

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

**THURSDAY, AUGUST 20, 2020**

Join by computer, tablet or smartphone at the following link:  
<https://global.gotomeeting.com/join/519762869>

or

Join by phone 224-501-3412 with access code: 519-762-869

**Thursday, August 20, 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 Red River Groundwater Conservation District ("District") will hold a Board meeting via telephone and video conference call beginning at 10:00 a.m. on Thursday, August 20, 2020. Any member of the public who wishes to participate remotely may do so through the remote access options provided above.

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

**Members Absent:**

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

**Visitors:** Kristen Fancher, Fancher Legal  
Mike Keester (LRE Water)  
John Keen  
Dave Tomlinson, GTUA  
Tom Pruitt, City of Sherman

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**Permit Hearing**

**Agenda:**

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

General Manager Drew Satterwhite established quorum and called the Permit Hearing to order at 10:03 a.m.

2. Review the Production Permit Applications of:

**Applicant:** Southwest Fannin Special Utility District; 8046 W. State Hwy. 56, Savoy, TX 75479

**Location of Well:** FM 2645 & CR 1255, Savoy, Texas 75479; Latitude: 33.6393°N Longitude: 96.3135°W; about 735 feet south of the County Road 1255 and Farm Market 2645 intersection

**Purpose of Use:** Public Water System

**Requested Amount of Use:** 55,000,000 gallons per year; total production of 73,510,207 gallons per year (Historic Use Permit: 18,510,207 gallons per year; Proposed Production Permit: 55,000,000 gallons per year)

**Production Capacity of Well:** 300 gallons per minute

**Aquifer:** Trinity (Antlers) Aquifer

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

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

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 David Gattis made the motion to approve the Production Permit Application. Board Member Mark Newhouse seconded the motion. The Board was individually polled. Motion passed unanimously.

5. Adjourn or continue permit hearing.

Permit Hearing was adjourned at 10:13 a. m.

### Board Meeting

1. Pledge of Allegiance and Invocation.

General Manager Drew Satterwhite led the Pledge of Allegiance and Board Member Board Member Chuck Dodd provided the invocation.

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

General Manager Drew Satterwhite called the meeting to order at 10:14 a.m., established that 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 Minutes of June 18, 2020 Board Meeting.

Board Member Chuck Dodd made a motion to approve the minutes of the July 16, 2020 meeting. The motion was seconded by Board Member Billy Stephens. The Board was individually polled. Motion passed unanimously.

5. Budget and Finance.

- a. Review and approval of monthly invoices.

General Manager Drew Satterwhite reviewed monthly invoices with the Board. Board Member Billy Stephens made the motion to approve the monthly invoices. Board Member Mark Newhouse seconded the motion. The Board was individually polled. Motion passed unanimously.

b. Receive monthly financial information.

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

c. Consider and act upon 2021 Operating Budget.

General Manager Drew Satterwhite reviewed the Budget with the Board. The Budget Committee met on July 30, 2020 and approved the Budget that is being presented. The District has the lowest rates in the region. The highlights were reviewed. The Budget Committee recommended reducing production fees to \$0.065 cents from \$0.07 cents. Committee suggested sending letter to nonexempt well owners explaining the temporary reduction. Fund Balance was reviewed. Fund Balance policy to be discussed at a future meeting when we meet in person. Need to discuss the fee schedule before voting on the budget.

d. Consider and act upon 2021 Groundwater Production Fee and Fee Schedule.

General Manager Drew Satterwhite reviewed 2021 Fee Schedule.

Board Member David Gattis made the motion to approve the Budget and the Fee Schedule as presented reducing production fees to \$0.065 cents from \$0.07 cents. Board Member Harold Latham seconded the motion. The Board was individually polled. Motion passed unanimously.

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

General Manager Drew Satterwhite informed the Board that at the August 7, 2020 GMA 8 meeting it was discussed that Run 11 is proposed to be DFC run. James Beach, WSP, is putting together resolution similar to resolution from last time. GMA 8 hopes to adopt the DFC resolution at the next meeting in mid or late October. Not sure if meeting will be held at a location in Cleburne or virtual meeting.

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

a. Porter Green

Kristen Fancher updated board. The pond leakage problem has been going on for over a year. At the last Board meeting, a \$500 major violation fine for noncompliance of the Board's previous order was added. If the fine was not paid and the problem fixed within 30 days, action to file lawsuit was to be taken. On July 21 production report was received. On July 29 the District inspected wells showing that they were running and filling pond in violation of the previous order. Last Friday, a phone call indicated that Mr. Matthews was not being informed by his staff person what was going on. Mr. Matthews intends to comply. A request was made to go into executive session.

Pursuant to the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, §551.071, consultation with attorney, the Red River Groundwater Conservation District

Board adjourned into Executive Session at 10:42 a.m.

Board reconvened into regular session at 10:57 a.m. No action was taken during executive session.

Board Member David Gattis made a motion giving the General Manager, authority to coordinate with Board President, Mark Patterson, and Kristen Fancher, Legal Counsel, to take steps necessary to accomplish what we need to do to get Porter Green in compliance which includes confirmation of compliance consent order and for filing a law suit. Board Member Billy Stephens seconded the motion. The Board was individually polled. Motion passed unanimously.

8. 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 reported 9 wells registered in July.

b. Update on Injection/Disposal Well Monitoring Program

Kristen Fancher, legal counsel reported no update at this time and no activity.

General Manager Drew Satterwhite reported that the Agrilife irrigation and evaporation model is very close to being completed. When it is completed it will be brought to the board and at that time the Board will consider doing a phase 2 expanding the model.

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

General Manager Drew Satterwhite informed Board that if the Board wanted a Public Hearing in September, the deadline for newspaper posting is on Wednesday, August 26th at noon. It was suggested to wait until more information regarding how meetings are to be held is available before planning the Public Hearing. General manager Drew Satterwhite will talk to Board President Mark Patterson 7 to 10 days prior to the meeting regarding the meeting format.

10. Adjourn.

Board Member Billy Stephens made the motion to adjourn. Board Member Mark Newhouse seconded the motion. General Manager Drew Satterwhite declared the meeting adjourned at 11:05 a.m.

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Recording Secretary

  
Secretary-Treasurer