

UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT
MONDAY, OCTOBER 19, 2020
MINUTES OF MEETINGS
OF THE
BOARD OF DIRECTORS

INTRODUCTORY MATTERS

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. 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 the hearing and board meeting open to the public.
Directors Present: Richard English, Brent Wilson, Tracy Mesler, Don Majka, Jarrod Reynolds, Shannon Nave, Tim Watts, and Mike Berkley (arrived at 5:05)
Directors Absent: None
3. President Mesler called for a moment of silence.
4. Public comments were made where noted below. President Mesler announced that the continuation of the Public Hearing on the Paloma Venado application, continued from the September meeting, would not be held. General Manager Shaw explained the applicant was revising its application and well location(s) such that no exception would be required.

PUBLIC HEARING

1. General Manager Shaw presented a report and recommendations to the Board regarding the following applications for permits, permit amendments, and/or requests for exceptions to the District's water well spacing or minimum tract size requirements.

GM Shaw presented the background, specifics, impact analysis results, and recommendations for following applications:

Applicant/Owner: Gary Coleman –1612 N Agnes, Springtown, TX 76082

Type of Application: Exception to Minimum Well Tract Size Requirements

Location of well or proposed well: 1612 N Agnes, Springtown, TX 76082 – Acres: 1.00, Lot: PT11, Subd: Three Skillet Ranch, Abst: A-630 MEP & PRR

Description of Request: Gary Coleman is seeking an exception to the District's water well tract size requirements under District Rule 4.7, in order to drill and a domestic water well for his current home. The well is proposed to be located on a lot that is less than the required 2-acre minimum tract-size.

2. Director Watts moved to approve the request for exception to District Rules, by Gary Coleman with the stipulation that Mr. Coleman enters into an agreement with the District to allow for the ongoing measurement of water levels in the well and to require that the well driller or applicant contact the District a minimum of 72 hours prior to drilling the well to allow District staff to be on site to log the well prior to the pump installation. Director Majka seconded the motion. The motion passed unanimously.
3. President Mesler adjourned the Public Hearing at 5:07 p.m.

REGULAR BOARD MEETING

1. Director Berkley moved to approve the Consent Agenda, including minutes from the Public Hearing and Regular Board Meeting on September 21, 2020; approve bank statement ending September 30, 2020, and current financial reports of the District; approve payment of bills/invoices received through October 19, 2020 (with the addition of legal invoices for \$12,890.75 and \$11,150.17); and reimbursements for expenses incurred on behalf of the District through October 19, 2020. Director Reynolds seconded the motion. The motion passed unanimously.
2. No items were pulled from consent agenda for further discussion.
3. Director English moved to approve the Investment Officer's Quarterly report as presented. Director Majka seconded the motion. The motion passed unanimously.
4. Director Nave moved to accept the proposal for renewal of Medical Coverage for District employees for 2021 including the Health Reimbursement Arrangement (HRA) as presented. Director Berkley seconded the motion. The motion passed unanimously.
5. Director English moved to accept the recommendation from the Policy and Personnel Committee and the GM regarding staff salaries/changes in preparation for the development of fiscal year 2021 Draft Budget. Director Wilson seconded the motion. The motion passed unanimously.
6. Staff presented a draft of the proposed fiscal year 2021 Budget. Discussion regarding the development of fiscal year 2021 Budget will continue in the next Regular Board meeting.
7. Josh Gadbois, Staff Engineer for Enprotec/Hibbs & Todds, Inc, represented Rolling Hills Water Service in the continued discussion regarding two (2) applications for replacement wells submitted by Rolling Hills Water Service, in Hood County. Director Majka moved to approve the request to drill the replacement water wells (Well IDs 14119 and 14120). Director English seconded the motion. Director Reynolds abstained. The motion passed – 7 Aye, 0 No and 1 abstention by Director Reynolds.
8. Director Berkley moved to find that Affordable Water Wells committed a first major violation of District Rules for Well ID 14345 at 113 Overlook Dr., Aledo, TX, in Parker County. As part of the Motion, a settlement was offered in lieu of litigation; the settlement included a \$250 penalty and forfeiture of their \$100 Well Completion Report Deposit. Director Nave seconded the motion. The motion passed unanimously.
9. **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.
 - B. Discussion regarding 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
10. No budget amendments were necessary.
11. Attorney Brian Sledge of SledgeLaw Group gave an update regarding pertinent legal issues and developments impacting the District since the last regular Board meeting, and ongoing legal issues related to the groundwater-related legislative activities; no action was taken.

12. The next Public Hearing and Regular Board Meeting are scheduled for Monday, November 16, 2020 at 5:00 p.m. via online videoconference/teleconference.
13. New business to be placed on the next meeting agenda was mentioned under previous agenda items. Additionally, there will be a Public Hearing regarding applications for permits, permit amendments, and/or requests for exceptions to the District's water well spacing or minimum tract size requirements.
14. President Mesler adjourned the meeting at 5:40 p.m.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF DIRECTORS this 16 day of November 2020.

Attest:



Tracy Mesler, President

Secretary