

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

On the 16th day of August, 2024, at 9:00 AM, a regular meeting of the Kenedy County Groundwater Conservation District was held at the Kenedy County Courthouse Courtroom.

Directors present:

Edward Bordovsky, President
Verl Cash, Vice-President
Esteban Lopez, Secretary
Sonny Burns, Member
Justin Cantu, Member

Also present:

Andy Garza, General Manager
Leo Villarreal, Administrative Assistant
Dr. Venki Uddameri, Hydrology consultant, via telephone
Chuck Burns, Kenedy County Judge
Diana Nichols, legal counsel, Kelly Hart

1. Call Meeting to Order

Edward Bordovsky, President, called the meeting to order at 9:00 AM and announced that a quorum was present.

2. Public Comments

Andy Garza informed the Directors that Louie Pena's mother had passed away on August 15, 2024.

3. Discuss & Act on Minutes of July 17, 2024 Regular Meeting

Edward Bordovsky presented the Directors with the July 17, 2024 regular meeting minutes.

Verl Cash moved and Sonny Burns seconded the motion; the motion unanimously passed to approve the minutes of the July 17, 2024 regular meeting 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. 2024 Texas Groundwater Summit; August 20-22, 2024
- f. Webb County SWCD meeting; September 5, 2024

- g. Update on possibility of acquiring funds from Oxy for aquifer study**
- h. Cybersecurity training completion**
- i. Lions Club vision screenings**
- j. Leave request**
- k. News articles**
- l. Other**

Andy Garza, General Manager, reported on the following:

a. Communications: Garza reported that since the District's June 19, 2024 meeting, he had communicated with Norma Martinez, King Ranch Archives, regarding information on water wells; Kristen Fancher, legal counsel, and Dr. Uddameri, hydrologist, regarding rule amendments and Anna Garza, secretary for Ford Sasser, regarding registration of new water well.

b. Well registrations: Garza informed the Directors that no water wells had been registered since the meeting of July 17, 2024.

c. Brush Country GCD meeting: Garza reported that the next Brush Country GCD meeting will be held on August 27, 2024 in Falfurrias, TX.

d. Duval County GCD meeting: Garza stated that the next Duval County GCD meeting will be held on August 28, 2024 in Benavides, TX.

e. 2024 Texas Groundwater Summit; August 20-22, 2024: Garza informed the Directors that he and Edward Bordovsky will be attending the Texas Groundwater Summit in San Antonio, TX on August 20-22, 2024.

f. Webb County SWCD meeting; September 5, 2024: Garza reported that he, along with Chuck Burns, will attend a meeting of the Webb Soil and Water Conservation District in Laredo, TX on September 5, 2024 to discuss the possibility of creating a GCD in Webb County.

g. Update on possibility of acquiring funds from Oxy for aquifer study: Garza informed the Directors that he and Dr. Uddameri had met with Oxy on August 15, 2024 to discuss the possibility of Dr. Uddameri doing an aquifer study with funds from Oxy that would be channeled through the Kenedy County GCD.

h. Cybersecurity training completion: Garza stated that he had completed the cybersecurity training as required by state law.

i. Lions Club vision screenings: Garza informed the Directors that he and Robert Schmidt will be doing vision screenings at various elementary schools for the next 2 months.

j. Leave request: No report for this item.

j. News articles: Garza provided the Directors with news articles pertinent to groundwater issues.

l. Other: Andy Garza asked the Directors to authorize him to send flowers for the funeral of Louie Pena's mother.

Esteban Lopez moved and seconded the motion; the motion passed unanimously to accept the General Manager's report and authorize Andy Garza to send flowers for funeral of Louie Pena's mother.

5. Hold Public Hearing on Proposed Rule Amendments

Edward Bordovsky called the Public Hearing to order at 9:03 AM and asked for comments from the public on the proposed rule amendments. Chuck Burns complemented the district on the proposed rule amendments. Leo Villarreal and Andy Garza reported that all postings regarding the public hearing had been done. The public hearing was closed at 9:04 AM.

6. Discuss & Act on Adopting Proposed Rule Amendments

Edward Bordovsky informed the Directors of the need to consider adopting the proposed rule amendments.

Sonny Burns moved and Verl Cash seconded the motion; the motion unanimously passed to adopt the rule amendments and Resolution #2024-08-16-01. See attachment.

7. Discuss & Act on Kenedy County Certification of 2024 No New Revenue Tax Rate and Voter Approval Tax Rate

Leo Villarreal and Andy Garza reviewed the No New Revenue, \$0.015149/\$100, and Voter Approval, \$0.016374/\$100, tax rates for 2024 as calculated by the Kenedy County Tax Office.

Sonny Burns moved and Justin Cantu seconded the motion; the motion passed unanimously to certify the No New Revenue and Voter Approval tax rates as calculated by the Kenedy County Tax Office.

8. Discuss & Act on Kenedy County Certification of 2024 Total Appraised Value, Total Assessed Value, Total Taxable Value and Total New Property Taxable Value

Leo Villarreal and Andy Garza reported on the 2024 total appraised value, total assessed value, total taxable value and total new property taxable value as compiled by the Kenedy County Tax Office.

Sonny Burns moved and Verl Cash seconded the motion; the motion unanimously passed to certify the 2024 total appraised value, total assessed value, total taxable value and total new property taxable value as compiled by the Kenedy County Tax Office.

9. Discuss & Act on Kenedy County Certification of 2024 Anticipated Collection Rate

Leo Villarreal reviewed the 2024 anticipated collection rate of 100% as calculated by the Kenedy County Tax Office.

Verl Cash moved and Esteban Lopez seconded the motion; the motion unanimously passed to certify the 2024 anticipated collection rate of 100% as calculated by the Kenedy County Tax Office.

10. Conduct 2025 Budget and 2024 Tax Rate Workshop

Leo Villarreal and Andy Garza reviewed the current 2024 budget, the 2025 proposed budget in the amount of \$252,749.00 and the proposed 2024 tax rate of \$0.0154/\$100 valuation.

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

11. Discuss & Act on Proposed 2025 Budget and Publish Hearing as Required by Law

Edward Bordovsky asked the Directors to consider action on the proposed 2025 budget in the amount of \$252,749.00.

Verl Cash moved and Justin Cantu seconded the motion; the motion unanimously passed to propose the 2025 budget in the amount of \$252,749.00 and publish notice of public hearing as required by law.

12. Discuss & Act on Proposed 2024 Tax Rate and Publish Hearing as Required by Law

Edward Bordovsky informed the Directors that action was needed on the proposed 2024 tax rate of \$0.0154/\$100 valuation

Sonny Burns moved and Justin Cantu seconded the motion; the motion passed unanimously to propose a 2024 tax rate of \$0.0154/\$100 valuation and publish notice of public hearing as required by law.

13. Receive Update on GCD Building

Chuck Burns reported that Tom Denney, Chief Appraiser for Kenedy County, has offered office space in return for the Appraisal District not having to move to a new location, however, additional space may be needed for storage.

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

14. Discuss & Act on Date for Next Regular Meeting

Edward Bordovsky informed the Directors that a date needed to be set for the next regular meeting.

Esteban Lopez moved and Verl Cash seconded the motion; the motion passed unanimously to hold the next regular meeting at 9:00 AM on September 26, 2024.

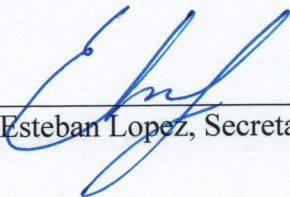
15. Discuss & Act on Payment of Bills for August, 2024

Edward Bordovsky presented to the Directors the bills for August, 2024 for consideration and payment.

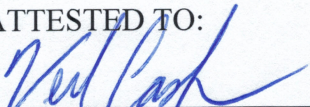
Justin Cantu moved and Verl Cash seconded the motion; the motion unanimously passed to pay the bills for August, 2024 as presented.

16. Adjournment

There being no other business to come before the Board of Directors, Verl Cash moved and Esteban Lopez seconded the motion; the motion passed unanimously that the meeting be adjourned at 10:50 AM.



Esteban Lopez, Secretary

ATTESTED TO:


Edward Bordovsky, President

RESOLUTION NO. 2024-08-16-01

**A RESOLUTION AND ORDER OF THE BOARD OF DIRECTORS OF THE
KENEDY COUNTY GROUNDWATER CONSERVATION DISTRICT
ADOPTING DISTRICT RULES**

WHEREAS, the Kenedy County Groundwater Conservation District (the "District") is a political subdivision of the State of Texas organized and existing under and by virtue of Article XVI, Section 59, of the Texas Constitution as a groundwater conservation district, acting pursuant to and in conformity with Chapter 36, Texas Water Code and Special District Local Laws Code Chapter 8853 (the "District Act");

WHEREAS, under the direction of the Board of Directors of the District (the "Board"), and in accordance with Sections 36.002, 36.101, and 36.1071(f) of the Texas Water Code, and the District Act, the District has revised the District's Rules;

WHEREAS, Section 36.108 of the Texas Water Code requires the District to participate in the joint planning process and ultimately adopt a Desired Future Condition for each of the relevant aquifers within the District;

WHEREAS, Sections 36.101(b) and 36.1071(f) of the Texas Water Code require the District to adopt rules necessary to implement its Management Plan;

WHEREAS, the District has completed all statutory conditions precedent to adopting rules that will implement the District's Desired Future Conditions and Management Plan, including proposing Desired Future Conditions for adoption by Groundwater Management Area 16, adoption of the Desired Future Conditions applicable to the District by the District Board, and revising and readopting the District's Management Plan;

WHEREAS, the District Board has made all considerations required by Section 36.101(a) of the Texas Water Code in preparing revisions to the District Rules;

WHEREAS, the District issued notice in the manner required by Section 36.101(d) of the Texas Water Code and held a public hearing on August 16, 2024, at 9:00 a.m. at the Kenedy County Courthouse Courtroom located at 151 N. Mallory St., Sarita, TX 78385, to receive verbal and written comments on the revised District Rules; and

WHEREAS, after the public hearing, the Board of Directors met in a regular board meeting on August 16, 2024, properly noticed in accordance with state law, and considered adoption of the attached District Rules and approval of this resolution after due consideration of all comments received.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE
KENEDY COUNTY GROUNDWATER CONSERVATION DISTRICT AS FOLLOWS:**

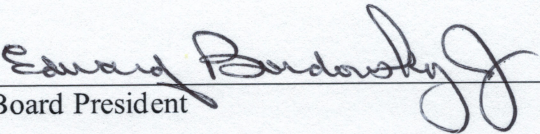
1. The above recitals are true and correct;

2. The Board of Directors hereby approves and adopts the amendments to the District Rules, which are included as "Attachment A" to this Resolution;
3. The attached District Rules shall take effect immediately upon adoption, on August 16, 2024; and
4. The District's Board of Directors, its officers, District staff, and District legal counsel are further authorized to take any and all actions necessary to implement this Resolution.

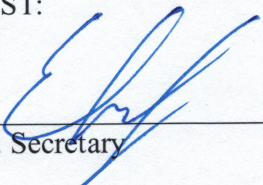
AND IT IS SO ORDERED.

PASSED AND ADOPTED on this 16th day of August, 2024.

KENEDY COUNTY GROUNDWATER CONSERVATION DISTRICT


Board President

ATTEST:


Board Secretary