

UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT
MONDAY, OCTOBER 16, 2017
MINUTES OF MEETINGS
OF THE
BOARD OF DIRECTORS

INTRODUCTORY MATTERS

1. Welcome guests and members of the public. The meeting convened at 5:00 p.m.
 2. Roll call; establish a quorum; call Public Hearings and Regular Board Meeting to order; declare them open to the public.

Directors Present: Tracy Mesler, Mike Massey, Tim Watts, Don Majka, Richard English, Dan Caudle and Mike Berkley

Directors Absent: Jerrod Mowery
 3. Pledges of allegiance to the flags.
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PUBLIC HEARINGS

1. Glenn Breisch participated in the discussion regarding two new well applications and two applications for exception to spacing requirements submitted by Stonegate Partners - Deer Creek LP, to be located near the Town of Annetta, TX in Parker County. Director Massey moved to approve the two applications for exception to spacing requirements, provided that prior to staff approval of the applications, the applicant: (1) complete and correct the errors in the applications; (2) submit, to the District, evidence of deed restrictions prohibiting private water wells on individual lots; (3) limit the production capacity of the two proposed wells to 25 gpm for the shallower "Paluxy" well and 41 gpm for the deeper "Twin Mountains" (Trinity) well. Director English seconded the motion. The motion passed unanimously.
2. President Mesler adjourned the Public Hearing for Stonegate Partners - Deer Creek LP at 5:10 pm.
3. Matt Van Hattem of Collier Consulting, Kevin Darral, and Tim Fleet participated in the discussion regarding two new well applications and two applications for exception to spacing requirements submitted by Aqua Texas, to provide water to the Hillcrest Meadows subdivision, located at the intersection of CR 4010 and CR 4213 southeast of Decatur, TX in Wise County. Director Massey moved to continue the Public Hearing for Aqua Texas on Monday, November 20 at the District's office at 5:00 p.m. Director Majka seconded the motion. The motion passed unanimously.
4. President Mesler announced the Public Hearing for Aqua Texas will continue on Monday, November 20 at the District's office at 5:00 p.m.
5. Matt Van Hattem of Collier Consulting, Steve Hilliard and Tim Fleet participated in the discussion regarding two new well applications and two applications for exception to spacing requirements submitted by Aqua Texas, to provide water to the Single Tree subdivision, located at the intersection of FM 2264 and CR 4223 southeast of Decatur, TX in Wise County. Director Massey moved to continue the Public Hearing for AquaTexas on Monday, November 20 at the District's office at 5:00 p.m. Director Caudle seconded the motion. The motion passed unanimously.
6. President Mesler announced the Public Hearing for Aqua Texas will continue on Monday, November 20 at the District's office at 5:00 p.m.

President Mesler called for a brief recess at 6:10 p.m. The board reconvened at 6:29 p.m.

REGULAR BOARD MEETING

1. Public comments were made in the Public Hearings and agenda item 5.
2. Director Massey moved to approve the Consent Agenda, including minutes from the Regular Board Meeting on September 18, 2017; approve the bank statement ending September 29, 2017, and current financial reports of the District; approve payment of all bills/invoices received through October 16, 2017; and reimbursements for expenses incurred on behalf of the District through October 16, 2017. Director Majka seconded the motion. The motion passed unanimously.
3. No items were pulled from the Consent Agenda for further discussion.
4. Director Majka moved to approve the Investment Officer's Quarterly report as presented. Director Watts seconded the motion. The motion passed unanimously. Director Berkley mentioned that representatives from Fidelity Investments would like to visit with District representatives in order to discuss future investment opportunities.

At 6:45 p.m., the Board went into Executive Session under Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, concerning attorney-client matters (§551.071).

President Mesler called the Regular Board meeting back into open session at 7:23 p.m.

5. Clint Yeager and Kimberly Cole, both of the Walsh Homeowners Association, participated in the discussion regarding a new well application submitted by Walsh Homeowners Association for the purpose of filling an amenity pond in the proposed Walsh Ranch development in eastern Parker County. Director Massey moved to approve the new well application (Well #2) submitted by Walsh Homeowners Association, contingent upon: (1) the applicant receiving a permit from Texas Commission on Environmental Quality (TCEQ) for the impoundment in question; and (2) drill two monitoring wells at a distance of 500-800 feet from the proposed water well, and that the monitoring wells be completed to standards approvable by the District. Director Berkley seconded the motion. The motion passed unanimously.

A Public Hearing regarding a new well application and application for exception to spacing requirements (Well #1) submitted by Walsh Homeowners Association for the purpose of filling an amenity pond in the proposed Walsh Ranch development in eastern Parker County will be held Monday, November 20 at the District's office at 5:00 p.m.

6. In the discussion regarding the development of the District's new office facility, Director Massey moved to authorize GM Shaw to accept "Change Order 2", which includes the installation of a septic system designed by Kirk Fuqua, in an amount not to exceed \$9,800. Director Watts seconded the motion. The motion passed unanimously.
7. **Management Report on Administrative and Operational Issues:** The General Manager and staff will brief the Board on the following and any other items included in the General Manager's written report, which may be discussed, considered, and acted upon by the Board, including authorizing the initiation of, managing, or resolving enforcement action or litigation where applicable.
 - A. General Manager's written report was provided to the directors prior to the meeting
 - B. Report on delinquent customers of the District and take any necessary action for collection of delinquent fees; no action was taken
 - C. Report on Education and Outreach activities; no action was taken
 - D. Report on injection well applications filed with the Railroad Commission; no action was taken
 - E. Well Registration and Groundwater Production reports; no action was taken

8. Attorney Brian Sledge of Sledge Law Group had no updates for the General Counsel's Report.
9. Update from the Policy and Personnel Committee was given in Executive Session.
10. Director Massey moved to adopt "Resolution 17-004 Setting Administrative Fee for Registration of New Wells" (with minor revisions), setting the Registration Fee at \$600.00 for each new well application, beginning January 1, 2018. President Mesler seconded the motion. The motion passed unanimously.
11. Director Berkley moved to renew Medical Coverage for District employees for 2018 including the Health Reimbursement Arrangement (HRA). Director Majka seconded the motion. The motion passed unanimously.
12. Discussion regarding the development of fiscal year 2018 Draft Budget was discussed in Executive Session.
13. Director Majka moved to adopt budget amendments as recommended by staff, recommendations include moving \$4,000 from Advertising/Public Relations to Computer Software & Hardware and moving \$1,000 from Temporary/Intern to Workman's Compensation. Director Massey seconded the motion. The motion passed unanimously.
14. Discussion regarding the development of District Rules was held in Executive Session.

At 7:35 p.m., the Board went into Executive Session under Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, concerning attorney-client matters (§551.071) and personnel matters (§551.074).

President Mesler called the Regular Board meeting back into open session at 8:08 p.m.

9. Director English moved to increase GM Shaw's salary by \$3,600 and to approve the GM's recommendations to provide District staff a salary increase (3%) and increase the number of full-time staff to nine (9); all salary changes go into effect January 1, 2018. Director Caudle seconded the motion. Motion passed unanimously.
15. The next Public Hearing and Regular Board meeting are scheduled for Monday, November 20 at the District's office at 5:00 p.m.
16. In addition to topics already mentioned, the Board will discuss the development of District Rules and fiscal year 2018 Budget in the next Regular Board meeting, and set a Public Hearing in order to consider a minor amendment to the District's current temporary rules.
17. President Mesler adjourned the meeting at 8:10 p.m.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF DIRECTORS this

20 day of November, 2017.

Attest:



 Tracy Mesler, President



 Tim Watts, Secretary/Treasurer