

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

Thursday, October 28, 2021

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

Members Present: Chuck Dodd (arrived 10:52 a.m.), David Gattis, Mark Gibson, Harold Latham, Billy Stephens, and Mark Patterson

Members Absent: Mark Newhouse

Staff: Drew Satterwhite, Nichole Sims, Wayne Parkman, Theda Anderson, Debi Atkins, and Velma Starks

Visitors: Kristen Fancher, Fancher Legal
Sam Swope, well owner
Brent Dodd, Starr WSC

Show Cause Hearing

The Show Cause Hearing will begin at 10:00 a.m.

Notice is hereby given that the Board of Directors of the Red River Groundwater Conservation District ("District") will hold a show cause hearing and may discuss, consider, and take all necessary action regarding the subject matter of the hearing.

Agenda:

1. Call to Order, declare hearing open to the public, and take roll.

Board President Mark Patterson called the show cause hearing to order at 10:04 a.m.

2. Conduct Show Cause Hearing under District Rule 11.6 on the following for alleged violations of District Rules; discuss, consider, receive testimony, and take appropriate action, including without limitation authorizing the District to initiate a civil lawsuit to enforce compliance with the District Rules, including recovery of civil penalties, costs, and attorney's fees, and all other appropriate legal and equitable relief:

A. Sam Swope and Constance Biesinger, P.O. Box 404, Denison, TX 75021

General Manager Drew Satterwhite provided background information for board. Mr. Swope made statements regarding the situation.

Board went in Executive Session at 10:10 a.m. No action was taken in Executive Session. Board reconvened into regular session at 10:27 a.m.

Board President Mark Patterson provided an update that the Board reviewed information and that the well driller agreed to pay the fine and to bring the well into compliance. Board Member David Gattis made the motion that the District accept the compliance of the well driller, and not pursue additional enforcement against the well owner, contingent on the well driller paying the fine and bringing the well into compliance. Board Member Mark Gibson seconded motion. Motion passed unanimously.

3. Adjourn or continue show cause hearing.

Board President Mark Patterson adjourned the show cause hearing at 10:30 a.m.

Permit Hearing

The Permit Hearing will begin upon completion of the show cause hearing.

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

Agenda:

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

Board President Mark Patterson called the Permit Hearing meeting to order at 10:30 a.m.

2. Review the Production Permit Application of:

New Production Permits

- a. **Applicant:** North Texas Municipal Water District, P.O. Box Wylie, TX 75098
Location of Well: 1133 CR 4965, Leonard, TX 75452; Latitude: 33.390556°N Longitude: 96.284722°W; About 3,700 feet south of the County Road 4965 and US Highway 69 intersection and about 2,500 feet west of County Road 4965.
Purpose of Use: Construction Water
Requested Amount of Use: 53,000,000 gallons through 2023 or the completion of the construction project
Production Capacity of Well: 500 gallons per minute
Aquifer: Woodbine Aquifer

General Manager Drew Satterwhite reviewed the Permit Application with the Board. Discussion was held.

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

No Public Comment.

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.

Board Member David Gattis made the motion to approve the permit. Board Member Billy Stephens seconded the motion. Motion passed unanimously.

5. Adjourn or continue permit hearing.

Board President Mark Patterson adjourned the Permit Hearing at 10:36 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 David Gattis 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 10:38 a.m., established a quorum was present, and declared the meeting open to the public.

3. Public Comment.

No public comment.

4. Consider and act upon approval of Minutes of September 16, 2021, Board Meeting.

Board Member David Gattis made a motion to approve the minutes of the September 16, 2021 meeting. The motion was seconded by Board Member Harold Latham. The motion passed unanimously.

5. Budget and Finance.

- a. Review and approval of monthly invoices.

General Manager Drew Satterwhite reviewed the invoices with the Board. Brief discussion was held. Board Member David Gattis made the motion to approve the September invoices. Board Member Mark Gibson seconded the motion. Motion passed unanimously.

- b. Receive monthly financial information.

General Manager Drew Satterwhite reviewed the District's monthly financial information with the Board.

- c. Consider and act upon approval of Investment Policy.

General Manager Drew Satterwhite reviewed the policy with the Board. Discussion was held. Board Member David Gattis made the motion to remove G. under Section 1.03 Delegation of Investment Authority and to approve the Investment Policy with such amendments. Board member Harold Latham seconded the motion. Motion passed unanimously.

6. Receive Quarterly Investment Report.

General Manager Drew Satterwhite reviewed the Quarterly Investment report with the Board.

7. Receive Quarterly Report on Management Plan.

General Manager Drew Satterwhite reviewed the Quarterly Report on Management Plan with the Board.

8. Discuss the District's Proposed Management Plan.

General Manager Drew Satterwhite provided background information for the Board and reviewed changes with the Board. Discussion was held. The Management Plan will be sent to TWDB after Kristen Fancher, legal counsel, updates the plan as discussed.

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

General Manager Drew Satterwhite informed the Board that the GMA 8 meeting will be held Thursday, November 4, 2021. The DFC and the Explanatory Report will be adopted at this meeting. Joe B. Cooper retired from Middle Trinity GCD. Mitchell Sodek, current vice-chair, will chair November GMA 8 meeting.

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

No violations at this time.

11. Discussion and possible action regarding Water Loss Data within the District.

General Manager Drew Satterwhite proposed to table this item until next meeting. Discussion was held. Item will be on next meeting agenda.

12. 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 Drew Satterwhite reviewed the well registration summary with the Board.

b. Update on Injection/Disposal Well Monitoring Program

No update

c. Legislative Update

Kristen Fancher, legal counsel reported redistricting is taking place.

General Manager Drew Satterwhite was elected vice president on TAG. Discussion was held.

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

Next meeting is scheduled for November 18, 2021 only if permit hearing, if no permit next meeting will be December.

14. Adjourn.

Board President Mark Patterson declared the meeting adjourned at 11:25 a.m.


Recording Secretary


Secretary-Treasurer