

**NORTH TEXAS  
GROUNDWATER  
CONSERVATION  
DISTRICT**

**PERMIT HEARING AND BOARD MEETING**

Join by computer, tablet or smartphone at the following link:

<https://global.gotomeeting.com/join/331857229>

or

Join by phone 872-240-3212 with access code: 331-857-229

**TUESDAY  
SEPTEMBER 8, 2020  
10:00 AM**

NOTICE OF PUBLIC MEETING

OF THE  
BOARD OF DIRECTORS of the

**NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT**

Join by computer, tablet or smartphone at the following link:  
<https://global.gotomeeting.com/join/331857229>

**Or**

Join by phone 872-240-3212 with access code: 331-857-229

**Tuesday, September 8, 2020**

Notice is hereby given that, in accordance with Governor Abbott's March 16, 2020, action to temporarily suspend certain provisions of the Texas Open Meetings Act, a quorum of the Board of Directors of the North Texas Groundwater Conservation District ("District") will hold a permit hearing and Board meeting via telephone and video conference call beginning at 10:00 a.m. on Tuesday, September 8, 2020. Any member of the public who wishes to participate remotely may do so through the remote access options provided above.

**Permit Hearing**

The Permit Hearing will begin at 10:00 a.m.

Notice is hereby given that the Board of Directors of the North Texas Groundwater Conservation District ("District") will conduct a permit hearing on the following Production Permit Applications:

**Agenda:**

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

2. Review the Production Permit Applications of:

**Applicant:** North Texas Municipal Water District (Garney Construction); 361 County Road 4965, Leonard, TX 75452

**Location of Well:** 5571 Bomar Lane, McKinney, TX 75071; Latitude: 33.232982°N, Longitude: 96.556154°W; About one mile west of the intersection of County Road 988 and County Road 1827.

**Purpose of Use:** Construction, dust control, leak and pipe testing

**Requested Amount of Use:** 62,300,000 gallons for the duration of the construction project

**Production Capacity of Well:** 199 gallons per minute

**Aquifer:** Woodbine Aquifer

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

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.
5. Adjourn or continue permit hearing.

### Board Meeting

The regular Board Meeting will begin upon adjournment of the above noticed Permit Hearing.

Notice is hereby given that the Board of Directors of the North Texas Groundwater Conservation District ("District") may discuss, consider, and take all necessary action, including expenditure of funds, regarding each of the agenda items below:

#### Agenda:

1. Pledge of Allegiance and Invocation.
2. Call to order, establish quorum; declare meeting open to the public.
3. Public comment.
4. Consider and act upon approval of the minutes from the August 11, 2020, Board meeting.
5. Consider and act upon approval of invoices and reimbursements, Resolution No. 2020-09-08-01.
6. Receive reports from the following Committees\*:
  - a. Budget and Finance Committee
    - 1) Receive Monthly Financial Information
7. Presentation and possible action on the Texas Water Development Board's rulemaking for the Brackish Groundwater Production Zone Rules.  
  
Update and possible action regarding the process for the development of Desired Future Conditions (DFCs).
8. Consider and act upon compliance and enforcement activities for violations of District rules.
  - a. CTMGT Montalcino, LLC
9. 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
  - b. Well Registration Summary
10. Open forum / discussion of new business for future meeting agendas.
11. Adjourn public meeting.

\* Reports from District standing committees will include a briefing by each committee for the Board on the activities of the committee, if any, since the last regular Board meeting.

*The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time.*

*These public meetings are available to all persons regardless of disability. If you require special assistance to attend the meeting, please call (855) 426-4433 at least 24 hours in advance of the meeting to coordinate any special physical access arrangements.*

*For questions regarding this notice, please contact Velma Starks at (855) 426-4433, at [ntgcd@northtexasgcd.org](mailto:ntgcd@northtexasgcd.org), or at 5100 Airport Drive, Denison, TX 75020.*

At any time during the meeting or work session and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the North Texas Groundwater Conservation District Board may meet in executive session on any of the above agenda items or other lawful items for consultation concerning attorney-client matters (§551.071); deliberation regarding real property (§551.072); deliberation regarding prospective gifts (§551.073); deliberation regarding personnel matters (§551.074); deliberation regarding security devices (§551.076); and deliberation regarding cybersecurity (§551.089). Any subject discussed in executive session may be subject to action.

ATTACHMENT 4

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

Join by computer, tablet or smartphone at the following link:  
<https://global.gotomeeting.com/join/182202389>

or

Join by phone 571-317-3122 with access code: 182-202-389

**Tuesday, August 11, 2020 – 10:00 a.m.**

Notice is hereby given that, in accordance with Governor Abbott's March 16, 2020, action to temporarily suspend certain provisions of the Texas Open Meetings Act, a quorum of the Board of Directors of the North Texas Groundwater Conservation District ("District") will hold a permit hearing and Board meeting via telephone and video conference call beginning at 10:00 a.m. on Tuesday, August 11, 2020. Any member of the public who wishes to participate remotely may do so through the remote access options provided above.

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**Members Present:** Thomas Smith, Ronny Young, Allen Knight, Ryan Henderson, Lee K. Allison, and Ron Sellman

**Members Absent:** Joe Helmberger and David Flusche

**Staff:** Drew Satterwhite, Paul Sigle, Allen Burks, Theda Anderson, Debi Atkins, Nichole Sims, and Velma Starks

**Visitors:** Kristen Fancher, Fancher Legal  
Peter Schulmeyer  
Christopher Cook  
Krishna Chandrasekhara

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**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 10:02 a.m.

2. Review the Production Permit Applications of:

**Applicant:** Capital One; 7933 Preston Road; Plano, TX 75024

**Location of Well:** 7933 Preston Road; Plano, TX 75024; Latitude: 33.08405°N, Longitude: 96.80697°W;

About 1,500 feet northwest on Dominion Parkway from the intersection of Dominion Parkway and Hedgcoxe Road and 400 feet northeast from Dominion Parkway

**Purpose of Use:** Irrigation and Pond(s)/Surface Impoundment(s)

**Requested Amount of Use:** 2,195,000 gallons per year; total production of 24,730,000 gallons per year (Historic Use Permit: 22,534,000 gallons per year; Proposed Production Permit: 2,195,000 gallons per year)

**Production Capacity of Well:** 210 gallons per minute

**Aquifer:** Trinity (Paluxy) Aquifer

General Manager Drew Satterwhite reviewed the Permit Application with the Board.

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 Ryan Henderson made the motion to grant the Production Permit Application as presented. Board Member Ronny Young seconded the motion. The Board was polled individually. Motion passed unanimously.

5. **Adjourn or continue permit hearing.**

President Thomas Smith adjourned the permit hearing at 10:11 a.m.

**Board Meeting**

1. **Pledge of Allegiance and Invocation**

Board President Thomas Smith asked Board Member Ronny Young to lead the Pledge of Allegiance and provide the invocation.

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

Board President Thomas Smith called the meeting to order 10:11 a.m., established a quorum was present, and declared the meeting open to the public.

3. **Public Comment**

There were no public comments.

4. **Receive Presentation from Krishna Chandrasekhara regarding activities with the Texas 4-H Water Ambassador Program presentation.**

Krishna Chandrasekhara, high school senior in Irving, provided a verbal presentation regarding the Texas 4-H Water Ambassador Program and the activities he will be doing.

5. Consider and act upon approval of the minutes from the June 9 2020, Board meeting.

Board President Thomas Smith asked for approval of the minutes from the June 9, 2020 meeting. Board Member Allen Knight made the motion to approve the minutes. Board Member Lee Allison seconded the motion. The Board was polled individually. Motion passed with Board Member Ron Sellman abstaining.

6. Consider and act upon approval of invoices and reimbursements, Resolution No. 2020-08-11-01 and 2020-11-02.

General Manager Drew Satterwhite reviewed the liabilities with the Board. Board Member Ronny Young made the motion to approve Resolution No. 2020-08-11-01 and 2020-08-11-02. Board Member Allen Knight seconded the motion. The Board was polled individually. Motion passed unanimously.

7. Receive reports from the following Committees\*:

a. Budget and Finance Committee

1) Receive Monthly Financial Information

Board President Thomas Smith thanked the Budget Committee (Board Members Allen Knight, Ronny Young and Lee Allison and Thomas Smith, Ex Officio) for their work. General Manager Drew Satterwhite provided a review of the Financial Report for the Board.

2) Consider and act upon 2021 Operating Budget and Adopt Rate Schedule

General Manager Drew Satterwhite provided background for the Board. The Budget Committee met for an hour on July 29, 2020. The 2021 Budget was approved as presented. The 2021 Fee Schedule was approved as presented. Board Member Ronny Young made the motion to adopt the 2021 Operating Budget and the Rate Schedule as presented. Board Member Allen Knight seconded the motion. The Board was polled individually. Motion passed unanimously.

b. Investment Committee

1) Receive Quarterly Investment Report

General Manager Drew Satterwhite reviewed Quarterly Investment Report with Board.

c. Management Plan Committee

1) Receive 2019 Annual Report on Management Plan

General Manager Drew Satterwhite informed the board that in the past Carolyn Bennett prepared the report covering the activities of the District, including information concerning the District's performance in regard to achieving the District's management goals and objectives. Paul Sigle, EIT, the District's



Groundwater Technical Lead, prepared the report and provided a presentation on the 2019 Annual Report. Board Member Allen Knight made the motion to accept the 2019 Annual Report as presented. Board Member Lee Allison seconded the motion. The Board was polled individually. Motion passed unanimously.

2) Receive Quarterly Report

General Manager Drew Satterwhite reviewed the Quarterly Report with the Board.

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

General Manger Drew Satterwhite informed the Board that Run 11 was approved at the GMA 8 meeting on August 7, 2020. The next meeting will be in late October at which time GMA 8 plans , toadopt DFC resolution. At the August 7, 2020 meeting, the GMA adopted three resolutions to reassign boundaries between GMA 6 and GMA 8, GMA 7 and GMA 8 and GMA 9 and GMA 8. Upper Trinity GCD will be enabled to participate in both GMA 6 and GMA 8. GMA 8 will no longer have to discuss Cross Timbers Aquifer. Kristen Fancher, legal counsel, informed the Board that the DFC District Hearings will need to be held in December / January to finalize District's DFC.

9. Consider and act upon compliance and enforcement activities for violations of District rules.  
a. Shenandoah Estates

General Manager Drew Satterwhite updated the Board. Shenandoah Estates was fined in June. They are submitting meter readings, however; they are not paying water use fees. Several attempts have been made to contact them, however; if no response by the deadline, the next step is to schedule a Show Cause Hearing.

10. 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 Board that there was no report on District's Disposal/Injection Well Program.

b. Well Registration Summary

General Manager Drew Satterwhite reviewed the June and July Well Registration Summaries.

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

Discussion was held regarding in person meetings / video conference calls and what equipment is available to accommodate a combination meeting. It was suggested to obtain equipment. September meeting will be video/ telephone conference call.

13. Adjourn public meeting

Board President Thomas Smith declared the meeting adjourned at 11:12 a.m.

#####

\_\_\_\_\_  
Recording Secretary

\_\_\_\_\_  
Secretary-Treasurer

ATTACHMENT 5

RESOLUTION NO. 2020-09-08-02

A RESOLUTION BY THE BOARD OF DIRECTORS OF THE NORTH TEXAS  
GROUNDWATER CONSERVATION DISTRICT AUTHORIZING PAYMENT OF  
ACCRUED LIABILITIES FOR THE MONTH OF AUGUST

The following liabilities are hereby presented for payment:	<u>Amount</u>
<b><u>Administrative Services</u></b>	
GTUA - August	28,831.12
<b><u>Direct Costs</u></b>	
NexTraq - July - September	119.85
<b><u>GMA-8 Fees</u></b>	
WSP - Joint groundwater planning effort through July	8,681.81
<b><u>Legal</u></b>	
Fancher Legal - August General Legal Counsel	2,624.30
<b><u>Software Maintenance</u></b>	
Aquaveo - Well Database Maintenance for July	500.00
<b><u>Well Drillers Deposits</u></b>	
Nathan P Mitchell - Driller Deposit Refund	100.00
<b>GRAND TOTAL:</b>	<b><u>\$ 40,857.08</u></b>

On motion of \_\_\_\_\_ and seconded by

\_\_\_\_\_

the foregoing Resolution was passed and approved on this, the 11th day of August, 2020 by the

AYE:

NAY:

\_\_\_\_\_  
President

\_\_\_\_\_  
Secretary/Treasurer

ATTACHMENT 6 A-1

# NORTH TEXAS GROUNDWATER

## Balance Sheet

As of August 31, 2020

### ASSETS

#### Current Assets

##### Checking/Savings

10001 Checking Account	1,257,679.39
10005 Cash-Index Account	6,738.33
10008 Cash - Tex Star	88,075.94
10025 Accounts Receivable	124,698.51
10033 A/R Penalties	2,000.00
10035 A/R GMA8 Members	18.24
10040 Pump Installer Deposit	100.00
10070 Liens	14,000.00
10010 INVESTMENT	700,000.00
10026 Allowance for Uncollectib	-27,500.00
12001 Prepaid Expenses	3,543.02

**TOTAL ASSETS** 2,169,353.43

### LIABILITIES & EQUITY

#### Liabilities

##### Current Liabilities

##### Accounts Payable

23100 Accounts Payable	40,716.63
23150 Well Drillers Deposits	35,350.00

**Total Liabilities** 76,066.63

#### Equity

35100 Retained Earnings	2,046,484.57
Net Income	46,802.23

**Total Equity** 2,093,286.80

**TOTAL LIABILITIES & EQUITY** 2,169,353.43

**NORTH TEXAS GROUNDWATER**  
**Profit & Loss Budget vs. Actual**  
 January through August  
 2020

	TOTAL				
	August 20	Budget	YTD Actual	Total Budget	% of Budget remaining
<b>Ordinary Income/Expense</b>					
<b>Income</b>					
46003 - Registration Fees	3,300.00	1,750.00	15,100.00	21,000.00	28.1%
46004 - Well Driller Fees	0.00		0.00		0.0%
46005 - PRODUCTION FEES	0.00	0.00	320,750.94	700,000.00	54.18%
46006 Income GMA#	0.00	4,166.67	24,213.29	50,000.00	51.57%
46007 - Penalties	0.00		5,000.00		0.0%
48015 Late Fees	0.00		18,793.42		0.0%
Uncategorized Income	0.00		0.00		0.0%
<b>Total Income</b>	<u>3,300.00</u>	<u>5,916.67</u>	<u>383,857.65</u>	<u>771,000.00</u>	<u>50.21%</u>
<b>Gross Profit</b>	3,300.00	5,916.67	383,857.65	771,000.00	50.21%
<b>Expense</b>					
<b>77010 ADMINISTRATIVE</b>					
77013 Admin-Secretarial	907.50	2,083.34	12,491.00	25,000.00	50.04%
77014 Admin-Project Coordinator	560.00	1,666.67	6,893.00	20,000.00	65.54%
77015 Admin-GM	4,633.00	5,166.67	47,700.00	62,000.00	23.06%
77016 Admin-Clerical	3,772.50	3,333.34	28,798.50	40,000.00	28.0%
77040 ADMIN-MILEAGE	6.76	250.00	578.05	3,000.00	80.73%
77025 ACCOUNTING	3,264.75	2,500.00	22,311.00	30,000.00	25.63%
77027 AUDITING	0.00	0.00	5,500.00	5,535.00	0.0%
77030 ADVERTISING	0.00	166.67	688.85	2,000.00	65.56%
77060 BANKING FEES	0.00	0.00	45.00	100.00	0.0%
77160 CONSULTING-HYDROGEO SVC	0.00	3,750.00	24,138.82	45,000.00	46.36%
77325 DIRECT COSTS-REIMB	378.25	583.35	2,271.24	7,000.00	67.55%
77450 DUES & SUBSCRIPTION	0.00	250.00	0.00	3,000.00	100.0%
77480 EQUIPMENT	701.82	833.34	1,243.02	10,000.00	87.57%
77485 Equipment Database	0.00	1,250.00	0.00	15,000.00	100.0%
77500 FEES-GMA#	8,542.81	4,583.34	31,762.15	55,000.00	42.25%
77550 FIELD TECH	8,925.00	10,416.67	83,706.00	125,000.00	33.04%
77560 Field Permitting/Geologis	4,704.00	5,833.34	43,982.50	70,000.00	37.17%
77660 FUEL/MAINTENANCE	205.92	291.87	2,023.44	3,500.00	42.19%
77800 INJECTION WELL MONITORING	0.00	58.34	314.20	700.00	55.11%
77810 INSURANCE & BONDING	354.31	329.17	3,298.98	3,950.00	16.48%
77970 LEGAL					
77976 Legal-Injection	0.00	1,416.67	3,229.40	17,000.00	81.0%
77970 LEGAL - Other	2,624.30	4,166.67	17,938.82	50,000.00	64.12%
78010 MEETINGS & CONFERENCES	4.00	666.67	1,709.83	8,000.00	78.63%
78310 Rent	200.00	200.00	1,600.00	2,400.00	33.33%
78600-SOFTWARE MAJNT	500.00	416.67	5,692.95	5,000.00	-13.86%
78810 TELEPHONE	271.57	225.00	2,151.27	2,700.00	20.32%
78780 Well Monitoring/Testing	0.00	375.00	216.57	4,500.00	95.19%
<b>Total Expense</b>	<u>40,556.49</u>	<u>32,729.23</u>	<u>350,284.59</u>	<u>615,385.00</u>	<u>43.08%</u>
<b>Other Income/Expense</b>					
<b>Other Income</b>					
46100 INTEREST INC	0.00	1,666.67	13,229.17	20,000.00	
<b>Total Other Income</b>	<u>0.00</u>	<u>1,666.67</u>	<u>13,229.17</u>	<u>20,000.00</u>	
<b>Net Other Income</b>	<u>0.00</u>	<u>1,666.67</u>	<u>13,229.17</u>	<u>20,000.00</u>	
<b>Net Income</b>	<u>-37,256.49</u>	<u>-25,146.89</u>	<u>46,802.23</u>	<u>176,616.00</u>	

ATTACHMENT 9 b.



North Texas Groundwater Conservation District

Well Registration Summary  
As of August-31-2020

Well Type	Total Registered Collin County	Total Registered Cooke County	Total Registered Denton County	Total NTGCD	New Registrations since Jul-31-2020
Agriculture	8	12	40	60	1
Commercial / Small Business	7	9	33	49	0
Domestic Use (household / lawn watering at residence)	87	467	817	1372	23
Filling a pond or other surface impoundment**	50	15	104	170	0
Golf course irrigation	15	2	21	38	0
Industrial / Manufacturing	8	11	8	28	0
Irrigation	93	4	185	282	1
Leachate	0	0	0	0	0
Livestock Watering	8	71	59	138	2
Monitoring	0	0	0	0	0
Municipal / Public Water System	34	75	235	345	0
Other	12	8	37	57	1
Piezometer	0	0	0	0	0
Poultry	0	0	0	0	0
Solely to supply water for rig actively***	1	1	7	9	0
Supplying water for oil or gas production*	0	6	60	66	0
Not Specified	17	10	44	71	0
SUM	340	691	1650	2685	28

ADJOURN