

UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT
MONDAY, JUNE 17, 2019
MINUTES OF MEETINGS
OF THE
BOARD OF DIRECTORS

INTRODUCTORY MATTERS

1. Welcome guests and members of the public. The meeting convened at 4:00 p.m.
2. Roll call; establish a quorum; call Public Hearing and Board Meeting to order; declare them open to the public.
Directors Present: Jarrod Reynolds, Brent Wilson, Tracy Mesler, Tim Watts, Shannon Nave, Richard English and Mike Berkley
Director Absent: Don Majka
3. Pledges of allegiance to the flags were recited.

PUBLIC HEARING

1. President Mesler opened the Public Hearing at 4:01 p.m.
At 4:01 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 Public Hearing back into open session at 4:10 p.m. No action was taken as a result of the Executive Session.
In the discussion regarding the 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 Terrill for Aqua Texas, Aaron Collier of Collier Consulting, Darryl Waldock of Aqua Texas, Sharon Hicks, Don Allen of Lackland Holdings, Dave Eagle of Hood County, Mike Massey, and George Bledsoe.
2. President Mesler announced that the District would continue to accept written comments until 5:00 p.m. on July 1, 2019. President Mesler closed the Public Hearing regarding development of District Rules at 4:56 p.m.

REGULAR BOARD MEETING

1. Director English moved to approve the Consent Agenda, including minutes from the Public Hearing and Regular Board Meeting on May 20, 2019; approval of bank statement ending May 31, 2019, and current financial reports of the District; approval of Investment Report; approve payment of bills/invoices received through June 17, 2019; and reimbursements for expenses incurred on behalf of the District through June 17, 2019. Director Watts seconded the motion. The motion passed unanimously.
2. No items were pulled from consent agenda for further discussion.
3. Director Berkley moved to approve requests by the following applicants for a second extension of 120 days to drill approved domestic water wells:
 - Well ID 11512 for Triple Net Investments in Wise County
 - Well ID 11603 for Dolores Martinez in Wise County
 - Well ID 11637 for Derek and Lila Mayhue in Wise County
 - Well ID 11737 for Brandon Deaton in Wise CountyDirector Wilson seconded the motion. The motion passed unanimously.
4. Director Berkley moved to authorize District's Legal Counsel and GM Shaw to initiate and prosecute lawsuits in

the name of the District against Wallace Hardie, aka "Butch" Hardie; Castle Water, Inc. D/B/A Horseshoe Bend Water Works; Texas Rain Holdings Company, Inc.; TRV Services, LLC; and Texas Rain Utility Management, LLC, for continued violations of District Rules, including failure to pay water use fees since January 1, 2018, to present, as required by District Rules 7.3 and 7.4. Lawsuit is to recover fees and civil penalties, attorney's fees, expenses and cost of court fees in the appropriate court of competent jurisdiction. Director Nave seconded the motion. The motion passed unanimously.

5. No action was taken in the update and discussion pertaining UTGCD Report 19-001: Water Quality Issues, Las Brisas Subdivision in Wise County.
6. **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.
7. Attorney Brian Sledge of SledgeLaw Group gave updates on groundwater-related legislative activities. He gave updates on other pertinent legal issues and developments impacting the District during the Executive Session.

At 5:09 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).

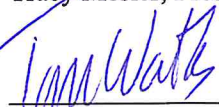
President Mesler called the Regular Board Meeting back into open session at 6:36 p.m. No action was taken as a result of the Executive Session.
8. Discussion regarding the Development of District Rules occurred during the Public Hearing.
9. A Special Called Meeting is scheduled for Thursday, June 20, 2019 at the District's office at 5:00 p.m. The Regular Board Meeting is scheduled for Monday, July 15, 2019 at the District's office at 5:00 p.m.
10. In the next Regular Board Meeting, the Board shall take action to elect District officers to serve two year terms ending in July 2021, appoint members to serve on existing committees or create new committees and make any other appointments necessary.
11. Public comment was heard where noted above.
12. President Mesler adjourned the meeting at 6:40 p.m.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF DIRECTORS this 15 day of July 2019.

Attest:



Tracy Mesler, President



Tim Watts, Secretary