

UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT
THURSDAY, JANUARY 18, 2024
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 Regular Board Meeting to order; declare the Hearing and Meeting open to the public.

Directors Present: Jarrod Reynolds, Bob Lusk, Tracy Mesler, Don Majka, and Mike Berkley
Directors Absent: Shannon Nave, Brent Wilson and Tim Watts
3. Pledges of allegiance to the flags.
4. Public comments were made where noted below.

PUBLIC HEARING

1. Receive any public comments, requests to contest, and the General Manager's report and recommendations 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:
 - A. **Applicant/Owner:** Mark and Donna Stockton — 1402 King St., Weatherford, TX 76086
Type of Application: Application for exception to District well spacing requirements
Location of well or proposed well: 487 Gopher Road, Weatherford, TX 76088
General Manager's Recommendation: Denial of the exception request
Description of Request: Mark and Donna Stockton are seeking an exception to the District's water well spacing requirements under District Rule 4.7, in order to drill and operate one new domestic water well, on the property, at a location that fails to comply with the District water well spacing requirements related to other registered water wells and property lines.
 - B. **Applicant/Owner:** Barehide Ranch — P.O. Box 4105, Odessa, TX, 79760
Type of Application: Operating Permit Amendment
System ID: 191-P
Location of well or proposed well: 400 Perkins Rd., Poolville, TX 76487
Requested Additional Permit Volume: 450,000 gallons/year
General Manager's Recommendation: 450,000 gallons/year
Description of Request: Barehide Ranch is seeking an amendment to an Operating Permit in order to provide additional water for the residential housing units and other facilities on the property.
 - C. **Applicant/Owner:** City of Tolar — 8712 W US Hwy 377, Tolar, TX 76476
Type of Application: Operating Permit
System ID: 030-H
Location of well or proposed well: Various locations within the City of Tolar
Requested Permit Volume: 56,105,125 gallons/year
General Manager's Recommendation: 56,105,125 gallons/year
Description of Request: The City of Tolar is seeking an Operating Permit in order to provide additional water for the city's public water supply.
 - D. **Applicant/Owner:** David Denson — 11488 East FM 174, Bowie, TX 76230

Type of Application: Operating Permit

System ID: 055-M

Location of well or proposed well: Along FM 174, west of Bowie, TX

Requested Permit Volume: 55,000,000 gallons/year

General Manager's Recommendation: 55,000,000 gallons/year

Description of Request: David Denson is seeking an Operating Permit in order to provide water for Oil and Gas Operations in the area.

E. Applicant/Owner: Bosque Ranch Headquarters, LLC — 100 Arena Run, Weatherford, TX 76087

Type of Application: Operating Permit

System ID: 201-P

Location of well or proposed well: 608 Cutters Trail, Weatherford, TX 76087

Requested Permit Volume: 16,293,600 gallons/year

General Manager's Recommendation: 1,188,000 gallons/year

Description of Request: Bosque Ranch Headquarters, LLC is seeking an Operating Permit in order to provide water for RV spaces, concession stands, and other facilities, on the property.

F. Applicant/Owner: Frysinger Construction, LLC — 321 Addison Dr, Weatherford, TX 76087

Type of Application: Operating Permit

System ID: 202-P

Location of well or proposed well: 1030 Dove Hill Branch Rd., Weatherford, TX 76087

Requested Permit Volume: 682,550 gallons/year

General Manager's Recommendation: 682,550 gallons/year

Description of Request: Frysinger Construction, LLC is seeking an Operating Permit in order to provide water for duplexes and two commercial buildings on the property.

G. Applicant/Owner: Luminant Generation Company — 6555 Sierra Drive, Irving, TX 75039

Type of Application: Operating Permit

System ID: 085-H

Location of well or proposed well: 4950 Power Plant Court, Granbury, TX 76048

Requested Permit Volume: 21,444,855 gallons/year

General Manager's Recommendation: 21,444,855 gallons/year

Description of Request: Luminant Generation Company, LLC is seeking an Operating Permit in order to provide additional water for increased plant operations due to the growing electricity demand within ERCOT.

2. General Manager Shaw presented background information and his recommendations for the related to the permit applications:

A. Mark and Donna Stockton participated in the discussion regarding Application for exception to District well spacing requirements. Director Lusk moved to continue the hearing for the application as described in the Notice of Hearing for the January 18 hearing, until February 15 at 5:00 p.m. Director Berkley seconded the motion. Motion passed unanimously.

B. Director Majka made a motion to approve the General Manager's recommendation, as presented, for Operating Permit 191-P-OP submitted by Barehide Ranch in the amount of 450,000 gallons per year. President Mesler seconded the motion. Motion passed unanimously.

C. Director Reynolds made a motion to approve the General Manager's recommendation, as presented, for Operating Permit 030-H-OP submitted by City of Tolar in the amount of 56,105,125 gallons per year. Director Lusk seconded the motion. Motion passed unanimously.

D. Director Reynolds made a motion to approve the General Manager's recommendation, as presented, for Operating Permit 055-M-OP submitted by David Denson in the amount of 55,000,000 gallons per year. Director Berkley seconded the motion. Motion passed unanimously.

E. Director Lusk made a motion to approve the General Manager's recommendation, as presented, for Operating Permit 201-P-OP submitted by Bosque Ranch Headquarters in the amount of 1,188,000 gallons per year. Director Majka seconded the motion. Motion passed unanimously.


- F. Director Reynolds made a motion to approve the General Manager's recommendation, as presented, for Operating Permit 202-P-OP submitted by Frysinger Construction, LLC in the amount of 682,550 gallons per year. Director Berkley seconded the motion. Motion passed unanimously.
 - G. Ryan Bayle participated in the discussion regarding Operating Permit 085-H-OP Director Lusk made a motion to approve the General Manager's recommendation, as presented, for the Operating Permit submitted by Luminant Generation Company in the amount of 21,444,855 gallons per year. President Mesler seconded the motion. Motion passed unanimously.
3. President Mesler adjourned the Public Hearing at 6:07 p.m.

REGULAR BOARD MEETING

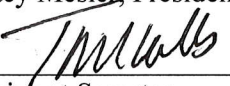
- 1. Director Lusk moved to approve the Consent Agenda, including:
 - A. Approval of minutes from the Regular Board Meeting and Public Hearing on December 11, 2023.
 - B. Approval of bank statement ending December 30, 2023, and current financial reports of the District.
 - C. Payment of bills/invoices received through January 18, 2024.
 - D. Reimbursements for expenses incurred on behalf of the District through January 18, 2024.
 - E. Approval of Request for an Extension Applications submitted through January 18, 2024.Director Berkley seconded the motion. Motion passed unanimously.
- 2. No items were pulled from the consent agenda for further discussion.
- 3. Director Majka moved approve the quarterly Investment Report as presented. Director Reynolds seconded the motion. The motion passed unanimously.
- 4. Director Majka moved to authorize the GM to finalize negotiations, with Collier Consulting, related to the proposal to upgrade the District's data management system (HYDROS), execute the proposal/contract amendment on behalf of the District, and expend funds to complete the project, in an amount not to exceed \$75,000. Director Reynolds seconded the motion. Motion passed unanimously.
- 5. **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.
- 6. No 2024 budget amendments were necessary.
- 7. District General Counsel from SledgeLaw Group gave brief updates regarding legal activities related to the District.
- 8. The next Hearing and Regular Board meeting is scheduled for Thursday, February 15, 2024, at 5:00 p.m. at the District's office.
- 9. The next meeting agenda will include a Hearing regarding multiple applications for Operating Permits.
- 10. President Mesler adjourned the meeting at 6:30 p.m.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF DIRECTORS this 15 day of February 2024.

Attest:



Tracy Mesler, President



Assistant Secretary