

NOTICE OF MEETING
BRUSH COUNTRY GROUNDWATER CONSERVATION DISTRICT
By virtual means and at the
Brush Country GCD Building
732 West Rice
Falfurrias, Texas
Tuesday, July 28, 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, July 28, 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/131824629>

You can also dial in using your phone.

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

United States: +1 (571) 317-3122

- One-touch: <tel:+15713173122,,131824629#>

Access Code: 131-824-629

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 May 26, 2020.
5. Discuss, consider, and possibly act on General Manager's Report:
 - a. Report on KCGCD June 17/July 15, 2020 & DCGCD June 24/July 29, 2020 Meetings
 - b. TAGD Meeting via teleconference May 27, 2020
 - c. Public Funds Investment Training May 28, 2020
 - d. Region N Robstown via teleconference June 2, 2020
 - e. Region M Regional Water Planning via teleconference July 1, 2020 @10:30
 - f. Teleconference discussion with WSP consultants, Robert Howard, brackish groundwater rules, Friday June 12, 2020
 - g. Mesteno Summer Program, Falfurrias High School Monday June 15, 2020
 - h. BCGCD Budget committee meeting
 - i. Follow up on BCGCD employee Insurance
 - j. Port of Corpus Christi/Harbor Island Desalination Project Preliminary Virtual SOAH Hearing on July 9, 2020
 - k. 2020 Certified Tax Values
 - l. SB 2 Section 26.18 Posting of Tax Rate and Budget Information by Taxing Unit on Website
 - m. Well registrations, well plugging
6. Discuss, consider, and possibly act on developing brackish groundwater rules with assistance from WSP Consultants James Beach and Rohit R Goswami.
7. Discuss, consider, and possibly act on BCGCD Production Permits in Jim Wells County
 - a. Jose Ricardo Gonzalez
 - b. Zelaya Brothers
 - c. City of Orange Grove
8. Discuss, consider, and possibly act on payment of Aqua Veo Hosting of BCGCD Water Well Database for period of December 2019 through May 2020.
9. Discuss, consider and possibly act on Palmer Drought Report for 3rd Quarter.
10. Discuss, consider, and possibly act on 2020-2021 BCGCD Preliminary Budget.
11. Discuss, consider and possibly act on payment of bills.
12. Discuss, consider and possibly act on legislative assistance contract for 2020- 2021 fiscal year.
13. Receive report on BCGCD Tax Collection Summary.
14. Discuss, consider, and possibly act on legislative report from Robert Howard.
15. Discuss, consider, and possibly act on GMA 16 issues:

- a. July 28, 2020 meeting details/Jevon Harding Discussion 9 factors of DFC.
- 16. Discuss, consider, and possibly act on correspondence received:
 - a. TWDB Exempt Water Use - BCGCD
- 17. Discuss, consider, and possibly act on new business and select date for next meeting.
- 18. 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

THE STATE OF TEXAS §
§
BRUSH COUNTRY GROUNDWATER §
CONSERVATION DISTRICT §

1. The meeting was called to order at 9:30 a.m. and the roll was called of the members of the Board of Directors. Eight Board members were present at the meeting:

This month's meeting was conducted via Telephone & Videoconference due to Covid-19 pandemic. Eight Board members were present thus constituting a quorum for agenda items where action was taken by the Board, all Directors present voted. BCGCD General Manager Felix Saenz was present as was the legal counsel Bill Dugat, administrative assistant Maggie Castillo, BCGCD General Manager Trainee Luis Pena either in person or by videoconference. Guests in attendance were Kenedy County General Manager Andy Garza, and Byron Blair who was conducting 2019 Financial Audit. Rohit Goswami, WSP Consultants also by videoconference and Mr. Robert Howard.

2. Pledge of Allegiance
The Pledge of Allegiance was recited.
3. Public Comment: None
4. Review, discuss, and act on minutes of the April 28th, 2020 meeting.
Motion made by Paul Goranson, second by Bill Botard to approve the minutes, motion carried, unanimous vote to approve.

5. Discuss, consider, and act on General Manager's Report:
 - a. Status of Corona Virus Pandemic in BCGCD
 - b. Report on KCGCD & DCGCD Meetings
 - c. Report on Region M Video Teleconference Meeting on May 6
 - d. Tuned in to video teleconferences on the following County Commissioners Court Meetings:
Jim Wells County on appointment of Director Bill Botard on May 11, 2020
Brooks County on appointment of Directors Mauro Garcia, Robert Scott & Paul Goranson on May 12, 2020
Jim Hogg County on appointment of Directors AC (Dick) Jones IV, Robert Fulbright, and Paul Goranson
 - e. Completed two Permit Amendments
 - f. BCGCD Staff completed Cyber Security Computer Training (see action item below)
 - g. Well registration & well plugging reports
Informative item only, no motion necessary.
6. Discuss, consider, and possibly act on approving 2019 BCGCD Financial Audit completed by CPA Byron Blair. Mr. Blair gave his report, motion to accept the 2019 BCGCD financial audit was made by Jesse Howell, second by Paul Goranson, motion carried, unanimous vote to approve.
7. Discuss, consider, and possibly act on Jose N Garcia Jr and Ashley D Garcia's offer to purchase Lot 2, 3, &4 Block 11 Original Township of Premont, Jim Wells County Texas, acct #1235066100000 tax suit # 03-03-12779-B Premont ISD and the City of Premont vs Pedro Palacios Estate, Irma Sain, Ester Garza, Rene Palacios, Roel Palacios, Armando Palacios, Amado Palacios and Aurora P Shultz.
Motion to accept tax sale was made by Mario Martinez, second by Paul Goranson, motion carried, unanimous vote to approve.
8. Discuss, consider, and possibly act on developing brackish groundwater rules with assistance from WSP Consultants James Beach and Rohit R Goswami. Rohit asked the board members and Mr. Saenz along with Bill Dugat for questions as to what kind of strategy were we going to follow for the brackish rules, after a discussion of options, Rohit mentioned that he would prepare some guidelines for our next meeting, addressing concerns about the quality of water when using brackish water could affect our freshwater. Board indicated they wanted new brackish rules to reflect the same 2.5 ac ft/acre maximum production limit as is the requirement for existing fresh water rules.
Informative item only, no motion necessary.
9. Discuss, consider, and possibly act on Approving BCGCD Financial Statement for 2nd quarter FY 2020.

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Mr. Saenz discussed the financial statement, a motion was then made to accept the BCGCD Financial Statement by Dick Jones, second by Jesse Howell, motion carried, unanimous vote to approve.

10. Discuss, consider, and possibly act on BCGCD Directors Oath of Office, Director's Statement, Surety Bond Application and TCEQ's District Registration Form.
Mr. Saenz mentioned that the board members and the form to TCEQ had to be submitted, Mr. Bill Dugat mentioned that the motion has to include the oath of office and director's name included in the bond application. Paul Goranson made the motion to have the administrative assistant administer the oath office and submit the Surety Bond application, a second made by Bill Botard, motion carried, unanimous vote to approve.
11. Discuss, consider, and possibly act on election of BCGCD Officers. A motion by order of acclamation was made by Dick Jones to keep the same officers, followed with a second by Bob Fulbright, motion carried, unanimous vote to approve.
12. Discuss, consider, and possibly act on approving Amendments to Permit # 0018-249-2015 to transfer ownership from Covance Research Products, Inc to Envigo Global Services Inc and Permit #27-249-2017 to transfer ownership from SNBL USA to Orient BioResearch Center.
Mr. Saenz discussed two permit renewals, transfer of ownership only, production amounts remain the same. Motion to approve both amendments made by Paul Goranson, second by Bill Botard, motion carried, unanimous vote to approve.
13. Discuss, consider, and possibly act on approving BCBS Health Insurance Premiums for next fiscal year.
Mr. Saenz presented to the board the difference in the price of coverage for the employees' insurance, showing that there was a 10% increase in the cost. Motion to approve health insurance premiums was made by Dick Jones, with a second by Jesse Howell. Mario Martinez did not participate in the deliberation or vote due to conflict of interest. Signed affidavit on file. Unanimous vote to approve & accept. Motion carried.
14. Discuss, consider, and possibly act on approving BCGCD contribution to TCDRS for next fiscal year.
Mr. Saenz presented the TCDRS plan and how the price for 2020 had decreased for the employee's retirement. Motion was made to approve TCDRS retirement plan by Mario Martinez, second by Paul Goranson, unanimous vote to approve. Motion carried.
15. Discuss, consider, and possibly act on legislative report from Robert Howard.
Robert Howard gave his report, informative only, no action necessary.
16. Discuss, consider, and possibly act on resolution certifying compliance with cybersecurity training.
Bill Dugat mentioned that all employees and elected officials must complete this training. Mr. Dugat mentioned that Mr. Saenz had certified that all employees have completed this

training and resolution was done by a motion made by Bob Fulbright and a second by Bill Botard, motion carried, unanimous vote to approve.

17. Discuss, consider, and possibly act on GMA 16 issues:
 - a. Next GMA 16 meeting on June 23, 2020 at the BCGCD Building at 1:00 pm. Informative only, no motion needed.
18. Discuss, consider and possibly act on payment of bills. Mr. Saenz gave a report on bills, mentioned that the work done by the contractors on the air conditioning unit was not up to standards, bad installation resulting in a short which caused a compressor to burn. Mr. Saenz also mentioned that we had spent more on IT support with installing conference equipment. Motion to pay bills was made by Jesse Howell, second by Bill Botard, motion carried, unanimous vote to approve.
19. Discuss, consider, and possibly act on correspondence received:
 - a. Brooks County Appraisal District 2020 BCGCD Estimated Appraised Values
Mr. Saenz gave a report on Brooks and Jim Hogg, Jim Wells had not turned in, these are estimates we will get actual report in July informative report only, no action necessary.
20. Discuss, consider, and possibly act on new business and select date for next meeting. June 23, 2020 at 9:30. Motion to have meeting on June 23, 2020 @9:30 made by Mauro Garcia, second by Bob Fulbright, motion carried, unanimous vote to approve.
21. Adjourn.
Adjourned at 11:48 with a motion by Bob Fulbright, second by Mauro Garcia, unanimous vote to adjourn. Motion carried.

Passed and approved this 23rd, day of June 2020.

President, Board of Directors

Attest by:

Secretary, Board of Directors

Agenda Item #4

[District Seal]

AGENDA
KENEDY COUNTY GROUNDWATER CONSERVATION DISTRICT
Regular Meeting of the Board of Directors
Kenedy County Courthouse Courtroom, Sarita, TX
June 17, 2020
9:00 AM

1. Call Meeting and Establish Quorum
2. Public Comments
3. Discuss & Act on Minutes of May 20, 2020 Regular 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. TAGD quarterly virtual meeting; May 27, 2020
 - f. TAGD brackish GW subcommittee teleconference
 - g. Region N meeting; June 2, 2020
 - h. GMA-16 meeting; June 23 2020
 - i. Quarterly drought report
 - j. Cybersecurity training
 - k. Letters from auditor
 - l. Proposed 2021 budget for Appraisal District
 - m. Request for updated estimates of exempt groundwater use
 - n. Annual leave request
 - o. News articles
 - p. Other
5. Executive Session: Pursuant to TX Gov't Code, Sec.551-071, Consultation with Attorney Regarding Brackish Water Issues, Including House Bill 722
6. Open Session: Discuss & Act on Matters Addressed in Executive Session
7. Discuss and Act on Renewing Depository Contract with Kleberg Bank
8. Conduct 2021 Preliminary Budget Workshop
9. Discuss & Act on Date for Next Regular Board Meeting
10. Discuss & Act on Payment of Bills
11. Adjournment

Posted: June 12, 2020 at _____ p.m.

Andy Garza, General Manager

NOTICE OF PUBLIC MEETING
OF THE BOARD OF DIRECTORS OF THE
DUVAL COUNTY GROUNDWATER CONSERVATION DISTRICT

Notice is hereby given that a General meeting, and a public hearing, of the governing body of the above-named political subdivision will be held on Wednesday, the 24th, day of June, 2020, beginning at 6:00 P.M., in the conference room of the Duval County Groundwater Conservation District office located at 231 Railroad Avenue, Benavides, Texas, in accordance with the duly posted notice of said meeting. For additional information call (361) 256-3589, or duvalgcd.com

1. Call the meeting to order, declare meeting open to the public and roll call.
2. Update from General Manager Mr. Jorge (George) Gonzalez on COVID-19 virus. Mr. Gonzales will continue to monitor, and take proper action on employee's and public safety as needed.
3. Reading and approval of the minutes of the May 27th, 2020 General meeting and Public Hearing, and reading and approval of June 9th, 2020 Special Meeting.
4. Review, discuss, and possible action to financial statements ending on May 31st, 2020 from Mr. Ernest Garza (CPA).
5. Review, discuss, upcoming 2020-2021 budget.
6. Review, discuss, 2020 Property Tax Assistance information from Mr. Ernest Garza.
7. Review, discuss, Mr. Jaime O. Garza legal fees starting June 9, 2020. To comply with Duval County GCD and General Manager weekly logs, legal consulting or any other billing issues. Review monthly fees charged to the Duval County GCD.
8. Review, discuss, and possible action to pay all bills due for June 24th, 2020 at District Board meeting.
9. Review, discuss, and update candidates wishing to file for the November 3rd, 2020 election. Filing date by ballot will start on Thursday, the 18th, day of June, 2020. Deadline for filing ballots will be on Monday, the 17th, day of August, 2020 at 5:00 P.M.
10. Review, discuss, future of Duval County GCD building on 225 E. Railroad Ave.
11. Review, discuss, and possible action on reducing the \$1,500.00 water well plugging program to a lower amount. This item was tabled on May 27th, 2020 Board meeting. Mr. Gonzalez is evaluating well plugging with local water well drillers in the area. Mr. Gonzalez will continue to evaluate this agenda item until further notice.
12. Review, discuss, and possible action on bids installing security cameras at new District office.
13. District General Manager monthly report.
 - A. Credit card expenses for the month of June 2020
 - B. Correspondence:
 - C. Meeting attended:
 - D. Status update on operating and running of District.

Agenda Item 5A

E. Well registration:

F. Well plugging:


14. Public forum, questions, comments from any guest in attendance.

15. Setting next meeting of the Board of Directors.

16. Adjournment.

Executive Session. The Duval County Groundwater Conservation reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of matter, as authorized by Texas Government Code Sections 551.071 (Consultations with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations Regarding Gifts and Donations), 551.074 (Personnel Matters), 551.076(Deliberations about Security Devices) and 551.087 (Economic Development Negotiations)."

DATED THIS THE 18th, DAY OF JUNE, 2020.


Jorge (George) L. Gonzalez General Manager
Duval County Groundwater Conservation District

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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 DUVAL COUNTY 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.

I, the undersigned authority, hereby certify that the above Notice of Meeting of the governing body of the political subdivision is a correct copy of the Notice filed and that I posted the Notice on the bulletin board for public notices in the Duval County Courthouse located in San Diego, Duval County, Texas on this the 18th, day of June 2020, at 11:30 a.m. / p.m.

Elodia M. Garza
Duval County Clerk

BY: 


Agenda Item %a

AGENDA
KENEDY COUNTY GROUNDWATER CONSERVATION DISTRICT
Regular Meeting of the Board of Directors
Kenedy County Courthouse Courtroom, Sarita, TX
Call-In Info: 1-877-309-2073; Access Code: 867577253#
July 15, 2020
9:00 AM

1. Call Meeting to Order/Roll Call/Establish Quorum
2. Public Comments
3. Discuss & Act on Minutes of June 17, 2020 Regular 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. GMA-16 meeting
 - f. 2020 Texas Groundwater Summit
 - g. Summer water level measurements
 - h. Directors' photos
 - i. News articles
 - j. Other
5. Conduct Work Session on HB 722 Rule Amendments Regarding Brackish Groundwater Production Permits
6. Executive Session: Pursuant to TX Gov't Code, Sec. 551-071, Consultation with Attorney on HB 722 Rule Amendments Regarding Brackish Groundwater Production Permits
7. Open Session: Discuss & Act on Matters Addressed in Executive Session
8. Discuss & Act on Formal Proposal and Scheduling a Hearing on HB 722 Rule Amendments Regarding Brackish Groundwater Production Permits
9. Discuss & Act on Mary Sahs' Proposal to Fund Her Services in 2021
10. Conduct Preliminary 2021 Budget Workshop
11. Discuss & Act on 2020 2nd Quarter Investment Report
12. Receive Update on Applications for Election of Directors of Precincts 3 and 4 of The Kenedy County GCD
13. Discuss & Act on Date for Next Regular Board Meeting
14. Discuss & Act on Payment of Bills for July, 2020
15. Adjournment

Posted: July 10, 2020 at _____ a.m.

Andy Garza, General Manager

Brush Country Groundwater Conservation District
732 W. Rice
Falfurrias, Texas 78355
(361) 325 5093 Website: www.brushcountrygcd.com
Email: generalmanager@brushcountrygcd.com

BCGCD Permit # 249-0031-2020
BCGCD Well ID #: 3399
Owner Well ID (if used by owner): New Well
Grid # 8448-1
Tex L&R tracking # 548131

PRODUCTION PERMIT, TRANSPORT PERMIT, AND PERMIT AMENDMENT APPLICATION FORM

This application is to be used for authorization to produce and operate a well, transport water outside the District or amend a permit. A separate application must be submitted for each well. Please complete all questions. Please print or type information, or place an "x" in the appropriate space. Mark all appropriate spaces.

Production Permit: X

Transport Permit: _____

Permit Amendment: _____

(See Rules 7 and 12 for actions requiring amendments)

Well Owner: GONZALEZ, JOSE RICARDO (NEW) Phone: (361) 455-3841

Address: P.O. BOX 1448 City: PREMONT State: TX Zip: 78375-1448

Fax: _____ Email: richard.0403@yahoo.com

Registrant: (if other than owner) GONZALEZ, JOSE RICARDO (NEW) Phone: (361) 455-3841

Address: P.O. BOX 1448 City: PREMONT State: TX Zip: 78375-1448

Phone: _____ Fax: _____ Email: richard.0403@yahoo.com

If Registrant is other than the owner of the property, the registrant should provide documentation establishing the applicable authority to construct, operate, and permit the well.

Drilling Company: Page Water Well Phone: (361) 668-0211

Address: P.O. Box 3588

Fax: _____ Email: _____

Driller: C.O. Page License#: 1418

Date Drilled: 05-15-2020

Are well logs available? yes If yes, attach a copy of well logs.

Well Location: County Jim Wells Well Site Address or Location: SE 7th Street & hwy 281 By pass Premont, TX 78375

Latitude: 27.35379 Longitude: -98.11249

Water Use: Public Water Supply: _____ Industrial: _____ Irrigation: _____ Transport Outside of District: _____

Commercial X Other _____

Well Characteristics:

Existing/Proposed depth: 580 ft. Aquifer: Evangeline

Existing/Proposed inside casing size: 5 in. Proposed casing depth: 580 ft. Pump depth: 357 ft. Pump size 7.5 HP.

Casing type: PVC Existing Static Water Level 148 ft

Type Pump: Turbine: _____ Submersible: X Windmill: _____ Other (specify): _____

Brush Country Groundwater Conservation District
732 W. Rice
Falfurrias, Texas 78355
(361) 325 5093 Website: www.brushcountrygcd.com
Email: generalmanager@brushcountrygcd.com

BCGCD Permit # 249-0031-2020
BCGCD Well ID #: 3399
Owner Well ID (if used by owner): New Well
Grid # 8448-1
Tex L&R tracking # 548131

PRODUCTION PERMIT, TRANSPORT PERMIT, AND PERMIT AMENDMENT APPLICATION FORM (Continued)

Pump fuel or power source: Electricity: ☒ Natural Gas: _____ Wind: _____ Other (specify): _____

Pump Bowls: Size _____ # of Stages: _____ Pump Column: Inside Diameter: _____ in. Length: _____ ft.

Pump discharge pipe: Size 2 in. Rated pump horsepower: 7.5 hp Pump Discharge: 50 ~~500~~ gpm

Production:

Maximum Pumping Capacity: 50 gpm Estimated Withdrawal Rate: _____

Estimated Annual Water Production: 15000000 Gallons

Equipped with meter: Yes Number of contiguous areas associated with well: 240

For Amendments: the current production: _____ and requested change in production : _____

The following information is required for production permits, transport permits for non-exempt wells, and permit amendments:

- ☐ A detailed statement to include:
 - The nature, and purpose of the various proposed uses;
 - The amount of water to be used for each purpose; and
 - For production permit application:
 - A projected quarterly timeline detailing the anticipated pumpage volumes for the first three years of pumpage;
 - A breakdown by types of use (domestic, commercial, irrigation, industrial, etc.); and
 - Conservation practices in effect or proposed.
- ☐ A declaration that the applicant will comply with the District Rules and all groundwater use permits and plans promulgated pursuant to District Rules.
- ☐ The location of each proposed or existing well and a plat or map showing location of the property and location on property of well for which application is submitted.
- ☐ A water well closure plan or a declaration that the applicant will comply with well plugging and capping guidelines set forth in the District Rules and will report well closures.
- ☐ Notice information requirements (required for all new non-exempt wells which the District requires an opportunity for a hearing (See Rule 12.D)):
 - A location map including the location of:
 - The proposed well or the existing well to be modified;
 - All existing wells within a half (1/2) mile radius of the proposed well or the existing well to be modified;
 - The subject property; and
 - The property of all the landowners located within the half (1/2) mile radius
 - A tax plat map indicating the location of:
 - The proposed well or the existing well to be modified;
 - The subject property; and
 - The property of all the landowners located within the half (1/2) mile radius.
 - The names, mailing addresses, and physical addresses of the property owners with property located within the half (1/2) mile radius; and
 - Mailing address of retail water provider if applicable (notification of any property owner served by a retail water utility is not required of any applicant if notice is provided to the retail water utility).
- ☐ For new wells or well modifications, a proposed well design schematic with specifications to include: the total depth, borehole diameter, casing diameter and depth, annular seal interval(s), annular sealing method, surface completion specifications, and any other pertinent well construction information.

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BCGCD Permit # 249-0031-2020
BCGCD Well ID #: 3399
Owner Well ID (if used by owner): New Well
Grid # 8448-1
Tex L&R tracking # 548131

PRODUCTION PERMIT, TRANSPORT PERMIT, AND PERMIT AMENDMENT APPLICATION FORM (Continued)

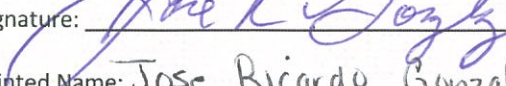
- ☐ A hydrogeological report (See Rule 7 for report requirements). The report is required if the Board of General Manager deem it necessary.
- ☐ A Water Conservation Plan (WCP) or a declaration of compliance with District Management Plan and a Drought Contingency Plan (DCP), if required by the Board (See Rule 7 for Requirements).
- ☐ If the groundwater is proposed to be resold, leased, or otherwise transferred to others, provide the following:
 - The location to which the groundwater will be delivered;
 - The purpose for which the groundwater will be used; and
 - A copy of the legal documents establishing the right for the groundwater to be sold, leased, or otherwise transferred, including but not limited to any contract for sale, lease, or transfer of groundwater.
- ☐ A statement of the projected effect of the proposed withdrawal on the aquifer or aquifer conditions, depletions, subsidence, or effects on existing permit holders or other groundwater users in the District.
- ☐ Payment of applicable fees (see District's Current Fee Resolution).

In addition to the above information, the following information is required for transport permit applications.

- ☐ Information describing the availability of water in the proposed receiving area during the period for which the water transport is requested.
- ☐ Information describing the projected effect of the proposed transporting of water on aquifer conditions, including subsidence or effects on existing permit holders or other groundwater users within the District.
- ☐ A description of how the proposed transport is addressed in any approved regional water plan(s) and the certified District Management Plan.
- ☐ A technical description of the facilities to be used for transportation of water and a time schedule for any construction thereof.
- ☐ A detailed statement of the nature and purpose of the various proposed uses in the proposed receiving area, the amount of groundwater to be used for each purpose, and the requested annual volume to be transported outside the District.
- ☐ The feasibility of accessing alternative water supplies available to the applicant, including proximity to water sources.

I, the undersigned applicant, hereby agree and certify that:

- a. for a new well, this well will be drilled within 30 feet of the location specified and not elsewhere;
- b. I will furnish the District with a copy of the completed driller's log, any electric log, the well completion report and any water quality test report within 60 days of completion of this well and prior to production of water there from (other than such production as may be necessary to the drilling and testing of such well);
- c. in using this well, I will avoid waste, achieve water conservation, protect groundwater quality and the water produced from this well will be for a beneficial use;
- d. I will comply with all District and State well plugging and capping guidelines in effect at the time of well closure;
- e. I agree to abide by the terms of the District Rules, the District Management Plan and orders of the District Board of Directors currently in effect and as they may be modified, changed and amended from time to time; and
- f. I hereby certify that the information contained herein is true and correct to the best of my knowledge and belief.

Signature:  Date: 7-13-2020
Printed Name: Jose Ricardo Gonzalez Title: Owner

COMMENTS: _____

U.S. Drought Monitor

Texas

June 16, 2020

(Released Thursday, Jun. 18, 2020)

Valid 8 a.m. EDT

Drought Conditions (Percent Area)

	None	D0-D4	D1-D4	D2-D4	D3-D4	D4
Current	45.87	54.13	27.23	11.08	1.39	0.00
Last Week <i>06-09-2020</i>	58.07	41.93	22.82	5.61	0.58	0.00
3 Months Ago <i>03-17-2020</i>	69.38	30.62	22.05	15.97	6.96	0.29
Start of Calendar Year <i>12-31-2019</i>	44.69	55.31	36.12	9.19	0.74	0.00
Start of Water Year <i>10-01-2019</i>	31.74	68.26	46.05	22.33	6.32	0.00
One Year Ago <i>06-18-2019</i>	94.17	5.83	1.59	0.00	0.00	0.00

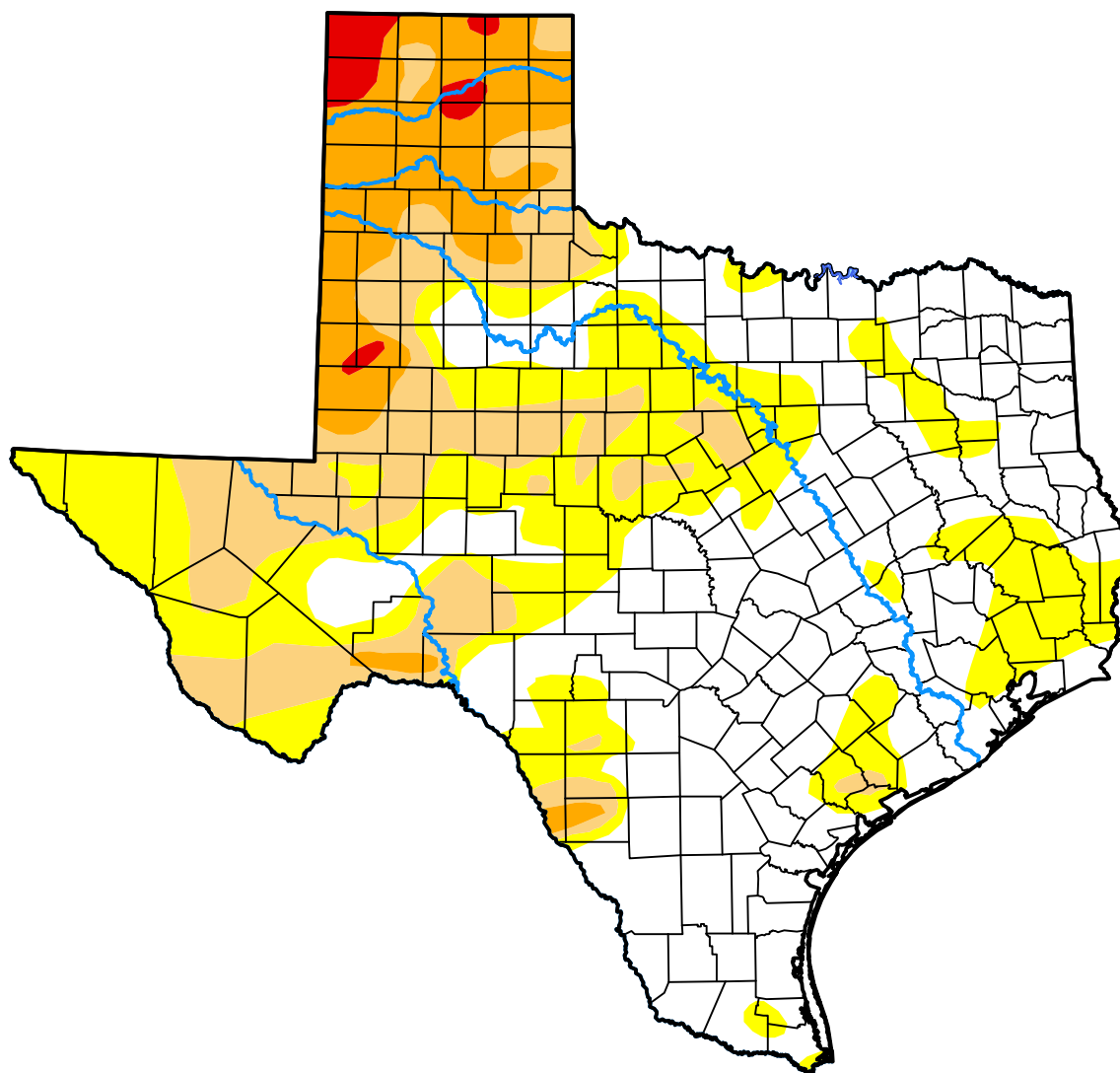
Intensity:

 None	 D2 Severe Drought
 D0 Abnormally Dry	 D3 Extreme Drought
 D1 Moderate Drought	 D4 Exceptional Drought

The Drought Monitor focuses on broad-scale conditions. Local conditions may vary. For more information on the Drought Monitor, go to <https://droughtmonitor.unl.edu/About.aspx>

Author:

Richard Tinker
CPC/NOAA/NWS/NCEP



Agenda Item #9



droughtmonitor.unl.edu

Brush Country Groundwater Conservation District 2021 FY Budget 10/1/2020 - 9/30/2021
Budgeted Begin Est Cash Available for Op 10/1/2020

Budgeted Begin Est Cash Available for Op 10/1/2020					2,313,731	file found on Z: brush country budget 2021								
Income					budget 2019	actual 2019	budget 2020	Actual thru June	budget 2021	Certi values tax yr 2018	tax yr 2019	tax yr 2020	% Change	
1	Tax Rate @ \$0.02070/\$100													
2		Jim Hogg Co. Tax Levy			104,017	106,158	93,775	91,236	92,203	433,402,743	453,021,236	445,424,216	-1.7%	
3		Jim Wells Co. Tax Levy			280,362	277,907	264,489	249,683	280,838	1,168,174,001	1,277,725,200	1,356,707,625	6.2%	
4		Brooks Co. Tax Levy			103,092	106,494	91,975	83,075	91,975	429,548,206	444,324,354	434,952,443	-2.1%	
5		Hidalgo Co Tax Levy			455	455	512	512	570	1,897,636	2,475,181	2,752,308	1.1%	
6		total tax levies			487,925	491,014	450,752	424,505	465,586	2,033,022,586	2,177,545,971	2,239,836,592	2.9%	
7		Interest income from bank accts			23000	30,406	23,000	43,470	25,000					
8		Delinquent Tax Collect			17800	incl in levy	17,800	incl in levy	17,800					
9		Tax Penalty & interest			8910	incl in levy	8,910	incl in levy	8,910					
10		District Fee Revenue			2000	5,352	2,000	0	2,000					
11		Total Revenue			539,635	526,772	502,462	467,975	519,296	16,835				
Expenses														
12	Tax Appraisal Fees													
13		Jim Hogg Co.			4,404	4,155	4,404	1,691	4,404	0				
14		Jim Wells Co.			7,167	6,774	7,713	6,935	7,713	0				
15		Brooks Co.			2,542	2,377	2,542	1,643	2,542	0				
16		Hidalgo Co.			5	4	6	3	6	0				
17		Total appraisal fees			14,118	13,310	14,665	10,271	14,665	0				
18		Jim Hogg Co.			3,600	6,088.00	3,900	1,588	3,900	0				
19		Jim Wells Co.			2,071	2,200	2,189	2,338	2,189	0				
20		Brooks Co.& Hidalgo			6,805	6,805	6,805	1,688	6,805	0				
21		total collection fees			12,476	15,093	12,894	3,276	12,894	0				
22		Total Collection & Appraisal fees			26,472	28,403	27,559	13,547	27,559	0				
Salaries														
23		General Manager			63345	63345	63345	43,854	30,000	-33,345				
24		Staff Person			33915	33915	33915	23,480	35,610	1,695				
25		Field Asst/GM Trainee Salary & Benefits			100,000	24,231	60,000	41,538	63,000	3,000				
26		Health Insurance			4,284	5,865	23,460	17,804	25,780	2,320				
27		TCDRS Retirement &life Insurance			0	994	12,400	8,298	7,857	-4,543				
Tx Municipal League Insurance														
28		Ins. Dir Liability/Erorr-Omission/Emp Dishonesty			849	821	849	0	904	55				
29		Ins Workmans Comp			360	368	570	0	578	8				
30		Vehicle Insurance			615	615	605	0	561	-44				
31		Director Bond			0	0	936	936	0	-936				
32		building Insurance			1,833	1,833	2,065	0	2,050	-15				
Payroll Taxes														
33		payroll tax expense			7,786	9,294	9,750	8,329	8,396	-1,354				
34		Suta Tax Exp			323	27	162	432	432	270				
35		Legal notices			1,500	900	1,500	0	1,000	-500				
36		phone & internet			2,160	2,522	2,160	1,302	1,740	-420				
37		Wireless / Mobil			650	668	650	505	672	22				
Computers Support Services														
38		computer & electronic Eqpt			4,000	4,047	4,000	2,520	3,000	-1,000				
39		Web hosting and Homepage			2,400	4,899	3,200	1,974	3,200	0				
40		Software			5,000	72	3,300	167	2,500	-800				
42		Printer expenses			1,900	1,327	1,900	miscellaneous	0	-1,900				
43		Dues & Subscriptions			2,000	1,421	1,200	1,388	1,388	188				
Office Expenses														
44		new office Electricity			5,600	2,686	4,800	2,601	4,800	0				
45		water & sewer min bill \$152/mon & garbage			1,788	1,768	1,824	1,377	1,860	36				
46		building maintenance - janitorial			10,500	10,912	11,000	7,981	11,500	500				
47		yard maintenance			3,000	1,800	4,200	1,700	3,600	-600				
48		building repairs			0	1,542	1,500	67	1,500	0				
50		Office Furniture			7,000	485	600	125	600	0				
51		Office Supplies			3,500	2,579	3,500	1,308	2,600	-900				
52		Postage & shipping expense			2,500	1,227	2,500	1,140	1,500	-1,000				
Professional Services														
53		Legal Services/Bickerstaff			60,000	37,001	60,000	17,837	40,000	-20,000				
54		Legislative Assistance/Howard - Gosselink			42,000	49,500	30,000	22,500	54,000	24,000				
55		Engineering Services			30,900	2,500	30,900	11,049	30,900	0				
56		Accounting Services & Audit			7,150	7,166	7,150	6,279	7,200	50				
57		Water Quality Testing			2,500	1,125	750	375	750	0				
58		Equipment Purchase			9,000	7,121	7,000	2,520	7,000	0				

59		Aquifer Monitoring Eqp. & GMA Expenses				10,000	4,500	10,000	0	4,500	-5,500
60	Travel Exp & Training Cost										
61		Meals & Lodging				2,000	2,339	4,000	1,254	3,000	-1,000
62		Conference Registration Fees				2,500	870	2,500	0	1,800	-700
63	Director Expense Reimburse					1,000	1,067	1,200	722	1,200	0
	Other Miscellaneous Services & Expenses										
64		Miscellaneous Expenses				5,102	780	10,000	1,402	5,000	-5,000
65		School Educational Material				550	795	790	350	790	0
	Vehicle Expenses										
66		Auto,Gas & Oil				2,500	1,519	2,000	1,117	2,000	0
67		Auto & Truck Repairs				1,400	170	1,400	41	1,400	0
68		Total Operating Expenses				469,882	325,019	451,140	281,751	403,727	
59		projected operating expenses through September 30, 2019									avg mon. exp
60		Net Revenue over Operating Expenses				14,693	96,721	51,322	186,224	115,569	\$31,306
61		Capital Improvement new office building				155,755	80,722	0			avg exp* 4 month=\$125,222
62		Well Plugging Program - Use Plugging Reserve Fund Money				25,000	25,000	25,000	4,500		ann exp =125,222+281751 =\$406,973
63		Bank Accounts thru 9/30/19							6/30/2020		
64		General Reserve Fund					821,120		1,611,637.00		revenue - annual expenses
		Building Reserve Account balance				81,000					61,002 proj balance
66		Well Plugging Program Reserve Fund					200,000		200,000.00		on 9/30/2020
67		tax account Sept, 2019					221,197		403,880.00		
68		Bus acct sept 30, 2019					66,241		37,212.00		
69		Greater Texas Bank CD				0	252,302		0.00		
		FNBFAL CD					500,000		0.00		Projected total on 9/30/2020
70			total all accts			81,000	2,060,860		2,252,729.00		all accts
71		Cash Available Operations on 9/30/19					2,060,860	2,138,482	2,313,731.00		2,313,731
75		*Total BCGCD Tax Levy for FY 2020 budget based on tax rate of \$0.02070/\$100 = \$450,752									

Agenda Item #10

	Bills & Invoices For July 28, 2020 Meeting				
	Invoice #	Description		Due	Chk #
Bickerstaff Heath Delgado Acosta	112637	Professioanal legal thru 7/15/2020	\$1,815.00	7/28/2020	2285
C. Ray Martinez & Co. P.C.	206678	Accounting Services thru 6/30/2020	\$311.80	7/31/2020	2286
ITC Corporation	7420	Web/ data base host	\$187.50	7/31/2020	2287
Trellis Co. (fmrly Tex. Guaranteed)	7188800	Student Loan	\$294.80	7/31/2020	2288
Brite Star Services LTD	18321/19643	Floor Mat Rental(janitorial)	\$52.88	8/11/2020	2289
AT&T	287267396357.00	Hotspot Service(wireless mobile)	\$49.54	8/6/2020	2290
Ray L. Perez	1034	Yard Maintenance	\$300.00	7/28/2020	2291
Gloria Almendarez	1037	Cleaning/Janitorial Services	\$800.00	8/1/2020	2292
Falfurrias Facts (public notice)	41610	Permit Notice of Application	\$477.00	upon Rec'd	2293
Alice Echo News(public Notice)	5252	Permit Notice of Application	\$325.00	upon Rec'd	2294
Jim Hogg Appraisal District	appraisal services	3rd Qtr Cost of Participation	\$845.66	upon Rec'd	2295
Jim Wells Appraisal District	Tax Collection	3rd Qtr Cost of Participation	\$2,338.25	upon Rec'd	2296
Alliance Fire & Safety	426293	Fire Extinguisher Servicing & Tagging	\$75.00	upon Rec'd	2297
Texas Municipal League	9381	Building & Truck Insurance	\$3,952.14	upon Rec'd	2298
Robert Howard Inc		Legislative Consulting	\$2,500.00	upon Rec'd	2299
WSP	975851	Professional Engineering Services	\$2,374.00	upon Rec'd	
Hebbronville View		Public Notice Gonzalez permit	\$148.00	upon Rec'd	
		Total for July	\$12,197.77		
JPMorgan Chase Health Care	ACH	BlueCross/BlueShield Premium	\$1,954.96	6/30/2020	N/A
TCDRS	ACH	Retirement & Group Life	\$1,513.54	6/30/2020	N/A
V247 Power	ACH	Power invoice for 5/28-6/25/2020	\$253.15	7/12/2020	N/A
		Total	\$3,468.50		
Amazon.com	Credit Card	Binding Machine(office supplies)	\$64.94	7/13/2020	N/A
Staples.com	Credit Card	Office Janitorial Supplies	\$69.51	7/13/2020	N/A
Circle K	Credit Card	Gas for Truck	\$56.00	7/14/2020	N/A
Falfurrias Utillity Board	Credit Card	Water, sewage & garbage	\$148.56	7/15/2020	N/A
AVR	Credit Card	Card Fee(water sewer)	\$4.46	7/15/2020	N/A
VTX1 Communications	Credit Card	Internet & Phone Service	\$161.95	7/18/2020	N/A
Falfurrias Post Office	Credit Card	Certified Letters (Gonzalez)	\$97.30	7/17/2020	N/A
Staples.com	Credit Card	Office Supplies	\$75.78	7/21/2020	N/A
Falfurrias Post Office	Credit Card	Certified letters(postage)	\$34.75	7/21/2020	N/A
		Total Credit Card Charges	\$713.25		
Bickerstaff Heath Delgado Acosta	112439	Professional Legal thru 6/15/2020	\$1,760.00	6/30/2020	2269
C. Ray Martinez & Co. P.C.	206585	Accounting services thru 5/29/2020	\$311.60	6/30/2020	2270
ITC Corporation	7374	Web/ data base hosting	\$187.50	6/25/2020	2271
Texas Guaranteed	71188800	Student Loan	\$294.80	6/30/2020	2272
Brite Star Services LTD	15670/17009	Floor Mat Rental(janitorial)	\$52.88	6/30/2020	2273
AT&T	287267396357.00	Hotspot Service(mobile	\$57.00	6/30/2020	2274
Ray L. Perez(yard maintenance)	1032	Yard Maintenance	\$300.00	6/30/2020	2275
Gloria Almendarez(janitorial)	1035	Cleaning/Janitorial Services	\$800.00	7/1/2020	2276
Texas Water Development Board	IR200055	Major Rivers Educational Material	\$350.00	7/12/2020	2277
WSP USA Inc	967317	Professional Hydrogeological engineer	\$11,049.00	upon rec'd	2278
Jim Hogg Co. TAC		3rd Qtr Cost of Participation	\$793.75	7/1/2020	2279

Brooks Co.TAC		2nd & 3rd Qtr Tax Collection	\$5,063.91	6/30/220	2280
Brooks Co. Appraisal District		3rd Qtr Cost (appraisal fees)	\$547.50	6/30/2020	2281
Hidalgo Co. Appraisal District	3582	3rd Qtr Cost (appraisal fees)	\$1.50	7/10/2020	2282
Speedy's Termite & Pest Control	39027	General Pest Control Service	\$100.00	upon rec'd	2283
Robert Howard Incorporated		Legislative Lobbying/Consulting	\$2,500.00	upon rec'd	2284
		Total Ratified Bills for June	\$24,169.44		
JPMorgan Chase Health Care	ACH	BlueCross/BlueShield Premium	\$1,954.96	5/29/2020	N/A
TCDRS*retirement)	ACH	Retirement & Group Life	\$1,513.54	5/31/2020	N/A
V247 Power(electricity)	ACH	Power invoice for 4/28-5/27	\$268.69	6/15/2020	N/A
		Ratified Debit Totals for June	\$3,468.50		
HEB Grocery(office supplies)	Credit Card	Misc Office Supplies(9V Batteries)	\$12.93	5/22/2020	N/A
Amazon.com (comp equipment)	Credit Card	AC charger for laptop	\$21.64	5/27/2020	N/A
HEB Grocery	Credit Card	Misc Office Supplies(water)	\$10.00	6/5/2020	N/A
Torres Family Pharmacy	Credit Card	Facemasks(Covid-19)(office supplies)	\$21.65	6/5/2020	N/A
Dollar General(janitorial)	Credit Card	Cleaning Supplies(janitorial)	\$16.56	6/9/2020	N/A
Amazon..com	Credit Card	Credit for Returned Item	-\$21.64	6/4/2020	N/A
Amazon.com(office supplies)	Credit Card	2 A/C Chargers for Laptops	\$38.74	6/8/2020	N/A
Walmart.com	Credit Card	Cleaning Supplies(janitorial)	\$74.34	6/9/2020	N/A
Fal Utility Board	Credit Card	Water, Garbage, Sewage	\$148.56	6/15/2020	N/A
AVR	Credit Card	Card Fee(water & sewer)	\$4.46	6/15/2020	N/A
Stripes #2476	Credit Card	Gas for Truck(vehicle Expense)	\$55.00	6/16/2020	N/A
Carrot-Top Industries	Credit Card	New American Flag(misellaneous exp)	\$37.41	6/17/2020	N/A
VTX 1	Credit Card	Internet & Phone	\$161.90	6/18/2020	N/A
HEB Grocery	Credit Card	Misc Supplies for Office(office Supl.)	\$68.74	6/18/2020	N/A
Lenovo.com	Credit Card	AC charger for laptop(comp equipment)	\$37.88	6/18/2020	N/A
Staples.com	Credit Card	Office Supplies	\$89.81	6/18/2020	N/A
Falfurrias Post Office	Credit Card	Certified Mail & Postage Stamps	\$199.75	6/19/2020	N/A
Falfurrias Post Office	Credit Card	Certified Mail	\$34.75	6/26/2020	N/A
HEB Grocery(janitorial)	Credit Card	Lysol Disinfectant & Bacterial Soap	\$15.32	6/28/2020	N/A
		Ratified Credit Card Total June	\$1,027.80		
F Saenz salary for pp 15-17	elec pay	2 pay periods	3,596.14		N/A
L Pena Salary for pp 15-17	elec pay	2 Pay Periods	3,801.70		N/A
H Castillo Salary for pp 15-17	elec pay	2 pay periods	1,776.16		N/A
		salary total	\$9,174.00		
		EFTPS deposit for July	\$3,411.25		
		total transfer needed on 7/28/2020	\$28,964.77		
			Agenda Item		

BCGCD prior years Delinquent Quarterly Tax Collection Summary 2nd Quarter FY 2020

Collection Entity	monthly tax collection	monthly penalty & interst	tax & P&I monthly collection	current to date collection	YTD P&I collection	YTD adjust to levy	10/1/2019 account receivable	% collected	balance
Jim Hogg Co Jan-Mar	1,054.07	432.36	1,486.43	\$2,163.85	\$809.66	\$136.19	16,258.42	13.31%	\$14,117.85
Brooks CO Jan-Mar	782.95	298.99	1,081.94	-\$1,853.30	\$456.44	-7,078.07	\$39,929.75	-4.64%	\$34,703.48
Jim Wells Co Jan-Mar	3,778.37	908.58	4,686.95	\$7,688.65	\$2,059.09	-\$73.50	84,931.81	9.05%	\$77,169.66
Hidalgo Co Jan-Mar	0.00	0.00	0.00	\$0.00	\$0.00	\$184.36	\$3.73	0.00%	\$3.73
2nd Q totals	\$5,615.39	\$1,639.93	\$7,255.32	\$7,999.20	\$3,325.19		\$141,123.71	5.67%	\$125,994.72

-\$2,636.25

BCGCD Current tax yr 2019 Quarterly Tax Collection Summary 2nd Quarter FY 2020

Collection Entity	monthly tax collection	monthly penalty & interst	tax & P&I monthly collection	current to date collection	YTD P&I collection	YTD adjust to levy	10/1/2019 account receivable	% collected	balance
Jim Hogg Co Jan-Mar	3,833.93	462.31	4,296.24	\$84,078.22	\$167.11	0.00	\$93,776.94	89.66%	\$9,631.36
Brooks CO Jan-Mar	15,213.93	214.98	15,428.91	\$80,483.23	\$110.14	-\$184.36	\$92,054.49	87.43%	\$11,386.90
Jim Wells Co Jan-Mar	133,316.02	850.13	134,166.15	\$230,516.35	\$850.13	\$3,239.52	\$264,488.43	87.16%	\$37,211.60
Hidalgo Co Jan-Mar	0.00	0	0.00	\$510.72	\$0.00	0.00	\$512.33	99.69%	\$0.71
2nd Q totals	\$152,363.88	\$1,527.42	\$153,891.30	\$395,588.52	\$1,127.38	\$3,055.16	\$450,832.19	87.75%	\$58,230.57
Total 2010 -2019	\$157,979.27	\$3,167.35	\$161,146.62	\$403,587.72	\$4,452.57		\$591,955.90	68.18%	\$184,225.29

Agenda Item #13

June 2020 Legislative Report
Robert Howard

Elections

As a reminder, none of the state elected officials in our immediate area are on the July 14th run-off ballot. The main run-off event in South Texas is Senator Eddie Lucio from Brownsville, who faces a serious run-off challenge. There is also a contested race in the Republican primary to challenge incumbent Congressman Vicente Gonzalez. State-wide, there is a run-off in the Democratic Party for the right to challenge incumbent U.S. Senator John Cornyn in November.

Early voting is available from June 29th to July 10th. Absentee voting by mail continues to be litigated in the courts. Despite the lawsuits, if a voter requests a mail ballot and asserts it is because of a disability, county clerks lack a procedure to reject the voters' request. July 2nd is the deadline for requesting a mail ballot. Being over age 65 is an automatic qualification. (I have yet to receive my ballot in Travis County after two weeks.)

Interim Charges

I had the opportunity to finally visit in person with the House Natural Resources Committee director (Lyle Larson, chairman). She said that she still doesn't know the next steps for hearings, especially since there has been a small COVID outbreak at the Capitol. I still expect to see some sort of movement in that direction after the run-off, possibly at least postings sometime in August. I have still received no word back from the Senate Water Committee director.

Preparation for the 2021 Legislative Session

As a reminder, I am representing BCGCD on all three of the Legislative Committee's subcommittees of the Texas Alliance of Groundwater Districts. The committee on Produced Water has held meetings, but interest in that topic has ebbed until more oil field activity resumes. The Joint Planning committee held its third meeting on June 11th, but I was unable to attend. Perhaps Bill attended and can give an update, but I assume there was further discussion about proposing legislation to add a sixth requirement to the explanatory report which is part of the DFC five-year planning cycle. The requirement would be flexible language that asks the GMAs to explain their accomplishments it meeting their DFCs for the previous five years. They were also considering how to propose handling the inclusion of brackish water in the TERS (Total Estimated Recoverable Storage) in the DFC planning process. I believe our consensus at BCGCD is that we do not want it included. They also favor a proposal to make public notices less difficult using electronic communications, particularly websites, as Bill discussed at our last meeting.

As I mentioned at our last meeting, I am interested in exploring the idea requesting an AG's opinion about whether or not it would be legal to change the authority our district had, and still has, to regulate groundwater when the proposal was placed on the ballot for our creation. As you may recall, we and one other district have greater authority than other districts and Lyle Larson unsuccessfully tried to strip that away in the last session. I spoke with J.M. Lozano's chief of staff, Matt Lamon, recently and he reminded me that a committee chair, which Rep. Lozano is, can request an opinion. However, he suggested that I do some research first to see if such an opinion or court case has already occurred. I will seek Bill's guidance, but plan to spend some time doing that research.

Brackish Rules

I enjoyed our recent staff video conference with James and Rohit to flesh out the questions and directions we want to pursue in formulating proposed rules based on scientific guidance.

Recent Court Decision

Fortunately, a recent federal appellate court ruling shouldn't have any immediate impact on us, but the court sided with the plaintiff landowner who is trying to prevent the city of Bryan from pumping massive amounts of water on three acres next to his property. The court ruled that groundwater districts are not agents of the state and therefore are not immune from being sued for takings claims. It will be interesting to see if the case goes to the Supreme Court.

<https://tscra.org/fifth-circuit-court-of-appeals-decision-is-a-victory-for-landowners/>

Agenda Item #14

NOTICE OF OPEN MEETING

An urgent public necessity exists requiring the Groundwater Management Area (GMA) 16 Planning Committee to alter its meeting procedures due to COVID-19 pandemic. Notice is hereby given, as required by Texas Water Code section 36.108(e), that a meeting of the GMA 16 Planning Committee, comprised of delegates (GMA delegates) from the following groundwater conservation districts located wholly or partially within GMA 16: Bee GCD, Brush Country GCD, Live Oak UWCD, McMullen GCD, Kenedy County GCD, Corpus Christi Aquifer Storage and Recovery Conservation District, San Patricio GCD, Starr GCD, Duval GCD, and Red Sands GCD will be held Tuesday, July 28, 2020 at 1:00PM in the Brush Country GCD Office, 732 West Rice St., Falfurrias, Texas. A quorum of the GMA delegates 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 GMA delegates and public to participate in the meeting described below follows the Governor's guidance for conducting a public meeting and ensures public accessibility. The GMA delegates and members of the public not attending in person may call in or participate via videoconference as follows:

GMA 16 July 28,2020

Tue, Jul 28, 2020 1:00 PM - 4:00 PM (CDT)

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

<https://global.gotomeeting.com/join/243461901>

You can also dial in using your phone.

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

United States: +1 (408) 650-3123

- One-touch: <tel:+14086503123,,243461901#> Access Code: 243-461-901

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

Agenda Item #15

Discussion and Possible Action on the following agenda items:

1. Welcome and Introductions
2. Minutes of the previous meeting
3. Treasurer's report
4. Report from TWDB
5. Consultant Report
6. Update from Starr County GCD on petition
7. District members and public members discussion
8. Set date for next meeting.
9. Future agenda items.
10. Adjournment.

Lonnie Stewart, Vice-Chairman Groundwater Management Area 16

A handwritten signature in cursive script that reads "Lonnie Stewart". The signature is written in dark ink on a light-colored background.

For more information, please contact me at lowcd@yahoo.com or 361-449-7017.

Agenda Item #15

DRAFT Projected Exempt Groundwater Use Estimates
Acre-feet per year

Brush Country GCD

Total Estimated Exempt Use (by aquifer)

Aquifer	2020	2030	2040	2050	2060	2070	2080
Gulf Coast	2,261	2,310	2,379	2,459	2,531	2,600	2,607
Other	19	19	20	20	21	22	22
Total	2,280	2,329	2,399	2,479	2,552	2,622	2,629

Estimated Domestic Exempt Use (by aquifer)

Aquifer	2020	2030	2040	2050	2060	2070	2080
Gulf Coast	1,187	1,236	1,305	1,385	1,457	1,526	1,533
Other	11	11	12	12	13	14	14

Estimated Livestock Exempt Use (by aquifer)

Aquifer	2020	2030	2040	2050	2060	2070	2080
Gulf Coast	1,074	1,074	1,074	1,074	1,074	1,074	1,074
Other	8	8	8	8	8	8	8

Estimates derived using Texas State Demographic Center Data, TWDB Water Use Survey data, TWDB water demand projections, and the TWDB Groundwater Database.

Values are rounded to the nearest acre-foot.