

**MINUTES OF THE BOARD OF DIRECTORS' BOARD MEETING
RED RIVER GROUNDWATER CONSERVATION DISTRICT**

Thursday, October 19, 2023

**MEETING LOCATION:
GREATER TEXOMA UTILITY AUTHORITY
BOARD ROOM
5100 AIRPORT DRIVE
DENISON TX 75020**

Members Present: Chuck Dodd, David Gattis, Harold Latham, Mark Patterson, Mark Gibson, and Billy Stephens.

Members Absent: Mark Newhouse

Staff: Paul Sigle, Nichole Murphy, Wayne Parkman, Kenneth Elliott, Allen Burke, Stacy Patrick, and Velma Starks

Visitors: Kristen Fancher, Fancher Legal

Public Hearing to Adopt Amendments to District Rules for Water Wells in Fannin and Grayson Counties, Texas

Agenda

1. Call to Order; establish quorum; declare hearing open to the public; introduction of Board.

Board President Mark Patterson called the Permit Hearing to order at 10:00 a.m., established quorum declared hearing open to the public and introduced the Board

2. Review of Rules for Water Wells applicable to the District.

General Manager Paul Sigle and Kristen Fancher, legal counsel, reminded the Board that the 87th session of the Texas Legislature approved a bill requiring groundwater conservation districts to have a rule for the public to petition for rulemaking. The changes to the District's Rule are to meet those requirements. Discussion was held.

3. Public Comment on District's Rules for Water Wells (verbal comments limited to three (3) minutes each).

No public comments.

4. Consider and act upon adoption of the Rules for Water Wells applicable to the District.

Board Member Chuck Dodd made the motion to adopt the Rules for Water Wells applicable to the District. Board Member Mark Gibson seconded the motion. Motion passed unanimously.

Permit Hearing

Agenda:

1. Call to Order; establish quorum; declare hearing open to the public; introduction of Board.

Board President Mark Patterson called the Permit Hearing to order at 10:04 a.m., established quorum declared hearing open to the public and introduced the Board.

2. Review the Production Permit Application of:

Board President Mark Patterson informed the Board that Bel Air Village permit would be reviewed first.

Permit Amendments

- a. **Applicant:** GlobalWafers America LLC; 200 FM 1417 West, Sherman, TX 75092
Location of Well (Well W-1): 3200 Northgate Drive, Sherman, TX 75092; Latitude: 33.593758°N Longitude: 96.620444°W; about 675 feet north of FM 1417 and 4,665 feet west of US 75 in Grayson County.
Purpose of Use: Industrial/Manufacturing
Requested Amount of Use: 95,040,000 gallons per year
Production Capacity of Well: 200 gallons per minute
Aquifer: Woodbine
Amendment: Changes to Special Condition only
- b. **Applicant:** GlobalWafers America LLC; 200 FM 1417 West, Sherman, TX 75092
Location of Well (Well A-1): 3200 Northgate Drive, Sherman, TX 75092; Latitude: 33.593728°N Longitude: 96.620264°W; about 645 feet north of FM 1417 and 4,615 feet west of US 75 in Grayson County.
Purpose of Use: Industrial/Manufacturing
Requested Amount of Use: 332,640,000 gallons per year
Production Capacity of Well: 700 gallons per minute
Aquifer: Trinity (Antlers)
Amendment: Changes to Special Condition only

New Production Permit

- a. **Applicant:** Bel Air Village SFR LLC; 520 Central Pkwy E, Suite 104, Plano, TX 75074
Location of Well: US Hwy 75/FM 1417, Sherman, TX 75090; Latitude: 33.591498°N Longitude: 96.596653°W; about 2,425 feet east of US Hwy 75 and about 2,020 feet south of FM 1417 in Grayson County
Purpose of Use: Irrigation, Filling a Pond/Other Surface Impoundment
Requested Amount of Use: 19,569,902 gallons per year
Production Capacity of Well: 199 gallons per minute
Aquifer: Woodbine

General Manager Paul Sigle reviewed the permit with the Board. Discussion was held.

Board convened into Executive Session at 10:12 a.m.

Board reconvened into Regular Session at 10:56 a.m.

No action was taken. Both permits are tabled. Board has questions that need to be answered before action will be taken. Questions will be sent to Sherman.

3. Public Comment on the Production Permit Application (verbal comments limited to three (3) minutes each).

No public comments.

4. Consider and act upon the Production Permit Application, including designation of parties and/or granting or denying the Production Permit Application in whole or in part, as applicable.

Permits were tabled.

5. Adjourn or continue permit hearing

Board President Mark Patterson adjourned the permit hearing at 10:56 a.m.

Board Meeting

1. Pledge of Allegiance and Invocation.

Board President Mark Patterson led the group in the Pledge of Allegiance and Board Member Chuck Dodd offered the invocation for the group.

2. Call to order, establish quorum; declare meeting open to the public.

Board President Mark Patterson called the meeting to order at 10:57 a.m., established a quorum was present, and declared the meeting open to the public.

3. Consider and act upon election of Officers.

The following officers were elected: Board Member Mark Gibson, Secretary/Treasurer, Board Member Mark Patterson, President and Board Member Harold Latham, Vice President. Board Member David Gattis made the motion to approve the election of officers. Board Member Chuck Dodd seconded the motion. Motion passed unanimously.

4. Public Comment.

No Public Comment.

5. Consider and act upon approval of Minutes of September 21, 2023, Board Meeting.

Board Member Mark Gibson made a motion to approve the minutes of September 21, 2023, meeting. The motion was seconded by Board Member Billy Stephens. Motion passed unanimously.

6. Budget and Finance.

a. Review and approval of monthly invoices.

General Manager Paul Sigle reviewed the invoices with the Board. Discussion was held. Board Member Billy Stephens made the motion to approve the monthly invoices. Board Member David Gattis seconded the motion. Motion passed unanimously.

b. Receive monthly financial information.

General Manager Paul Sigle reviewed the District's monthly financial information with the Board.

c. Receive Quarterly Investment Report.

General Manager Paul Sigle reviewed the Quarterly Investment Report with the Board. Discussion was held.

7. Receive Quarterly Report on Management Plan.

General Manager Paul Sigle reviewed the Quarterly Report on Management Plan with the Board. Discussion was held.

8. Consider and act upon updating the Investment Policy.

General Manager Paul Sigle reviewed the Investment Policy with the Board. The legislative session did not produce any changes to the Public Funds Investment Act that would impact the current investment policy. The Board added a Senior Accountant. *The Board shall designate by resolution one or more officers and/or General Manager, Finance Officer and Senior Accountant of the District to be responsible for the investment of its funds and be the District's Investment Officer(s).* Board Member David Gattis made the motion to update the Investment Policy. Board Member Chuck Dodd seconded the motion. Motion passed unanimously.

9. Consider and act upon Engagement Letter for Audit Services for Fiscal Year Ending December 31, 2023.

General Manager Paul Sigle provided background information for the Board. This is the 5th year McClanahan and Holmes have been the auditor. Discussion was held. Board Member Chuck Dodd made the motion to accept McClanahan and Holmes for this year's audit ending December 31, 2023, with a different lead auditor and to solicit proposals for audit services next year. Board Member Harold Latham seconded the motion. Motion passed unanimously.

10. Discussion and possible action regarding issuing request for qualifications for database management and development service.

General Manager Paul Sigle provided background information for the Board. Discussion was held. Chuck Dodd was appointed RRGCD representative to work with staff to review RFQs for database management and development service. This is a joint project with NTGCD. Board Member David Gattis made the motion to issue RFQ for database management and development service. Board Member Mark Gibson seconded the motion. Motion passed unanimously.

11. Update and possible action regarding the process for the development of Desired Future Conditions (DFC).

No updates

12. Consider and act upon compliance and enforcement activities for violations of District Rules.

Kristen Fancher, legal counsel, provided information regarding the Porter Green lawsuit. The lawsuit has been settled. In the future any new owner cannot use wells to fill pond, leakage problem has not been fixed.

13. General Manager's report: The General Manager will update the Board on operational, educational, and other activities of the District.

- a. Well Registration Summary

General Manager Paul Sigle reviewed the well registration summary with the Board. Eight new wells were registered in September.

- b. Update on Injection/Disposal Well Monitoring Program

No updates

- c. Update of Historic Use Permits

General Manager Paul Sigle informed the Board that the District is in the process of updating Historic Use Permits that don't have issues by the end of the year. Discussion was held.

14. Open forum / discussion of new business for future meeting agendas.

Regular November meeting date third Thursday, November 16, 2023.

11. Adjourn.

Board President Mark Patterson declared the meeting adjourned at 11:30 a.m.

Velma Starka
Recording Secretary

Robert M. St. John
Secretary-Treasurer