

**UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT**  
**MONDAY, DECEMBER 17, 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 4:02 p.m.
2. Roll call; establish a quorum; call Public Hearings and Board Meeting to order; declare them open to the public.  
Directors Present: Richard English, Tracy Mesler, Mike Massey, Don Majka, Shannon Nave, Brent Wilson and Mike Berkley  
Director Absent: Tim Watts
3. Pledges of allegiance to the flags were recited.

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**PUBLIC HEARING**

1. In the continuation of Public Hearing from November 19, 2018, regarding proposed "District Rules for Water Wells in Hood, Montague, Parker, and Wise Counties, Texas"; the board and staff received and responded to questions and comments regarding the proposed changes from the public, including Paul Braswell, Jody Adams, David Fenoglio, DeWitt Wood, Judy Reeves, Don Allen, Henry Bredenkamp, George Bledsoe, Deionne Miles, Roy Darden, and others.
2. At 5:01 p.m., Director Nave moved to continue the Public Hearing regarding development of District Rules on January 28, 2019 at 4:00 p.m. Director Massey seconded the motion. The motion passed unanimously.
3. Darryl Waldo of Aqua Texas and Newbern "Trey" Williams Pace III joined the discussion regarding an application for an amendment to an approved public water supply well submitted by Aqua Texas, for the purpose of providing additional water for the expansion of the Decatur Acres subdivision in Wise County. Director Massey moved to approve the amendment to the approved application and application for exception to spacing requirements with the condition the applicant agrees to enter into an agreement with the District to allow for the ongoing measurement of water levels in the wells. Director Majka seconded the motion. The motion passed unanimously.
4. President Mesler adjourned the Public Hearing for Aqua Texas.  
President Mesler called for a brief recess at 5:23 p.m. The board reconvened at 5:39 p.m.

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**REGULAR BOARD MEETING**

1. Director Massey moved to approve the Consent Agenda, including minutes from Public Hearing and Regular Board Meeting on November 19, 2018; approval of the bank statement ending November 30, 2018, and current financial reports of the District; approval of Investment Report; approve payment of all bills/invoices received through December 17, 2018; and reimbursements for expenses incurred on behalf

of the District through December 17, 2018 (including additions from Directors Berkley, Massey, Majka and English). Director English seconded the motion. The motion passed unanimously.

2. No items were pulled from consent agenda for further discussion.
3. **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 was submitted to the Board of Directors in advance of the Regular Board meeting; no action was taken.
  - B. Report on delinquent customers of the District; 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.
4. Director Massey moved to adopt 2018 budget amendments, including a transfer from Committed Funds: Operating Reserve Funds, as presented by staff:
  - Move \$100 from "Advertising/Public Relations – other" to "Credit Card Processing"
  - Move \$100 from "Office Furniture" to "Telephone"
  - Move \$5,000 from "Property Development" to "Payroll Expense (Tax Liability)"
  - Move \$65,200 from "Property Development" to "Hydrology/Engineering"
  - Reallocate \$115,000 from the "Committed Funds: Operating Reserve Fund" to "Legal Fees"The motion also included the adoption of Resolution 18-012 Transfer of District Funds Designated as "Committed Funds: Operating Reserve Funds" to the 2018 Budget. Director Berkley seconded the motion. The motion passed unanimously.
5. Director Massey moved to adopt the 2019 Regular Board meeting dates as January 28, February 25, March 18, April 15, May 20, June 17, July 15, August 19, September 16, October 21, November 18, and December 16. The motion also included affirmation that the District will adopt the 2019 Parker County Holiday Calendar. Director Nave seconded the motion. The motion passed unanimously.
6. Attorney Brian Sledge of SledgeLaw Group provided updates on pertinent legal issues and developments impacting the District since the last Regular Board Meeting in executive session.
7. Discussion regarding the development of District Rules was held in executive session.

At 5:46 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 8:00 p.m.

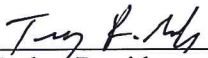
Director Massey moved to authorize legal counsel to revise the District Rules as discussed in executive session, and to authorize GM Shaw to publish the revisions, in accordance with the necessary posting requirements, prior to the Public Hearing on January 28, 2019. Director Majka seconded the motion. The motion passed unanimously

8. Public Hearings and the next Regular Board Meeting are scheduled for Monday, January 28, 2019 at the District's office at 4:00 p.m.

9. New business was submitted to the Board of Directors in the General Manager's report.
10. Public comment was heard in prior agenda topics.
11. President Mesler adjourned the meeting at 8:02 p.m.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF DIRECTORS this 28 day of January 2019.

Attest:

  
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Tracy Mesler, President

  
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Richard English, Vice President