

UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT
THURSDAY, FEBRUARY 15, 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 5:02 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: Tim Watts, Jarrod Reynolds, Bob Lusk (arrived at 5:08 p.m.), Tracy Mesler, Don Majka, and Mike Berkley

Directors Absent: Shannon Nave, Brent Wilson
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:** James Lee — 9231 Avery Ranch Way, Justin, TX 76247
Type of Application: Operating Permit
System ID: 201-W
Location of well or proposed well: FM 730 N, Decatur, TX 76234
Requested Additional Permit Volume: 5,200,000 gallons/year
General Manager's Recommendation: 5,200,000 gallons/year
Description of Request: James Lee is seeking an Operating Permit in order to drill and operate two new wells to provide water to baseball fields on the property. The applicant will also be utilizing two existing wells on the property.
 - B. **Applicant/Owner:** Camp Crucis
Type of Application: Operating Permit
System ID: 026-H
Location of well or proposed well: 2875 Camp Crucis Court, Granbury, TX 76048
Requested Permit Volume: 3,000,000 gallons/year
General Manager's Recommendation: 2, 545,629 gallons/year
Description of Request: Camp Crucis is seeking an Operating Permit in order to provide additional water for the church camp on the property.
 - C. **Applicant/Owner:** New Fairview Municipal Utility District No. 1 — 3045 Lackland Rd., Fort Worth, TX 76116
Type of Application: Operating Permit Amendment
System ID: 023-W
Location of well or proposed well: Along FM 174, west of Bowie, TX
Requested Additional Permit Volume: 0 gallons/year
General Manager's Recommendation: 0 gallons/year

Description of Request: New Fairview Municipal Utility District No. 1 is seeking an amendment to their Operating Permit in order to drill two additional wells for the system. The applicant is not seeking any additional volume of water.

D. Applicant/Owner: Leo-Bethel Place, LLC

Type of Application: Operating Permit

System ID: 203-P

Location of well or proposed well: 2552 Bethel Rd., Weatherford, TX 76087

Requested Permit Volume: 5,977,901 gallons/year

General Manager's Recommendation: 5,930,736 gallons/year

Description of Request: Leo-Bethel Place, LLC is seeking an Operating Permit in order to operate three existing wells to provide water for irrigation of green spaces on the property.

2. General Manager Shaw presented background information and his recommendations for the related to the permit applications:
 - A. James Lee participated in the discussion regarding Application for Operating Permit. Director Berkley made a motion to approve the General Manager's recommendation, as presented, for Operating Permit 201-W-OP submitted by James Lee in the amount of 5,200,000 gallons per year. Director Reynolds seconded the motion. Motion passed unanimously.
 - B. Director Lusk made a motion to approve the General Manager's recommendation, as presented, for Operating Permit 026-H-OP submitted by Camp Crucis in the amount of 2,545,629 gallons per year. Director Berkley seconded the motion. Motion passed unanimously.
 - C. Scott Scherer participated in the discussion regarding Application for Operating Permit Amendment. Director Majka made a motion to approve the General Manager's recommendation, as presented, for Operating Permit 023-W-OP submitted by New Fairview Municipal Utility District No. 1 in the amount of 0 gallons per year. Director Watts seconded the motion. Motion passed unanimously.
 - D. Director Reynolds made a motion to approve the General Manager's recommendation, as presented, for Operating Permit 203-P-OP submitted by Leo-Bethel Place, LLC in the amount of 5,930,736 gallons per year. Director Watts seconded the motion. Motion passed unanimously.
3. President Mesler adjourned the Public Hearing at 5:21 p.m.

REGULAR BOARD MEETING

1. Director Majka moved to approve the Consent Agenda, including:
 - A. Approval of minutes from the Regular Board Meeting and Public Hearing on January 18, 2024.
 - B. Approval of bank statement ending January 31, 2024, and current financial reports of the District.
 - C. Approval of Investment Report.
 - D. Payment of bills/invoices received through February 15, 2024.
 - E. Reimbursements for expenses incurred on behalf of the District through February 15, 2024.
 - F. Approval of Request for an Extension Applications submitted through February 15, 2024.Director Reynolds seconded the motion. Motion passed unanimously.
2. No items were pulled from the consent agenda for further discussion.
3. GM Shaw will work with District General Counsel on the structure of the Agenda as it relates to Public Hearings and Operating Permits.
4. Director Berkley moved to adopt Resolution 24-001 Adopting Temporary Requirements Related to Certain Water Wells Used Solely for Emergency Purposes, until formal amendments to the District Rules are adopted by the Board. Director Lusk seconded the motion. Motion passed unanimously.

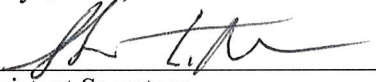
5. **Management Report on Administrative and Operational Issues:** The General Manager and staff will brief the Board on the following and any other items included in the General Manager's written report, which may be discussed, considered, and acted upon by the Board, including authorizing the initiation 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. District General Counsel from SledgeLaw Group gave no updates regarding legal activities related to the District. At 5:34 p.m., the Board went into executive session, in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, concerning attorney-client matters (§551.071). Director Berkley left during the executive session. President Mesler called the Public Hearing back into open session at 6:16 p.m. No decision was made as a result of the executive session.
7. The next Hearing and Regular Board meeting is scheduled for Thursday, March 21, 2024, at 5:00 p.m. at the District's office.
8. The next meeting agenda will include a Preliminary Hearing regarding multiple applications for Historic Use Permits.
9. President Mesler adjourned the meeting at 6:18 p.m.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF DIRECTORS this 21 day of March 2024.

Attest:



Tracy Mesler, President



Assistant Secretary