5, 1.9, 2.0, 7.5, 8.3, 8.4, 8.6 and 8.8. These changes were prompted by legislation passed by the 84th Texas Legislative Session. A public hearing will be required before the recommended rule amendments are adopted by the District.

Dave Delaney moved and Homero Vera seconded the motion; the motion was unanimously to accept the proposed rule amendments as presented by Mary Sahs and schedule a public hearing for January 20, 2016.

6. Discuss & Act on Renewal of Surety Bonds for Five Directors and Leo Villarreal

Leo Villarreal informed the Directors that the surety bonds for each of the 5 Directors and himself will require to be renewed in January, 2016; and that because of the paperwork involved, Villarreal stated that he needed to start the process at this meeting and required authority to commence the documentation process.

Danny Butler moved and Homero Vera seconded the motion; the motion passed unanimously to authorize Leo Villarreal to initiate paperwork for renewal of surety bonds for Directors and Leo Villarreal.

7. Executive Session: Pursuant to Texas Government Code 551.074 Regarding Personnel

The Board of Directors went into Executive Session at 11:00 AM to discuss personnel matters pursuant to Texas Government Code 551.074.

8. Discuss & Act On Item Discussed In Executive Session

The Board of Directors returned to open session at 11:15 AM and Chuck Burns inquired whether there was a motion regarding giving Andy Garza, General Manager, a 10% pay raise effective January 1, 2016.

Dave Delaney moved and Homero Vera seconded the motion; the motion was unanimously passed to award Andy Garza, General Manager, a 10% pay raise effective on January 1, 2016.

9. Discuss & Act on Date for Next Regular Meeting

Chuck Burns informed the Directors that a date needed to be set for the next regular meeting.

Danny Butler moved and Homero Vera seconded the motion; the motion was unanimously passed to hold the next regular meeting at 10:00 AM on December 18, 2015.

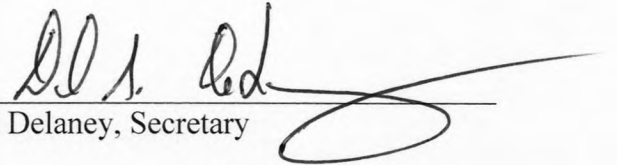
10. Discuss & Act on Payment of Bills

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

Homero Vera moved and Danny Butler seconded the motion; the motion was unanimously passed to pay the bills as presented.


11. Adjournment

There being no other business to come before the Board of Directors, Danny Butler moved and Homero Vera seconded the motion; the motion was unanimously passed to adjourn the meeting at 11:25 AM.



David Delaney, Secretary

ATTESTED TO:



Chuck Burns, President