

**MINUTES OF THE BOARD OF DIRECTORS' BOARD MEETING AND PUBLIC HEARING
NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT**

TUESDAY AUGUST 27, 2019

**PILOT POINT ISD ADMINISTRATION OFFICE
829 S. HARRISON ST/
PILOT POINT, TEXAS 76258**

Members Present: Ronny Young, Allen Knight, Ryan Henderson, Lee K. Allison, Thomas Smith, David Flusche, Evan Groeschel, and Joe Helmberger

Members Absent: Ron Sellman

Staff: Drew Satterwhite, Paul Sigle, Carolyn Bennett, Theda Anderson, and Velma Starks

Visitors: Kristen Fancher, Fancher Legal
Darryl Waldock, Aqua Texas
Michelle Carte, UTRWD
Matt Van Hattem, Collier Consulting
Mike Hernandez, Aqua Texas
Peter M. Schulmeyer, Collier Consulting

Permit Hearing

Agenda:

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

President Thomas Smith called the permit hearing to order at 10 a.m.

2. Review the Production Permit Applications of:

Applicant: Aqua Texas, Inc.; 9450 Silver Creek Road, Fort Worth, Texas 76108

Location of Well: 15510 Sam Reynolds Road, Justin, TX 76247; Latitude: 33.076844°N, Longitude: 97.367553°W; Located north of Sam Reynolds Road about 500 feet west of the Sam Reynolds Road and Dalrymple Lane intersection

Purpose of Use: Public Water System

Requested Amount of Use: 8,630,000 gallons per year

Production Capacity of Well: 340 gallons per minute

Aquifer: Antlers (Trinity) Aquifer

Applicant: Prosper ISD, 605 E. 7th Street, Prosper, TX 75078

Location of Well: 3080 Fishtrap Road, Prosper, TX 75078; Latitude: 33.232°N Longitude: -96.849°W; Located west of Harper Road about 800 feet north of the Fishtrap Road and Harper Road Intersection

Purpose of Use: Irrigation

Requested Amount of Use: 8,500,000 gallons per year

Production Capacity of Well: 150 gallons per minute

Aquifer: Twin Mountains (Trinity) Aquifer

General Manager Drew Satterwhite reviewed the permits with the Board. The Aqua Texas permit is the first permit requiring a Hydrogeological Report. General Manager Drew Satterwhite explained how the Hydrogeological Report and Historical Usage.

The staff then proceed to explain the Prosper ISD application and request. Discussion ensued on both permits by the Board of Directors.

3. Public Comment on the Production Permit Applications.

There were no public comments.

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

Board Member Joe Helmberger made the motion to grant the applications as presented. Board Member Ronny Young seconded the motion. Motion passed unanimously.

5. Adjourn or continue permit hearing.

Board President Thomas Smith adjourned the permit hearing at 10:18 a.m.

Board Meeting

1. Pledge of Allegiance and Invocation

President Thomas Smith led the group in the Pledge of Allegiance and provided the invocation.

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

President Thomas Smith called the meeting to order 10:20 a.m., established a quorum was present, and declared the meeting open to the public.

3. Public Comment

There were no public comments.

4. Consider and act upon approval of the minutes from the July 16, 2019, Board meeting.

Board President Thomas Smith asked for approval of the minutes from the July 16, 2019 meeting. Board Member David Flusche made the motion to approve the minutes. Board Member Allen Knight seconded the motion. Motion passed unanimously.

5. Consider and act upon approval of invoices and reimbursements, Resolution No. 2019-08-27-01.

General Manager Drew Satterwhite reviewed the liabilities with the Board. Board Member Ronny Young made the motion to approve Resolution No. 2019-08-27-01. Board Member Allen Knight seconded the motion. Motion passed unanimously.

6. Receive reports from the following Committees*:

- a. Budget and Finance Committee
 - 1) Receive Monthly Financial Information

General Manager Drew Satterwhite reviewed the financial information with the board.

7. Consider and act upon confirming execution of Engagement Letter for Audit Services for Fiscal year ending December 31, 2019.

General Manager Drew Satterwhite provided background information for the Board. In 2018 proposals for audit services for a period up to five (5) years were solicited. Four proposals were received. The audit committee recommended McClanahan and Holmes, LLP of Bonham, Texas and the Board accepted the recommendation. The fees for the 2019 audit services will be \$5,500 which is \$35 less than they indicated in their 5-year proposal to the District. Board Member Joe Helmberger made the motion to authorize the engagement letter with McClanahan and Homes, LLP for the 2019 audit. Board Member Allen Knight seconded the motion. Motion passed unanimously.

8. Consider and Act upon amendments to the District's Hydrogeological Report Requirements.

General Manager Drew Satterwhite informed the Board that the District now requires a hydrogeological report to be submitted as part of the application process for wells or well systems capable of producing 200 gallons per minute or more. The staff has identified a few items that the Board may want to consider adding or changing. Suggested change is to:

- D. Interference analysis must include the following:
 1. Provide quantitative analysis that shows the projected impacts from 1) the proposed production from the well or well system(if applicable) and 2) the well or well system (if applicable) running 100% of the simulation periods. **NOTE:Applicant is advised to work with District Staff to settle on proposed production volume prior to performing the analysis.**

Suggested addition to guidelines is:

- F. Copies of the modeling files must be submitted with the report.

A discussion was held and Kristen Fancher, Legal Counsel, explained legal process of potential situations. Board Member Ronny Young made the motion to adopt the amended Hydrogeological Report Requirements. Board Member Ryan Henderson seconded the motion. Motion passed unanimously.

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

- a. Creation of a DFC Committee for this planning cycle

A DFC Committee for this planning cycle was created. Members are Evan Groeschel, Ronny Young, Lee K. Allison and Thomas Smith (ex officio). General Manager Drew Satterwhite briefly explained that the GMA 8 group has 9 factors, which have been divided into 3 factors at a time to be discussed by the individual district DFC committees and then the information to be brought to the GMA 8 meeting. James Beach, WSP, will then take the data and provide maps and proposed pumping numbers. The Districts have also been asked to complete a Similar Rules Survey.

10. Consider and act upon compliance and enforcement activities for violations of District's Rules.

- a. DWW Golf Management Company

General Manager Drew Satterwhite informed the Board that DWW Golf Management Company has not paid all fees that were required. Mr. Satterwhite recommended that the next step should be taken which is a Show Cause Hearing. This will be scheduled for the next meeting allowing DWW Golf Management Company to discuss the situation with the Board of Directors.

- b. C.L. Miller

General Manager Drew Satterwhite informed the Board that C.L. Miller sent in completion and driller's log at which time it was discovered that no Application and Notice to Proceed had been processed for this particular well. The driller had been told by the well owner that all necessary permits had been obtained. The driller accepted responsibility for failing to have checked with the District and drilling without a Notice to Proceed. This is a major violation and the fine is \$500. The well is a 25 gpm domestic. A discussion was held and it was suggested that the driller be given opportunity to register this well according to the Permanent Rules as a non-exempt well within 30 days or to modify the well to 17.36 gpm or less exempt well within 60 days. Board Member Joe Helmberger made the motion to fine the driller \$500 and to give the driller the opportunity to register this well according to the Permanent Rules as a non-exempt well within 30 days or to modify the well to 17.36 gpm or less exempt well within 60 days. Board Member Allen Knight seconded the motion. Motion passed unanimously.

11. General Manager's Report: The General Manager will update the board on operational, educational and other activities of the District.

- a. District's Disposal/Injection Well Program

General Manager Drew Satterwhite informed the Board that memorandums have been sent.

There is no report to be given at this time.

b. Monitoring Well Equipment

General Manager Drew Satterwhite informed the Board that there are three wells in Savannah, two wells at 2,000+ feet and one well at 600 feet with no pumping equipment. The usage of monitoring wells and loading information to the website was discussed.

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

After a brief discussion it was decided to cancel the September meeting and have the next meeting on the regular schedule on October 8.

13. Adjourn public meeting

Board President Thomas Smith declared the meeting adjourned at 11:19 a.m.

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Velma Starks
Recording Secretary

[Signature]
Secretary-Treasurer