

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

On the 18th day of September, 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 (via telephone)
Verl Cash, Vice-President
Esteban Lopez, Secretary
Justin Cantu, Member

Also present:

Andy Garza, General Manager
Leo Villarreal, Administrative Assistant
Louie Pena, General Manager, Brush Country GCD
Marco Ramirez, Administrative Assistant, Brush Country GCD
Chuck Burns, Kenedy County Judge
Diana Nichols, legal counsel, Kelly Hart (via telephone)
Margaret Kelly, John Womack & Co., CPA
Louie Longoria, John Womack & Co. CPA

Absent:

Sonny Burns, Member

1. Call Meeting to Order

Verl Cash, Vice-President, called the meeting to order at 9:02 AM and announced that a quorum was present.

2. Public Comments

Louie Pena thanked the Kenedy County GCD for the flowers sent for his mother's funeral.

3. Discuss & Act on Minutes of August 16, 2024 Regular Meeting

Verl Cash presented the Directors with the August 16, 2024 regular meeting minutes.

Esteban Lopez moved and Justin Cantu seconded the motion; the motion unanimously passed to approve the minutes of the August 16, 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. **Texas Groundwater Summit; August 20-22, 2024; San Antonio, TX**
- f. **Webb SWCD meeting; September 5, 2024**
- g. **Annual letter to water well drillers and installers**
- h. **Summer, 2024 water level measurements report**
- i. **Summer, 2024 water chemistry report**
- j. **Drought report**
- k. **DAC facility permit input**
- l. **FOIA request to City of Kingsville**
- m. **News articles**
- n. **Other**

Andy Garza, General Manager, reported on the following:

a. Communications: Garza reported that since the District's August 16, 2024 meeting, he had communicated with Charles Dunning, Welntel Vice-President, regarding the possibility of purchasing a continuous well monitor that could be installed on a county-owned well; Elias Sissimas, Nueces County assistant chief appraiser, regarding efforts to connect with Leo Villarreal: Jean Perez and Shae Luther, TWDB representatives, regarding the purchase of educational booklets for elementary students; Amir Moslemian, Retract Company, regarding a direct air capture facility that possibly could be built in Kenedy County and Hannah Miller, Outreach and Education marketing agent, regarding educational booklets on water for elementary students.

b. Well registrations: Garza informed the Directors that no water wells had been registered since the meeting of August 16, 2024.

c. Brush Country GCD meeting: Garza reported that the Brush Country GCD had met on August 27, 2024 in Falfurrias, TX and reviewed the highlights of the meeting.

d. Duval County GCD meeting: Garza stated that the Duval County GCD had met on August 28, 2024 in Benavides, TX and reviewed the highlights of the meeting.

e. Texas Groundwater Summit; August 20-22, 2024; San Antonio, TX: Garza reviewed with the Directors the highlights of the Texas Groundwater Summit that was held on August 20-22, 2024 in San Antonio, TX.

f. Webb SWCD meeting; September 5, 2024: Garza reported that he, along with Judge Charles E. Burns and George Gonzales, had met with the Webb SWCD to discuss what the creation of a GCD would entail and how best to approach it.

g. Annual letter to water well drillers and installers: Garza provided the Directors with a copy of the annual letter sent to water well drillers and installers that do business in the District.

h. Summer, 2024 water level measurements report: Garza reviewed with the Directors the summer, 2024 water level measurements and informing them that the District has been collecting water level measurements for the last 13 years.

i. Summer, 2024 water chemistry report: Garza provided the Directors a copy of the summer, 2024 water chemistry report and reviewed the results.

j. Drought report: Garza reviewed with the Directors the September 10, 2024 U.S. Drought Monitor report.

k. DAC facility permit input: Garza provided the Directors an update from the Office of Clean Energy Demonstrations on the King Ranch DAC facility.

l. FOIA request to City of Kingsville: Garza reported that he had submitted a Freedom of Information Act request to the City of Kingsville for information on number and location of water wells and daily production of groundwater from city-owned water wells.

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

n. Other: Nothing to report.

Justin Cantu moved and Esteban Lopez seconded the motion; the motion passed unanimously to accept the General Manager's report.

5. Hold Public Hearing on Proposed 2025 Budget

Verl Cash called the Public Hearing regarding the 2025 Proposed Budget to order at 9:08 AM and asked for comments from the public on the proposed 2025 budget. Andy Garza stated that the proposed 2025 budget is in the amount of \$252,749.00. Leo Villarreal and Andy Garza reported that all postings regarding the public hearing had been done.

No public comments were made.

The public hearing was closed at 9:11 AM.

6. Discuss & Act on Adoption of 2025 Budget

Verl Cash informed the Directors of the need to consider adopting the proposed 2025 budget in the amount of \$252,749.00.

Esteban Lopez moved and Justin Cantu seconded the motion; the motion unanimously passed to adopt the 2025 budget in the amount of \$252,749.00.

7. Hold Public on Proposed 2024 Tax Rate

Verl Cash called the Public Hearing regarding the 2024 Proposed Tax Rate to order at 9:12 AM and asked for comments from the public on the proposed 2024 tax rate. Andy Garza stated that the proposed 2024 tax rate is \$0.0154 per \$100.00 valuation which is slightly more than the No New Revenue tax rate but less than the Voter Approval tax rate. Leo Villarreal stated that all postings regarding the public hearing had been done.

No public comments were made.

The public hearing was closed at 9:13 AM.

8. Discuss & Act on Adoption of 2024 Tax Rate

Verl Cash informed the Directors of the need to consider adopting the proposed 2024 tax rate at \$0.0154 per \$100.00 valuation.

Justin Cantu moved and Esteban Lopez seconded the motion; the motion passed unanimously to adopt the 2024 tax rate at \$0.0154 per \$100.00 valuation.

9. Discuss & Act on 2023 GCD Audit

Margaret Kelly, John Womack & Co. CPA, reviewed the basic financial statements of the 2023 audit of the Kenedy County GCD and concluded that the District is financially sound.

Justin Cantu moved and Esteban Lopez seconded the motion; the motion unanimously passed to accept the 2023 audit of the Kenedy County GCD as presented by John Womack & Co.

10. Discuss & Act on Cancellation of November 5, 2024 Election Regarding the Directors Of Precincts 3 and 4

Leo Villarreal informed the Directors that only the incumbent directors for precinct 3 and precinct 4 had filed for candidacy in their respective precincts; therefore, a resolution was needed to cancel the November 5, 2024 election.

Esteban Lopez moved and Justin Cantu seconded the motion; the motion passed unanimously that it was resolved that the November 5, 2024 election for directors from precincts 3 and 4 is cancelled and that Justin Cantu and Sonny Burns are elected as Directors for their respective precincts.

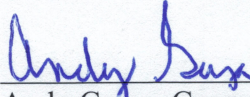
11. Discuss & Act on Providing Drinks for Sarita Block Party on October 1, 2024

Garza recommended that the Kenedy County GCD provide drinks as in previous years for the Sheriff's National Night Out in Sarita will be held on October 1, 2024.

AGENDA
KENEDY COUNTY GROUNDWATER CONSERVATION DISTRICT
Regular Meeting of the Board of Directors
Kenedy County Courthouse Courtroom, Sarita, TX
October 16, 2024-10:30 AM

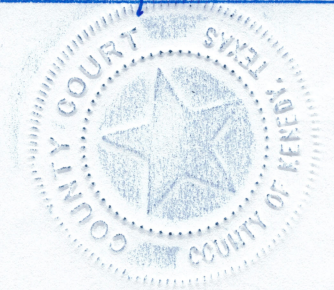
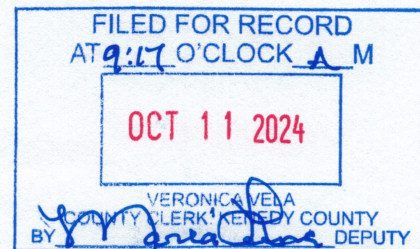
1. Call Meeting to Order/Roll Call/Establish Quorum
2. Public Comments
3. Discuss & Act on Minutes of September 18, 2024 Regular Meeting and September 26, 2024 Special Meeting
4. Receive General Manager's Activity Report and Act, If Necessary, Regarding:
 - a. Communications
 - b. Well registrations
 - c. Brush Country GCD meeting
 - d. Duval County GCD meeting
 - e. Region N meeting
 - f. GMA-16 meeting
 - g. TAGD retreat for Executive Committee; October 28-29, 2024; College Station, TX
 - h. FOIA response from City of Kingsville
 - i. Continuous water level recorder
 - j. Update on Oxy DAC project
 - k. Halloween Trick or Treat event for Sarita School
 - l. News articles
 - m. Other
5. Discuss & Act on Paying TAGD Dues for FY 25
6. Discuss & Act on 3rd Quarter, 2024 Investment Report
7. Discuss & Act on Date for Next Regular Meeting
8. Discuss & Act on Payment of Bills for October, 2024
9. Adjournment

Posted: October 11, 2024 at 9:17 a.m.



Andy Garza, General Manager

At any time during the meeting and compliance with the Texas Open Meetings Act, Chapter 551, Gov't Code, Vernon's Texas Codes, Annotated, the Kenedy County Groundwater Conservation District's Board of Directors may meet in executive session on any of the above agenda items or other lawful items for consultation concerning attorney-client matters (Sec. 551.071); deliberation regarding real property (Sec. 551.072); deliberation regarding prospective gift (Sec. 551.073); personnel matters (Sec. 551.074) and deliberation regarding security devices (Sec. 551.076). Any subject discussed in executive session may be subject to action during an open meeting.





Open Meeting Information

Agency Name: Kenedy County Groundwater Conservation District
Date of Meeting: 10/16/2024
Time of Meeting: 10:30 AM (Local Time)
Board: Kenedy County Groundwater Conservation District
Committee: Board of Directors
Status: Accepted
Street Location: 151 N. Mallory
City Location: Sarita
Meeting State: TX
TRD: 2024005971
Submit Date: 10/11/2024
Emergency Mtg: No
Additional Information Obtained From: Andy Garza

Agenda:

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8. Discuss & Act on Payment of Bills for October, 2024
9. Adjournment

Esteban Lopez moved and Justin Cantu seconded the motion; the motion unanimously passed for the Kenedy County GCD provide drinks for the annual National Night Out.

12. Discuss & Act on Confirming Date for Special Meeting to Certify 2024 Tax Roll

Garza informed the Directors that a special meeting was needed to certify the 2024 tax roll.

Justin Cantu moved and Esteban Cantu seconded the motion; the motion passed unanimously that a special meeting to certify the 2024 tax roll be held on September 26, 2024 at 9:00 a.m.

13. Discuss & Act on Date for Next Regular Meeting

Verl Cash informed the Directors that a date needed to be set for the next regular meeting.

Justin Cantu moved and Esteban Lopez seconded the motion; the motion passed unanimously that the next regular meeting be held on October 16, 2024 at 9:00 a.m.

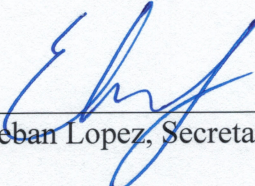
14. Discuss & Act on Payment of Bills for September, 2024

Verl Cash presented to the Directors the bills for September, 2024 for consideration and payment.

Esteban Lopez moved and Justin Cantu seconded the motion; the motion unanimously passed to pay the bills for September, 2024 as presented.

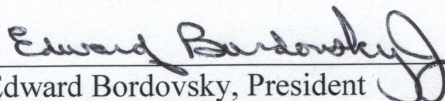
15. Adjournment

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



Esteban Lopez, Secretary

ATTESTED TO:



Edward Bordovsky, President

NOTICE OF CANCELLATION OF NOVEMBER 5, 2024, ELECTIONS
AND ORDER OF ELECTED UNOPPOSED CANDIDATES

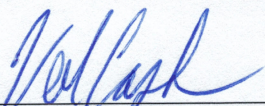
RESOLVED that in accordance with Section 2.053(a) of the Texas Election Code, Stephanie Garza, the Kenedy County Elections Administrator, hereby cancels the Kenedy County Groundwater Conservation District's election scheduled to be held on November 5, 2024, will not be held because of unopposed candidates. Therefore,

IT IS ORDERED that each unopposed candidate is elected to office as follows:

Sonny Burns – Director, Precinct 3
Justin Cantu – Director, Precinct 4

AND BE IT FURTHER RESOLVED that the above-named Elections Administrator post a copy of the Notice of Cancellation of the November 5, 2024, Elections in each polling place that would have been used in the elections.

ISSUED this the 18th day of September, 2024.



Verl Cash, Vice-President