

THE STATE OF TEXAS * GROUNDWATER CONSERVATION DISTRICT

COUNTY OF KENEDY * OF KENEDY COUNTY, TEXAS

On the 15th day of June, 2016, at 9:00 o'clock a.m., a regular meeting of the Kenedy County Groundwater Conservation District was held at the Kenedy County Courthouse Courtroom in Sarita, Texas.

Directors present:

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

Also present:

Andy Garza, General Manager
Leo Villarreal, Administrative Assistant
Felix Saenz, Brush Country GCD

1. Call Meeting to Order

Chuck Burns, President, called the meeting to order at 9:00 a.m.

2. Public Comments

There were no public comments offered.

3. Discuss & Act on Minutes of May 17, 2016 Regular Meeting

Chuck Burns presented the Board with the May 17, 2016 regular meeting minutes of the Kenedy County Groundwater Conservation District.

Dave Delaney moved and Danny Butler seconded the motion; the motion passed unanimously that the May 17, 2016 regular meeting minutes be approved as presented.

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

a. Communications

b. Well registrations

c. TAGD meeting held on May 18-19, 2016

d. Brush Country GCD meeting

e. News from TWDB

f. Groundwater case law update

g. Aransas County GCD election results

h. Drought report

i. Miller case

j. GCD humor

k. News articles

l. Annual leave schedule

m. Other

Andy Garza, General Manager, reported on the following:

a. Communications: Garza reported that he had communicated with the following individuals and/or entities: state representatives Ryan Guillen and J.M. Lozano regarding the possibility of attending District meeting in June, 2016; Louie Longoria regarding a management representation letter needed from the District for the 2015 audit; Gabe Collins regarding a request for public information on export permits and fees and Robert Schmidt, NRCS district conservationist, regarding a water level measurement and water chemistry data on a water sample. Garza also reported that Mestena Uranium, operating in Brooks County, has been bought by Energy Fuels Holdings Corporation.

b. Well registrations: Garza reported that King Ranch will be drilling two replacement wells in the near future.

c. TAGD meeting held on May 18-19, 2015: Garza reviewed the agenda for the TAGD meeting held on May 18-19, 2016. Garza stated that he had participated in a panel discussion on monitoring programs being implemented by various districts in the state. The same panel discussion will be on the agenda for the Water Summit that will be hosted by TAGD in August, 2016.

d. Brush Country GCD meeting: Garza informed the directors that he had attended a meeting of the Brush Country GCD on May 24, 2016 and reviewed the meeting agenda with the directors.

e. News from TWDB: Garza informed the directors that Jeff Walker is the new Executive Administrator of the TWDB and that the 2017 State Water Plan has been adopted by the agency.

f. Groundwater case law update: Garza reported on the latest news on the Coyote Lake Ranch versus the City of Lubbock in which the Texas Supreme Court held that the "accommodation doctrine" can be applied to groundwater. Garza also reported on the final judgment issued in the groundwater takings case, Bragg versus The Edwards Aquifer Authority.

g. Aransas County GCD election: Garza reported on the negative election results for the creation of the Aransas County GCD.

h. Drought report: Garza reported on the current drought conditions in the state. There were no red areas on the map which means that Texas overall is doing well at this time.

i. Miller case: Garza informed the directors that he had been subpoenaed in a child custody case. The issue at hand was an elevated amount of radon in the well water where the child in question was residing. Garza stated that he had provided the results from the water chemistry testing for the well in question.

j. GCD humor: Garza gave the directors a copy of an actual registration form from the Fayette County GCD in which the applicant used unintended comedy in filling out the form.

k. News articles: Various news articles pertinent to groundwater were handed out to the directors.

l. Annual leave: Garza reported that he would be on sick leave on July 6, 2016 and on annual leave on July 7-8, 2016.

m. Other: Leo Villarreal reported that the Fire Chief, Noel Padden, is resigning effective June 30, 2016. Both Villarreal and Garza indicated that Mr. Padden had done an admirable job for the last 5 years.

5. Receive Follow-up Review of Texas A&M's Capstone Report

The directors expressed their thoughts and concerns about the Texas A&M Capstone report on groundwater regulation that was given to them at the May, 2016 meeting. Garza stated that many at TAGD believe that little credence should be given to the student report. Some parts of the report made for an interesting read. The consensus was that Garza should submit some comments to the faculty advisor of the report, Dr. James Griffin.

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

6. Receive Report on Preliminary Valuations for 2016

Leo Villarreal and Andy Garza reviewed the preliminary 2016 valuations with the directors. Overall, there is an 18.3% decrease in valuations compared to 2015.

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

7. Discuss & Act on Date for Next Board Meeting

Chuck Burns informed the directors that a date for the July, 2016 meeting needed to be set.

Homero Vera moved and Craig Weiland seconded the motion; the motion passed unanimously to hold the next meeting at 10:30 AM on July 20, 2016

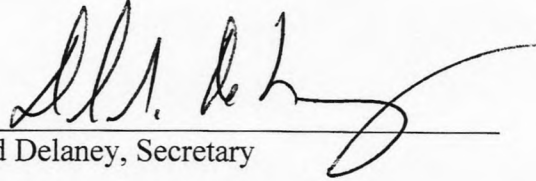
8. Discuss & Act on Payment of Bills

Chuck Burns presented the bills to the directors for consideration and payment.

Danny Butler moved and Dave Delaney seconded the motion; the motion passed unanimously that the bills be paid as presented.

9. Adjournment

There being no other business to come before the Board of Directors, Danny Butler moved and Craig Weiland seconded the motion; the motion passed unanimously that the meeting be adjourned at 10:05 AM.



David Delaney, Secretary

ATTESTED TO:



Chuck Burns, President