

UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT

MONDAY, DECEMBER 15, 2014

MINUTES OF MEETINGS OF THE BOARD OF DIRECTORS

INTRODUCTORY MATTERS

Welcome guests and members of the public.

1. The meeting convened at 5:02 p.m.
2. Roll call; establish a quorum; call Show Cause Hearing and Board Meeting to order; declare the hearing and board meeting open to the public.

Directors Present: Dan Caudle, Mike Berkley, Tracy Mesler, Mike Massey, Tim Watts, Robert Marlett, Richard English and Billy Stout

Director Absent: None

3. Pledges of allegiance to the flags.

President Mesler delayed the Show Cause Hearing until Brian Sledge arrived at 5:57 pm.

REGULAR BOARD MEETING

The Board may discuss, consider, and take appropriate action, including expenditure of funds as necessary or appropriate, on any item listed on this agenda:

1. Public comment was held until the Show Cause Hearing.
2. Director Massey moved to approve the consent agenda, including minutes from Board meetings on November 17 and December 5, 2014, bank statement ending November 28, 2014, and current financial report of the District; payment of bills/invoices received through December 15 (adding reimbursements from Mike Massey for \$57.90 and Mike Berkley for \$290.08); and reimbursements to General Manager, Office Manager and/or Field Technician for invoices/bills paid on behalf of the District through December 15, 2014. Director Caudle seconded the motion. The motion carried unanimously.
3. No items were pulled from the consent agenda for further discussion.
4. Interim General Manager Richard Bowers gave the following updates on Administrative and Operational Issues:
 - A. Interim General Manager's report.
 - B. Report on delinquent customer list.
 - C. Open Records Requests.
 - D. Report on injection well applications filed with the RRC.

E. Well Registration and Groundwater Volume reports.

F. Investment Report.

Director Watts moved to increase the Comdata monthly limit to \$15,000. Director Marlett seconded the motion. The motion carried unanimously.

5. Director Marlett moved to adopt Resolution 14-007 Adopting a Budget for 2015 with the suggested additions to Expand/renovate Springtown office and GMA 8 contributions. Director Massey seconded the motion. The motion carried unanimously.
7. Director Marlett moved to offer water well owners free e-coli testing for six months. Director English seconded the motion. The motion carried unanimously. Brian Sledge asked for the opportunity to review the water testing form.
8. Director Massey moved to authorize Intera to produce graphics for the Mobile Education Exhibit for an amount not to exceed \$3,000 (from Advertising/Public Relations budget). Director Marlett seconded the motion. The motion carried unanimously.
9. Director Massey reported on the Contract Management Committee meeting on December 3. The committee's tasks are complete as of November 21.
10. President Mesler moved to authorize Mike Massey, UTGCD's GMA 8 representative, to act per the guidance of Brian Sledge, legal counsel, regarding recommendations from technical group reviewing potential DFC GAM runs and related expenses. Director Watts seconded the motion. The motion carried unanimously. GMA 8 will meet again in late January or February.

SHOW CAUSE HEARING

President Mesler declared a recess at 6:22 p.m. The Show Cause Hearing commenced at 6:30 p.m.

1. Upon commencement of the Show Cause Hearing regarding Clay Pitts of Clay Pitts Water Well, for allegedly violating District Rule 3.5 (a), drilling a water well without approval, at 383 Savage Lane, Aledo, TX 76008, Parker County on or before October 28, 2014, President Mesler swore in Clay Pitts and Richard Bowers.
2. Director Berkley moved to assess a \$1,000.00 penalty and declare this a third major violation of District Rules. The Board will not report this violation to the Texas Department of Licensing and Regulation, but they may not be as forgiving if Mr. Pitts commits another violation against District Rules. Director Marlett seconded the motion. The motion carried unanimously.
3. President Mesler adjourned the Show Cause Hearing at 7:11 p.m.

REGULAR BOARD MEETING

President Mesler took item 6 out of order.

6. Brian Sledge of Sledge Fancher, PLLC gave updates on legislative activities and interim groundwater policy stakeholder groups; Railroad Commission of Texas rulemaking activities and submission of comments; UIC monitoring program and specific disposal well applications; and Public Information Act requests.

11. Director Massey moved to adopt the 2015 Regular Board meeting dates as January 12, February 9, March 16, April 20, May 18, June 15, July 20, August 17, September 21, October 19, November 16, and December 14. Director Berkley seconded the motion. The motion carried unanimously.
12. Director Berkley moved to make the following amendments to the 2014 budget, which were recommended by staff:
 - Move \$14,000.00 from Medical Insurance to Hydrology/Engineering
 - Move \$11,500.00 from Groundwater Availability Model to Hydrology/Engineering
 - Move \$11,000.00 from Water Well Monitoring to Legal Fees
 - Move \$7,000.00 from Groundwater Availability Model to Legal Fees
 - Move \$2,500 from Legislative Attendance to Travel & Training--BoardDirector Massey seconded the motion; motion carried unanimously.
13. The Regular Board meeting will be January 12, 2015, in the Springtown office at 5:00 p.m.
14. President Mesler will ask Intera to give cost estimates for running Paleozoic model runs in the next Regular Board meeting.
15. President Mesler adjourned the meeting at 7:44 p.m.

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

12 day of January, 2015.

Attest:

Tracy K. Mesler
Tracy Mesler, President

Dan Caudle
Dan Caudle, Secretary/Treasurer