

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

Thursday, March 17, 2022

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

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

Members Absent:

Staff: Drew Satterwhite, Nichole Sims, Paul Sigle, Theda Anderson, and Velma Starks

Visitors: Kristen Fancher, Fancher Legal
Michael Timpson
Joe Brown, Attorney

Permit Hearing

The Permit 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 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 10:02 a.m.

2. Review the Production Permit Application of:

New Production Permits

Applicant: Two Way Special Utility District, P.O. Box 919, Whitesboro, TX 76273
Location of Well: 3085-3435 FM 901, Whitesboro, TX 76273; Latitude: 33.605572°N
Longitude: 96.856901°W; About 240 feet southwest of the FM 901 and Shook Road intersection.

Purpose of Use: Public Water System

Requested Amount of Use: 142,926,951 gallons per year

Production Capacity of Well: 450 gallons per minute

Aquifer: Trinity (Antlers)

General Manager Drew Satterwhite reviewed the Permit Application with the Board. Discussion was held. Board Member David Gattis made the motion to approve the permit. Board Member Mark Newhouse seconded the motion. Motion passed unanimously.

Applicant: Mustang Special Utility District, 7985 FM 2931, Aubrey, TX 76227
Location of Well: 9383 Farmington Road, Van Alstyne, TX 75495; Latitude: 33.453364°N
Longitude: 96.644944°W; About 100 feet north of the Farmington Road and Hodgins Road intersection and about 100 feet west of Farmington Road.
Purpose of Use: Public Water System
Requested Amount of Use: 72,990,000 gallons per year
Production Capacity of Well: 400 gallons per minute
Aquifer: Trinity (Antlers)

General Manager Drew Satterwhite reviewed the Permit Application with the Board. Discussion was held. Board Member Billy Stephens made the motion to approve the permit. Board Member Mark Gibson seconded the motion. Motion passed unanimously.

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.
5. Adjourn or continue permit hearing.

Board President Mark Patterson adjourned the Permit Hearing at 10:23 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 10:24 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 December 16, 2021, Board Meeting.

Board Member David Gattis made a motion to approve the minutes of the December 16, 2021 meeting. The motion was seconded by Board Member Chuck Dodd. 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 December, January, and February invoices. Board Member Chuck Dodd 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. An additional technician has been hired and will start March 28, 2022. Discussion was held.

c. Receive Quarterly Investment Report.

General Manager Drew Satterwhite reviewed the report with the Board.

6. Receive Quarterly Report on Management Plan.

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

7. Discussion and possible action regarding the District's declaration of Drought.

General Manager Drew Satterwhite provided background information for the Board. The Staff is not recommending "drought" declaration. If the Board implements "drought" declaration, it will add 15% more water use to permittees. Discussion was held. The Board decided to not take action at this time. Board Member Chuck Dodd made the motion to table action at this time. Board Member Mark Gibson seconded the motion. Motion passed unanimously.

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

General Manager Drew Satterwhite informed the Board that the Explanatory Report was submitted. James Beach was the lead consultant with WSP, then he left to form his own firm, Advanced Groundwater Solutions, LLC, then Rohit Goswami, WSP, was the lead consultant; now he has left to form his own firm. As a result of Mr. Beach and Mr. Goswami leaving WSP, GMA 8 is looking at getting

a third lead consultant. After we receive the DFCs from the TWDB we will schedule a GMA 8 meeting. Items on the GMA 8 agenda will include the calibration of the model and hiring a consultant. Discussion regarding model was held. The Board supports the recalibration of the model.

9. Consider and act upon compliance and enforcement activities for violations of District Rules.
 - a. Update on Timpson v. Gillum and Porter Green, LLC, 397th District Court, Grayson County, Case No. CV-21-0786

Kristen Fancher, legal counsel, provided information in relation to action we had against Porter Green. They put clay liner in pond to stop leakage. Joe Brown, attorney for Mr. Timpson told the Board this is a civil case to recover damages for trees and property damage. Per, Mr. Timpson, since installation of clay liner, there has been no decrease in water leaking from pond. Joe Brown renewed Mr. Timpson's complaint to district and asked that action be taken to shut down well usage. Discussion was held.

Board convened into Executive Session at 10:55 a.m.

Board reconvened into regular session at 11:17 a.m.

Kristen Fancher, legal counsel, stated that Staff will be monitoring the production and asking for update on report. No action was taken.

10. 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. Sixteen new wells were registered in February.

- b. Update on Injection/Disposal Well Monitoring Program

No update

- c. Mountain Pure vs. Neches and Trinity Valley GCD case update

Kristen Fancher, legal counsel, informed the Board that the District funds didn't need to be involved in the lawsuit. Court denied review of case which resulted in favor of GCDs.

- d. Legislative Update

General Manager Drew Satterwhite provided update.

Board Member Harold Latham will present education program for second graders in April.

- e. Management Plan Update

General Manager Drew Satterwhite informed the Board that the District received comments back from TWDB. Paul Sigle, Groundwater Technical Lead, informed the Board a new MAG update needs to be done within two years. In order not to have to do two within five years, an updated MAG needs to be done in 2023 along with a new Management Plan.

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

Next meeting is scheduled for April 21, 2022 with a possible permit.

12. Adjourn.

Board President Mark Patterson declared the meeting adjourned at 11:40 a.m.


Recording Secretary


Secretary-Treasurer