

**UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT**  
**MONDAY, MARCH 19, 2018**  
**MINUTES OF MEETINGS**  
**OF THE**  
**BOARD OF DIRECTORS**

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**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 Hearing and Board Meeting to order; declare them open to the public.

Directors Present: Tracy Mesler, Mike Massey, Don Majka, Richard English, and Mike Berkley

Director Absent: Tim Watts

3. Pledges of allegiance to the flags were recited.

President Mesler took agenda item 5 from the Regular Board Meeting out of order.

5. Director Majka moved to appoint Shannon Nave as Parker County Director and Brent Wilson as Wise County director. Director English seconded the motion. The motion passed unanimously. Director Massey moved to adopt Resolution 18-005 Appointing Shannon Nave And Brent Wilson As Directors. Director Majka seconded the motion. The motion passed unanimously.

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**PUBLIC HEARING**

1. Matt Van Hattem, of Collier Consulting, represented Aqua Texas, Inc. Wade Greathouse, Rusty McCabe, Gary Bollinger, Heather Hockett, and Jeremy Briggs represented themselves in the discussion regarding two new well applications and two applications for exception to spacing requirements submitted by Aqua Texas, to provide additional water to the Sunshine Meadows Water System which serves the Alliance Estates Subdivision, also known as By Well Estates, near Rhome, TX in Wise County. Director Massey moved to grant the exceptions contingent upon:

- The applicant's submittal of preliminary approval of well design by the TCEQ;
- The applicant's submittal of geophysical/electric borehole logs of the location, to the satisfaction of the General Manager;
- The applicant's submittal of evidence that a deed recordation has been made disallowing private wells on any of the lot's to be developed in phase 2.
- The applicant's submittal of a completed application, signed by a licensed water well driller.

The board and staff heard and answered several questions from the public about the application.

Director English seconded the motion. The motion passed unanimously.

2. President Mesler adjourned the Public Hearing for Aqua Texas at 5:41 p.m.

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REGULAR BOARD MEETING

1. Public comments were made during the Public Hearing.
2. Director Massey moved to approve the Consent Agenda, including minutes from the Regular Board Meeting on February 20, 2018; approve the bank statement ending February 28, 2018, and current financial reports of the District; approve payment of all bills/invoices received through March 19, 2018; reimbursements for expenses incurred on behalf of the District through March 19, 2018 (including mileage reimbursement for Director Majka for \$73.03; and approval of Investment Report. Director Majka seconded the motion. The motion passed unanimously.
3. No items were pulled from the Consent Agenda for further discussion.
4. Mark Patterson represented Patterson Water Supply in the discussion regarding a second request from Patterson Water Supply for an extension to complete the approved Well 9445 which is intended to provide additional supply to their Hills of Briar Oaks system in Wise County. Director Berkey moved to extend the application's deadline 240 days. Director Majka seconded the motion. The motion passed unanimously.
6. Director Massey moved to authorize GM Shaw to release the contract retainage to the General Contractor upon completion of the District's new office facility to the satisfaction of the GM. Director Majka 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 report
    - 1) Director Berkley moved to authorize GM Shaw to sign a service contract for floor mats and other cleaning supplies for the District's new office facility. Director Massey seconded the motion. The motion passed unanimously.
  - B. Report on delinquent customers of the District and take any necessary action for collection of delinquent fees.
    - 1) An Abraxas Utilities payment plan will be discussed in the next Regular Board meeting; the Board asked for additional information about the debt.
  - 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. Review line item expenditures and adopt budget amendment(s) as necessary; no action was taken.
9. Discussion regarding the development of District Rules was held in executive session.
10. Attorney Brian Sledge of SledgeLaw Group had no updates on pertinent legal issues and developments impacting the District since the last Regular Board Meeting.

11. The next Regular Board Meeting is scheduled for Monday, April 16 at the District's office at 5:00 p.m.

President Mesler made it publicly known that Director Nave joins the quorum.

At 6:18 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 7:49 p.m. No action was taken as a result of the Executive Session.


12. Aside from topics already mentioned, discussion regarding a grand opening for the District's new office facility will also be placed on the next meeting agenda.

13. President Mesler adjourned the meeting at 7:50 p.m.

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

16 day of April, 2018.

Attest:

  
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Tracy Mesler, President

  
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Tim Watts, Secretary/Treasurer