

NOTICE OF MEETING
BRUSH COUNTRY GROUNDWATER CONSERVATION DISTRICT
By virtual means and at the
Brush Country GCD Building
732 West Rice
Falfurrias, Texas
Tuesday, August 25, 2020 at 9:30 am
Public Meeting Agenda

An urgent public necessity exists requiring the Brush Country Groundwater Conservation District (District) to alter its meeting procedures due to COVID-19 pandemic. Notice is hereby given that a meeting of the Board of Directors (Board) of the District will be held Tuesday, August 25, 2020 at 9:30 a.m. in the District Office, 732 West Rice St., Falfurrias, Texas. A quorum of the Board may be present in person at the physical location or may participate via audio and video conference call. Likewise, members of the public may participate in person at the physical location or via audio or videoconference call. The meeting will be conducted pursuant to Texas Government Code, Sections 551.125, 551.127 and 551.131, and as modified by the Governor of Texas who ordered suspension of various provisions of the Open Meetings Act, Chapter 551, Government Code, effective March 16, 2020, in accordance with the Texas Disaster Act of 1975 (see the Governor's proclamation on March 13, 2020 as renewed, certifying that the COVID-19 pandemic poses an imminent threat of disaster and declaring a state of disaster for all counties in Texas). The audio and videoconference information for the Board and public to participate in the meeting described below follows the Governor's guidance for conducting a public meeting and ensures public accessibility. The Board and members of the public not attending in person may call in or participate via videoconference as follows:

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/812600253>

You can also dial in using your phone.

(For supported devices, tap a one-touch number below to join instantly.)

United States: +1 (786) 535-3211

- One-touch: <tel:+17865353211,,812600253#>

Access Code: 812-600-253

This meeting will be recorded and the recording will be available on the District's website www.brushcountrygcd.com after the meeting. A copy of the agenda packet for this meeting will be available on the District's website www.brushcountrygcd.com at the time of the meeting.

1. Call to order, declare meeting open to the public, and take roll.
2. Pledge of Allegiance

3. Public Comment
4. Discuss, consider, and possibly act on Minutes of the Regular Meeting on July 28, 2020.
5. Discuss, consider, and possibly act on General Manager's Report:
 - a. Report on KCGCD August 19, 2020 & DCGCD August, 2020
 - b. Tuned in to Texas Water Development Board (TWDB) hearing August 5, 2020 related to HB722 Brackish Groundwater Production Zones- Key points added two new definitions "brackish groundwater production zone operating permit" and "designated brackish groundwater production zone", On the applications for brackish production zones, the TWDB will do the technical reviews to make sure that safeguards are in place to make sure that there is no negative impacts on aquifer levels, water quality and subsidence.
 - c. Region N Robstown via teleconference September 3, 2020 @ 1:30 pm.
 - d. Region M Regional Water Planning via teleconference September 16, 2020 @ 10:30
 - e. General manager and general manager trainee worked on 2020 BCGCD water level monitoring.
 - f. Submitted 2nd Quarter 941 report for Employer's Quarterly Federal Tax Return
 - g. Well registrations were 8, in August and we have 11 pending, well plugging 0, pending 2. Total of 3,417 wells registered.
 - h. Update on recent case law affecting GCD's.
6. Discuss, consider, and possibly act on request of withdrawal of the Jose Ricardo Gonzalez's production permit application.
7. Discuss, consider, and possibly act on \$3,000 payment of Aqua Veo Hosting of BCGCD Water Well Database for period of August 2020 through February 2021.
8. Discuss, consider, and review and act proposed 2020 BCGCD No New Tax Rate and 2020 Voter-Approval Tax Rate and approve publishing of public notice in local newspapers and/or mailing notice. Select date for adopting 2020 local tax rate by resolution.
9. Discuss, consider, and possibly act on appointing general manager trainee Luis Pena as BCGCD's new investment officer.
10. Discuss, consider, and possibly act on 3rd quarter investment report.
11. Discuss, consider, and possibly act on July 2020 monthly financial statement.
12. Discuss, consider, and possibly act on legislative report from Robert Howard.
13. Discuss, consider, and possibly act on correspondence received:
 - a. Alta Mesa LLC submitted an application to the Texas Commission on Environmental Quality (TCEQ) dated July 13, 2020 for permit renewals for the continued operation of underground injection wells for disposal of noncommercial nonhazardous waste.

- b. Notice of the intention of Jim Hogg County, Texas to designate a reinvestment zone as part of Barranca Wind Energy, LLC for a tax abatement pursuant to Chapter 312 of the Texas Tax Code.
 - c. Attorney General Notification of Opinion: KP-0326 (appointed board members not required to have cybersecurity training)
 - d. San Diego Municipal Utility District submitted an application to the Texas Commission on Environmental Quality (TCEQ) dated July 30, 2020 for a water quality permit renewal.
14. Discuss, consider, and possibly act on new business and select date for next meeting.
15. Adjourn.

The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time. These public meetings are available to all persons regardless of disability. If you require special assistance to attend the meeting, please call (361) 325 5093 at least 24 hours in advance of the meeting to coordinate any special physical access arrangements. At any time during the meeting and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the Brush Country Groundwater Conservation District Board may meet in executive session on any of the above agenda items or other lawful items for consultation concerning attorney-client matters (§ 551.071); deliberation regarding real property (§ 551.072); deliberation regarding prospective gift (§ 551.073); personnel matters (§ 551.074); and deliberation regarding security devices (§ 551.076). Any subject discussed in executive session may be subject to action during an open meeting