

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

On the 17th day of September, 2021, at 9:00 AM, a regular meeting of the Kenedy County Groundwater Conservation District was held in the Kenedy County Courthouse Courtroom in Sarita, Texas.

Directors present:

Homero Vera, President
Edward Bordovsky, Vice-President
Verl Cash, Secretary
Danny Butler, Member
Sonny Burns, Member

Also present:

Andy Garza, General Manager
Leo Villarreal, Administrative Assistant
Louie Pena, Brush Country GCD manager
Margaret Kelly, John Womack Co. accountant
Louie Longoria, John Womack Co. accountant
Phil Esquivel, New York Life agent

1. Call Meeting to Order

Homero Vera, President, called the meeting to order at 9:00 AM with a quorum being present.

2. Public Comments

Louie Pena thanked the Directors for their financial support of the meeting with area water well drillers that was held in Falfurrias, TX on July 30, 2021.

3. Discuss & Act on Minutes of August 18, 2021 Regular Meeting

President Homero Vera presented to the Directors the minutes of the August 18, 2021 regular meeting.

Danny Butler moved and Sonny Burns seconded the motion; the motion passed unanimously that the August 18, 2021 regular meeting minutes be accepted as presented.

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

- a. Communications**
- b. Well registrations**
- c. Brush Country GCD meeting**
- d. Duval County GCD meeting**
- e. GMA-16 meeting; Sept. 21, 2021**
- f. Region N meeting; Oct. 7, 2021**
- g. Texas Groundwater Summit report**
- h. Annual letter to water well drillers**
- i. Amicus brief update**
- j. Orientation for new directors**
- k. Thank you card for Judy Adams**
- l. News articles**
- m. Other**

Andy Garza, General Manager, reported on the following:

a. Communications: Garza reported that since the District's August, 2021 meeting, he had communicated with Randy Koehler, EOG field supervisor, regarding the Goliad aquifer sand and how it compares to the Evangeline aquifer; Lonnie Stewart, GMA-16 vice-president, regarding comments received by the Bee GCD on the proposed DFC; Norma Zavala, Kenedy County Tax Office clerk, regarding public notices for tax rate and budget; Don Davis, driller with Cinco E company, regarding the current drilling of wells in Kenedy County; Adalberto Garza, Starr County GCD interim general manager, regarding participation in the Texas Groundwater Summit and Cynthia Martinez, Kenedy County landowner, regarding the registration of a new water well.

b. Well registrations: Garza informed the Directors that Cynthia Martinez had registered a new water well with the Kenedy County GCD.

c. Brush Country GCD meeting: Garza informed the Directors that the Brush Country GCD had met on September 1, 2021 and reported the highlights of the meeting.

d. Duval County GCD meeting: Garza reported that the Duval County GCD had met on August 25, 2021 and reported the highlights of the meeting.

e. GMA-16 meeting; Sept. 21, 2021: Garza informed the Directors that the next meeting of GMA-16 will be held in Falfurrias, TX on Sept. 21, 2021.

f. Region N meeting; October 7, 2021: Garza reported to the Directors that the next meeting of Region N will be held in Robstown, TX on October 7, 2021.

g. Texas Groundwater Summit report: Garza informed the Directors that he had attended the annual Texas Groundwater Summit on August 31-September 2 in San Antonio, TX and reviewed the highlights of the summit with the Directors.

h. Annual letter to water well drillers: Garza stated that he had mailed letters informing water well drillers of various facets pertinent to the District's operation.

i. Amicus brief update: Garza reminded the Directors that the Kenedy County GCD had pledged \$250.00 to fund an amicus brief on behalf of the Trinity and Neches Valleys GCD if its lawsuit against Mountain Pure LLC, a bottling company, ever reached the Texas Supreme Court. On Sept. 2, 2021, the Texas Supreme Court denied the petition for review filed by Mountain Pure LLC.

j. Orientation for new directors.: Garza informed the new Directors that he and Leo Villarreal will be providing orientation to them on September 28, 2021 during the special meeting scheduled for that day.

k. Thank you card for Judy Adams: Garza asked the Directors to sign a thank you card for Judy Adams for taking the time to give us a tour of the Brownsville PUB desalination plant.

l. News articles: Garza handed out to the Directors news articles relevant to groundwater issues.

m. Other: There was nothing to report.

Sonny Burns moved and Edward Bordovsky seconded the motion; the motion passed unanimously to accept the General Manager's report.

5. Discuss & Act to Furnish Drinks for Kenedy County Centennial Celebration

Andy Garza informed the Directors that Kenedy County Judge Chuck Burns had requested that the Kenedy County GCD furnish drinks for the upcoming Kenedy County Centennial Celebration.

Danny Butler moved and Sonny Burns seconded the motion; the motion passed unanimously to furnish drinks for the Kenedy County Centennial Celebration.

6. Discuss & Act on Receiving 2021 Audit Report

Margaret Kelly, CPA with John Womack & Co., reviewed the 2020 audit of the Kenedy County GCD. Ms. Kelly stated the financial condition of the Kenedy County GCD is good.

Edward Bordovsky moved and Verl Cash seconded the motion; the motion passed unanimously to accept the 2020 audit of the Kenedy County GCD as presented by Margaret Kelly.

7. Hold Public Hearing on Proposed 2022 Budget

Homero Vera closed the regular meeting and opened the public hearing at 9:33 AM and asked for comments on the proposed 2022 budget from the public. No comments were offered. The public hearing closed at 9:35 AM.

8. Discuss & Act on Adoption of 2022 Budget

Homero Vera opened the regular meeting and reviewed with the Directors the proposed 2022 budget in the amount of \$219,200.00.

Sonny Burns moved and Edward Bordovsky seconded the motion; the motion passed unanimously to adopt the 2022 budget in the amount of \$219,200.00.

9. Hold Public Hearing on Proposed 2021 Tax Rate

Homero Vera closed the regular meeting and opened the public hearing at 9:38 AM and asked for comments from the public on the proposed 2021 tax rate of \$0.0128/\$100.00 valuation. No comments were offered. The public hearing closed at 9:40 AM.

10. Discuss & Act on Adoption of 2021 Tax Rate

Homero Vera opened the regular meeting and reviewed with the Directors the proposed 2021 tax rate and recommended \$0.0128/\$100.00 valuation.

Danny Butler moved and Verl Cash seconded the motion; the motion passed unanimously to adopt the 2021 tax rate of \$0.0128/\$100.00 valuation.

11. Discuss & Act to Confirm Date to Certify 2021 Tax Roll

Homero Vera informed the Directors that a date needed to set to hold a special meeting to certify the 2021 tax roll.

Sonny Burns moved and Verl Cash seconded the motion; the motion passed unanimously to hold the special meeting to certify the 2021 tax roll at 8:30 AM on September 28, 2021 in Sarita, TX.

12. Discuss & Act on Date for Next Regular Board Meeting

Homero Vera informed the Directors that a date needed to be set for the next regular meeting.

Sonny Burns moved and Verl Cash seconded the motion; the motion passed unanimously to hold the next regular at 10:30 AM on October 20, 2021 in Sarita, Texas.

13. Discuss & Act on Payment of Bills for September, 2021

Homero Vera presented to the Directors the bills for September, 2021 for consideration and payment.

Danny Butler moved and Ed Bordovsky seconded the motion; the motion passed unanimously to pay the bills for September, 2021 as presented.

Verl Cash moved and Sonny Burns seconded the motion; the motion passed unanimously to pay the bills from Economy Printing and Kenedy County in the amounts of \$164.75 and \$1,446.13, respectively.

5. Hold Training Session for New Directors

Andy Garza provided training to the new directors on Chapter 36 of the Texas Water Code, District management plan, District rules, TAGD, GMA-16, Region N water planning group and the Gulf Coast Aquifer System.

6. Adjournment

There being no further business to come before the Board of Directors, Sonny Burns moved and Verl Cash seconded the motion; the motion passed unanimously that the special meeting be adjourned at 9:45 AM.



Verl Cash, Secretary

ATTESTED TO:



Homero Vera, President