UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT
THURSDAY, AUGUST 27, 2026
MINUTES OF MEETINGS
OF THE
BOARD OF DIRECTORS

WORK SESSION

1. Roll call, establish a quorum, call Work Session to order; declare the work session open to the public.

   Directors Present: Justin Bradley, Jarrod Reynolds, Bob Lusk, Shannon Nave, Tracy Mesler, Mike Berkley (arrived at 12:05 p.m.), Don Majka, and Jason Flynt

   Directors Absent: none

2. Public comments were made in the Public Hearing.

3. CLOSED EXECUTIVE SESSION: The Board will recess into a closed executive session under Section 551.071, Texas Government Code, to consult with the District's legal counsel on the development of proposed amendments to the District Rules. This agenda item is being specifically posted as a closed session for the benefit and convenience of the public because it is anticipated the vast majority of the Work Session will be held in closed session. The Board reserves the right, however, to go into a lawful closed session in the future on any item on any Board agenda without specifically posting that individual agenda item as one designated for closed session, and the public should not develop an expectation that closed session agenda items will be specifically posted as such, as the need for closed sessions often arises unexpectedly.

At 12:02 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).

President Mesler called the Work Session back into open session at 3:25 p.m. No decision was made as a result of the executive session.

4. Discuss and consider any item discussed in closed session. No action was taken during the Work Session.

5. President Mesler adjourned the Work Session at 4:59 p.m.

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 Hearings and Regular Board Meeting to order; declare the Hearings and Meeting open to the public.

   Directors Present: Justin Bradley, Jarrod Reynolds, Bob Lusk, Shannon Nave, Tracy Mesler, Mike Berkley, Don Majka, and Jason Flynt

   Directors Absent: none

3. Pledges of allegiance to the flags.

4. Public comments were made in the Public Hearing.

PUBLIC HEARING

1. General Manager Shaw gave a presentation on proposed amendments to District Rules.

2. Parker County Judge Pat Dean, Scott Scherer, Montague County Judge Kevin Benton, Kenneth Meador, Parker County Commissioner Larry Walden, Bill Foose, Don Cheshire, Durie Foster Jr., Sheri Nelson, Lynn Baber, Jordan Furnanz, Rand Otten, Kathy Chruscielski, Terry Olsen, Matt Milligan, and Parker County Commissioner Jacob Holt (Commissioner Holt provided a letter that was read into record by the General Manager) gave public comments on proposed amendments to District Rules.

At 6:12 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).

President Mesler called the Regular Board Meeting back into open session at 6:47 p.m. No decision was made as a result of the executive session.

3. Director Berkley made a motion to adopt the proposed District Rules for Water Wells in Hood, Montague, Parker, and Wise Counties, Texas by Resolution 26-003 Resolution to Adopt Amendments to the District Rules, with minor revisions suggested by General Counsel and Director Nave. Director Lusk seconded the motion. Motion passed unanimously.

4. President Mesler adjourned the hearing at 7:17 p.m.

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: Kelly Ranch Estates, LLC — 1800 Lone Oak Rd., Weatherford, TX 76086 **Continued from a hearing held on 5/21/2026**
   Type of Application: Operating Permit Amendment
   System ID: 211-P
   Requested Permit Volume: 0 gallons/year
   General Manager's Recommendation: 0 gallons/year
   Location of well or proposed well: Kelly Road, Aledo, TX 76008
   Description of Request: Kelly Ranch Estates, LLC is seeking an Operating Permit Amendment in order to drill and operate a new replacement well on the property.

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

   A. Director Nave made a motion to table the item and announced that the hearing would be rescheduled and renoticed once the General Manager has determined it is ready for Board consideration. Director Bradley seconded the motion. Motion passed unanimously.

3. President Mesler adjourned the Public Hearing at 7:19 p.m.

REGULAR BOARD MEETING

1. Director Berkley moved to approve the Consent Agenda, including:

   A. Approval of minutes from the Hearings and Regular Board meeting on July 16, 2026.

B. Approval of bank statement ending July 31, 2026, and current financial reports of the District.

C. Approval of Investment Report.

D. Payment of bills/invoices received through August 27, 2026, with an addition of an invoice from SledgeLaw Group.

E. Reimbursements for expenses incurred on behalf of the District through August 27, 2026.

F. Approval of Request for Extension Applications submitted through August 27, 2026.

Director Flynt seconded the motion. Motion passed unanimously.

Director Majka left the meeting at 7:20 p.m.

2. No items were pulled from the consent agenda for further discussion.

3. Kimberly Knox-Lewis of Boucher, Morgan and Young presented the District's Financial Report. Director Flynt moved to approve the Annual Financial Report for the year ended December 31, 2025. Director Nave seconded the motion. Motion passed unanimously.

4. Director Nave made a motion to authorize the General Manager to expend any funds necessary to complete the project and purchase equipment, for which grant funding was awarded through the Texas Water Development Board's (TWDB) Groundwater Research, Science, and Data Collection Grant for Fiscal Year 2026. Director Reynolds seconded the motion. Motion passed unanimously.

5. Director Nave made a motion to authorize the General Manager to execute the proposed work order from EKI Environment and Water, related to developing and calibrating a local numerical groundwater flow model and expend funds necessary to complete the project. Director Lusk seconded the motion. Motion passed unanimously.

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.
   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.

7. Director Berkley made a motion to adopt 2026 budget amendments as presented by staff:

   - Move $100 from Payroll Expense (Tax Liability) to Unemployment (Tax Liability)
   - Move $5,300 from New Truck to Public Notice - Newspapers.

   Director Nave seconded the motion. Motion passed unanimously.

8. District General Counsel from SledgeLaw Group gave brief updates regarding activities related to the District.

9. The next Public Hearing and Regular Board meeting is scheduled for Thursday, September 17, 2026, at 5:00 p.m. at the District's office.

10. The next Regular Board meeting agenda will include discussion and possible action regarding fees charged by the District, potential expenses impacting the draft 2027 annual budget, and the 2025 Annual Report.

11. President Mesler adjourned the Regular Board meeting at 7:56 p.m.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF DIRECTORS this 17 day of September 2026.

Attest:

Tracy Mesler, President

Secretary/Assistant Secretary