

**RED RIVER  
GROUNDWATER  
CONSERVATION  
DISTRICT**

**BOARD MEETING**

Greater Texoma Utility Authority Board Room  
5100 Airport Drive  
Denison, Texas 75020

**THURSDAY  
SEPTEMBER 15, 2022  
10:00 AM**

NOTICE OF PUBLIC MEETING  
OF THE  
BOARD OF DIRECTORS OF THE  
**RED RIVER GROUNDWATER CONSERVATION DISTRICT**  
**Thursday, September 15, 2022, at 10:00 a.m.**

**MEETING LOCATION:**  
**Greater Texoma Utility Authority Board Room**  
**5100 Airport Drive**  
**Denison, Texas 75020**

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**Board Meeting**

The regular Board Meeting will begin at 10:00 a.m.

Notice is hereby given that the Board of Directors of the Red River 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 Minutes of June 23, 2022, Board Meeting.
5. Budget and Finance.
  - a. Review and approval of monthly invoices.
  - b. Receive monthly financial information.
  - c. Consider and act upon 2023 Operating Budget.
  - d. Consider and act upon 2023 Groundwater Production Fee and Fee Schedule.
  - e. Receive Quarterly Investment Report
6. Receive Quarterly Report on Management Plan.
7. Receive 2021 Annual Report on Management Plan
8. Discuss potential amendments of the District's Rules
9. Update and possible action regarding the process for the development of Desired Future Conditions (DFC).

10. Consider and act upon compliance and enforcement activities for violations of District Rules.
  11. General Manager's report: The General Manager will update the Board on operational, educational and other activities of the District.
    - a. Well Registration Summary
    - b. Update on Injection/Disposal Well Monitoring Program
  12. Open forum / discussion of new business for future meeting agendas.
  13. Adjourn.
- 

<sup>1</sup>*The Board may vote and/or act upon each of the items listed in this agenda.*

<sup>2</sup>*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 Red River 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); personnel matters (§551.074); and deliberation regarding security devices (§551.076). Any subject discussed in executive session may be subject to action during an open meeting.*

<sup>3</sup>*Persons with disabilities who plan to attend this meeting, and who may need assistance, are requested to contact Velma Starks at (800) 256-0935 two (2) working days prior to the meeting, so that appropriate arrangements can be made.*

<sup>4</sup>*For questions regarding this notice, please contact Velma Starks at (800) 256-0935, at [rrgcd@redrivergcd.org](mailto:rrgcd@redrivergcd.org) or at 5100 Airport Drive, Denison, TX 75020.*

ATTACHMENT 4

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

**Thursday, June 23, 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,

Members Absent: Mark Patterson, Billy Stephens, and Mark Newhouse

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

Visitors: Kristen Fancher, Fancher Legal  
April Hatfield, Auditor  
John Faulkner, driller  
Nancy, City of Whitewright representative  
George, City of Leonard representative  
Alice Mussett, permit applicant

**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 Vice President Harold Latham called the Permit Hearing meeting to order at 10:03 a.m.

2. Review the Production Permit Application of:

**New Production Permits**

- a. **Applicant:** Alice Mussett, 1665 County Road 2210, Ivanhoe, TX 75447  
**Location of Well:** CR 2225, Ivanhoe, TX 75447; Well #1: Latitude: 33.715402°N Longitude: 96.118297°W; Well #2: Latitude: 33.715378°N Longitude: 96.117788°W; Well #3: Latitude: 33.715280°N Longitude: 96.115664°W; About 1,700 feet west of the CR 2235 and CR 2225 intersection.

**Purpose of Use:** Agriculture Irrigation  
**Requested Amount of Use:** 18,000,000 gallons per year  
**Production Capacity of Well:** 150 gallons per minute per well  
**Aquifer:** River Alluvial

General Manager Drew Satterwhite reviewed the permit with the Board. Board Member Mark Gibson made the motion to approve the permit. Board Member Chuck Dodd seconded the motion. Motion passed unanimously.

- b. **Applicant:** City of Whitewright; 206 W Grand Ave, Whitewright, TX 75491  
**Location of Well:** 316 Tom Salley Road, Whitewright, TX 75491; Latitude: 33.508344°N Longitude: 96.38267°W; About 1,500 feet south of the East Grand Street and Tom Salley Road intersection and about 100 feet east of Tom Salley Road.  
**Purpose of Use:** Public Water Supply  
**Requested Amount of Use:** 20,000,000 gallons per year  
**Production Capacity of Well:** 230 gallons per minute  
**Aquifer:** Woodbine

General Manager Drew Satterwhite reviewed the permit with the Board. Board Member David Gattis made the motion to approve the motion. Board Member Mark Gibson seconded the motion. Motion passed unanimously.

- c. **Applicant:** City of Pottsboro; 528 Hwy 120 E, Pottsboro, TX, 75076  
**Location of Well:** West FM 120, Pottsboro, TX 75076; Latitude: 33.758994°N Longitude: 96.650126°W; About 1,200 feet south of the Darter Drive and FM 120 intersection.  
**Purpose of Use:** Public Water Supply  
**Requested Amount of Use:** 105,120,000 gallons per year  
**Production Capacity of Well:** 350 gallons per minute  
**Aquifer:** Trinity (Antlers)

General Manager Drew Satterwhite reviewed the permit with the Board. Board Member David Gattis made the motion to approve the permit. Board Member Mark Gibson seconded the motion. Motion passed unanimously.

- d. **Applicant:** Greentip Properties LLC; 6911 Colfax Drive, TX 75231  
**Location of Well:** CR 2230, Ivanhoe, TX 75447; Latitude: 33.706917°N Longitude: 96.13475°W; About 3,800 feet north of the County Road 2230 and FM 1396 intersection and about 300 feet west of County Road 2230.  
**Purpose of Use:** Agriculture Irrigation and Surface Impoundment(s)  
**Requested Amount of Use:** 2,000,000 gallons per year  
**Production Capacity of Well:** 80 gallons per minute  
**Aquifer:** River Alluvial

General Manager Drew Satterwhite reviewed the permit with the Board. Board Member Chuck Dodd made the motion to approve the permit. Board Member David Gattis seconded the motion. Motion passed unanimously.

**Permit Amendments**

- e. **Applicant:** Banded Drake Ranch, LLC; 20210 FM 273 Telephone, TX 75488  
**Location of Well:** 20210 FM 273 Telephone, TX 75488; Latitude: 33.790242°N Longitude: 95.938561°W; About 3,350 feet west of the FM 100 and FM 273 intersection and about 350 feet south of FM 273.  
**Purpose of Use:** Surface Impoundment(s) for Wildlife Management  
**Requested Amount of Use:** 23,511,000 gallons per year  
**Production Capacity of Well:** 150 gallons per minute  
**Aquifer:** Woodbine  
**Amendment:** Increasing the requested amount of use from 879,798 to 23,511,000 gallons per year.

General Manager Drew Satterwhite reviewed the permit with the Board. Permits e. and f. were voted on at the same time.

- f. **Applicant:** Banded Drake Ranch, LLC; 20210 FM 273 Telephone, TX 75488  
**Location of Well:** 20210 FM 273 Telephone, TX 75488; Latitude: 33.790476°N Longitude: 95.937375°W; About 3,000 feet west of the FM 100 and FM 273 intersection and about 250 feet south of FM 273.  
**Purpose of Use:** Surface Impoundment(s) for Wildlife Management  
**Requested Amount of Use:** 11,880,562 gallons per year  
**Production Capacity of Well:** 150 gallons per minute  
**Aquifer:** Woodbine  
**Amendment:** Increasing the requested amount of use from 10,883,423 to 11,880,562 gallons per year.

General Manager Drew Satterwhite reviewed the permit with the Board. Permits e. and f. were voted on together. Board Member David Gattis made the motion to approve the permits. Board Member Chuck Dodd 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.

Permits a. through d. were approved separately. Permits e. and f. were approved together.

5. Adjourn or continue permit hearing.

Board Vice President Harold Latham adjourned the Permit Hearing at 10:24 a.m.

Board convened to Board Meeting at this time.

**Public Hearing to Adopt District Management Plan in Fannin and Grayson Counties, Texas**

The Public Hearing will begin upon adjournment of the Permit Hearing.

Notice is hereby given that the Board of Directors of the Red River Groundwater Conservation District ("District") will hold a public hearing, accept public comment, and may discuss and consider adoption of the District's Management Plan in Fannin and Grayson Counties, Texas.

**Agenda**

1. Call to Order; establish quorum; declare hearing open to the public; introduction of Board.
2. Review of Management Plan applicable to the District.

Paul Sigle presented the Management Plan to the Board. Discussion was held. Board Member Chuck Dodd made the motion to approve the Management Plan as presented. Board Member David Gattis seconded the motion. Motion passed unanimously.

3. Public Comment on District's Management Plan (verbal comments limited to three (3) minutes each).

No public comment.

4. Consider and act upon adoption of the Management Plan applicable to the District.

Management Plan presentation completed at 10:51 Board reconvened to Board Meeting.

**Board Meeting**

1. Pledge of Allegiance and Invocation.

Board Vice President Harold Latham 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 Vice President Harold Latham called the meeting to order at 10:27 a.m., established a quorum was present, and declared the meeting open to the public.

Board convened to Item 5 presentation of Audit at 10:28 a.m.

3. Public Comment.

George, City of Leonard representative commented on the problem with the meter reading.

4. Consider and act upon approval of Minutes of May 19, 2022, Board Meeting.



Board Member Chuck Dodd made a motion to approve the minutes of the May 19, 2022, meeting. The motion was seconded by Board Member Mark Gibson. The motion passed unanimously.

5. Consider and act upon 2021 Audit.

April Hatfield, McClanahan and Holmes, LLP, reviewed the audit with the Board. Board Member David Gattis made the motion to approve the audit. Board Member Chuck Dodd seconded the motion. Motion passed unanimously.

Board convened to Management Plan at 10:35 a.m.

6. 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 May 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. Brief discussion was held.

7. Appointment of a Budget Committee.

Table until next meeting.

8. Receive Quarterly Report on Management Plan.

Done last month.

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

General Manager Drew Satterwhite explained that the DFC explanatory report contained clerical errors that needed to be addressed. We are in the process of scheduling a GMA 8 meeting to re-adopt the DFCs with a corrected explanatory report and resolution. GMA 8 needs to elect officers and will likely discuss calibration of the model. Discussion was held.

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

a. City of Leonard

General Manager Drew Satterwhite reported to Board that meter reading errors were discovered that affect the past billings. No enforcement was recommended. George, City of Leonard representative explained the situation and requested that a bill be sent and they would get it paid.

11. 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. Fifteen (15) new wells were registered in May.

b. Update on Injection/Disposal Well Monitoring Program

No update

c. Update Rural Water Suppliers Solicitation

Third time solicitation has been sent by the District for Rural Water Suppliers board position representative. No responses were received. The District will send out solicitation every six months.

Individual well drilled near Pottsboro undrinkable water, water quality issue, individual trying to find someone to help, individual does not want to spend money to get Pottsboro water line.

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

Next meeting July 21, 2022 scheduled, may be cancelled if no permit.

13. Adjourn.

Board Vice President Harold Latham declared the meeting adjourned at 11:40 a.m.

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Recording Secretary

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Secretary-Treasurer

ATTACHMENT 5 a.

RESOLUTION NO. 2022-09-01

A RESOLUTION BY THE BOARD OF DIRECTORS OF THE RED RIVER GROUNDWATER CONSERVATION DISTRICT AUTHORIZING PAYMENT OF ACCRUED LIABILITIES FOR THE MONTHS OF JUNE-AUGUST

The following liabilities are hereby presented for payment:

|  | <u>Amount</u>              |
|--|----------------------------|
| <b><u>Advertising</u></b>  |                            |
| Innovation Event Management - TAGD Sponsor of Event Groundwater Summit | 2,000.00                   |
| <b><u>Auditing</u></b>   |                            |
| McClanahan & Holmes - 2021 Audit                                       | 5,125.00                   |
| <b><u>Administrative Services</u></b>                                  |                            |
| GTUA - June  | 24,438.03                  |
| GTUA - July  | 13,276.33                  |
| GTUA - August  | 13,474.26                  |
| <b><u>Contract Services</u></b>  |                            |
| Advanced Groundwater Solutions - June Hydro-Geo Consulting             | 2,999.50                   |
| <b><u>Direct Costs</u></b>   |                            |
| Grayson County Tax Accessor - registration renewal for 2016 F150 truck | 7.50                       |
| NexTraq - August 2022 GPS  | 32.95                      |
| NexTraq - September 2022 GPS   | 34.95                      |
| <b><u>GMA-8 Fees</u></b>   |                            |
| NTGCD - May through August 2022 GMA8 expenses                          | 115.73                     |
| <b><u>Injection Monitoring</u></b>                                     |                            |
| Statewide Plat Service - May & June monthly charges                    | 106.40                     |
| <b><u>Legal</u></b>  |                            |
| Fancher Law - BOD general legal services for June 2022                 | 1,248.00                   |
| Fancher Law - BOD general legal services for July-August 2022          | 2,300.00                   |
| <b>GRAND TOTAL:</b>  | <b><u>\$ 65,158.65</u></b> |

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE RED RIVER GROUNDWATER CONSERVATION DISTRICT THAT the Secretary-Treasurer is hereby authorized to make payments in the amounts listed above.

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

\_\_\_\_\_, the foregoing Resolution was passed and approved on this, the 15th. day of September 2022

by the following vote:

AYE:

NAY:

At a meeting of the Board of Directors of the Red River Groundwater Conservation District.

\_\_\_\_\_  
President

ATTEST:

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

ATTACHMENT 5 b.

# RED RIVER GROUNDWATER

## Balance Sheet

As of August 31, 2022

### ASSETS

#### Current Assets

##### Checking/Savings

|                                 |            |
|---------------------------------|------------|
| 10001 CASH-First United         | 426,279.85 |
| 10010 CASH-LEGEND               | 277,000.00 |
| 10025 A/R CONSUMPTION           | 4,513.66   |
| 10026 A/R Texas Rain Holding Co | 2,990.00   |
| 10230 A/R Violation Fees        | 500.00     |
| 10101 ALLOWANCE FOR UNCOLLECT   | -1,530.00  |
| 10010 INVESTMENTS               | 0.00       |
| 10230 PP EXPENSES               | 3,250.00   |

**TOTAL ASSETS** 713,003.51

### LIABILITIES & EQUITY

#### Liabilities

##### Current Liabilities

##### Accounts Payable

|                             |           |
|-----------------------------|-----------|
| 23100 ACCOUNTS PAYABLE      | 2,522.13  |
| 23150 DRILLERS DEPOSIT LIAB | 20,160.00 |

**Total Other Current Liabilities** 22,682.13

**Total Current Liabilities** 22,682.13

**Total Liabilities** 22,682.13

#### Equity

35100 RETAINED EARNINGS 661,018.06

Net Income 29,303.32

**Total Equity** 690,321.38

**TOTAL LIABILITIES & EQUITY** 713,003.51

**RED RIVER GROUNDWATER**  
**Profit & Loss Budget vs. Actual**  
**August 31, 2022**

|                                | <u>Current<br/>Actual</u> | <u>Current<br/>Budget</u> | <u>YTD Actual</u>       | <u>Total Budget</u>      | <u>% of Budget<br/>Remaining</u> |
|--------------------------------|---------------------------|---------------------------|-------------------------|--------------------------|----------------------------------|
| <b>Income</b>                  |                           |                           |                         |                          |                                  |
| 46002 GW PRODUCTION            | 0.00                      | 78,153.75                 | 173,489.63              | 312,615.00               | 44.50%                           |
| 46005 LATE FEES                | 0.00                      | 0.00                      | 2,305.86                | 0.00                     | 0.00%                            |
| 46006 VIOLATION FEES           | 0.00                      | 0.00                      | 0.00                    | 0.00                     | 0.00%                            |
| 46015 REGISTRATION FEES        | 2,100.00                  | 533.33                    | 10,500.00               | 6,400.00                 | -64.06%                          |
| 46020 PERMITTING FEES          | 0.00                      | 200.00                    | 11,600.00               | 2,400.00                 | 0.00%                            |
| 46100 INTEREST INCOME          | 302.21                    | 50.00                     | 208.50                  | 600.00                   | 65.25%                           |
| <b>Total Income</b>            | <u>2,402.21</u>           | <u>78,937.08</u>          | <u>198,103.99</u>       | <u>322,015.00</u>        | <u>38.48%</u>                    |
| <b>Gross Profit</b>            | 2,402.21                  | 78,937.08                 | 198,103.99              | 322,015.00               |                                  |
| <b>Expense</b>                 |                           |                           |                         |                          |                                  |
| 77010 ADMINISTRATIVE COST      | 5,615.50                  | 8,750.00                  | 56,210.30               | 105,000.00               | 46.47%                           |
| 77020 ADVERTISING              | -722.50                   | 58.33                     | 1,362.71                | 700.00                   | -94.67%                          |
| 77027 AUDITING                 | 0.00                      | 425.00                    | 5,125.00                | 5,100.00                 | -0.49%                           |
| 77031 BANKING FEES             | 123.40                    | 83.33                     | 407.69                  | 1,000.00                 | 59.23%                           |
| 77032 CONTRACT SERVICES        | 0.00                      | 1,250.00                  | 13,570.00               | 15,000.00                | 9.53%                            |
| 77035 FIELD TECH               | 6,058.00                  | 7,916.67                  | 41,628.00               | 95,000.00                | 56.18%                           |
| 77040 DIRECT COST              | 210.14                    | 383.33                    | 2,692.76                | 4,600.00                 | 41.46%                           |
| 77045 FIELD PERMITTING SPECIAL | 1,291.40                  | 2,916.67                  | 21,051.40               | 35,000.00                | 39.85%                           |
| 77450 DUES & SUBSCRIPTIONS     | 0.00                      | 332.33                    | 416.00                  | 3,988.00                 | 89.57%                           |
| 77480 EQUIPMENT                | 0.00                      | 166.67                    | 646.36                  | 2,000.00                 | 67.68%                           |
| 77500 FEES-GMA8                | 115.73                    | 41.67                     | 1,876.51                | 500.00                   | -275.30%                         |
| 77810 INSURANCE AND BONDING    | 325.00                    | 366.67                    | 3,154.96                | 4,400.00                 | 28.30%                           |
| 77855 INTERNET FEES            | 0.00                      | 458.33                    | 0.00                    | 5,500.00                 | 100.00%                          |
| 77970 LEGAL                    | 3,548.00                  | 2,916.67                  | 9,038.00                | 35,000.00                | 74.18%                           |
| 78010 MEETINGS AND CONFEREN    | 162.85                    | 433.33                    | 3,886.35                | 5,200.00                 | 25.26%                           |
| 78310 RENT                     | 200.00                    | 200.00                    | 1,600.00                | 2,400.00                 | 33.33%                           |
| 78600 SOFTWARE MAINTENANCE     | 0.00                      | 1,250.00                  | 1,160.14                | 15,000.00                | 92.27%                           |
| 78750 TELEPHONE                | 248.25                    | 225.00                    | 1,800.65                | 2,700.00                 | 33.31%                           |
| 78770 - TRANSPORTATION         | 451.07                    | 291.67                    | 3,173.84                | 3,500.00                 | 9.32%                            |
| <b>Total Expense</b>           | <u>17,626.84</u>          | <u>28,465.67</u>          | <u>168,800.67</u>       | <u>341,588.00</u>        | <u>50.58%</u>                    |
| <b>Net Income</b>              | <u><u>-15,224.63</u></u>  | <u><u>50,471.42</u></u>   | <u><u>29,303.32</u></u> | <u><u>-19,573.00</u></u> |                                  |

ATTACHMENT 5 c.





# RED RIVER GROUNDWATER CONSERVATION DISTRICT AGENDA COMMUNICATION

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**DATE:** September 6, 2022

**SUBJECT:** AGENDA ITEMS NO. 5 c. & d.

**CONSIDER AND ACT UPON 2023 OPERATING BUDGET AND ADOPT FEE SCHEDULE**

**ISSUE**

2023 operating budget and fee schedule

**BACKGROUND**

In the past, the Board of Directors of the Red River Groundwater Conservation District ("District") has established the practice of trying to adopt a budget and fee schedule as early as possible. The District's fiscal year is based on a calendar year from January 1<sup>st</sup> through December 31<sup>st</sup>, while many of the groundwater producers who pay production fees operate on fiscal years that begin October 1<sup>st</sup> through September 30<sup>th</sup>. For this reason, the Board has attempted to establish production fees as early as possible in the budget planning process.

The Budget Committee is meeting on September 13, 2022 and the draft budget and fee schedule will be emailed to the Board after that meeting takes place.

**OPTIONS/ALTERNATIVES**

The Board has the option to review the budget information and not take action at the September meeting. However, this would provide a short period of time for all non-exempt producers that operate on a fiscal year beginning October 1, 2021. At a minimum, the staff recommends the Board adopt a fee schedule in order to provide this information to the non-exempt producers.

The staff is available to meet with the Budget Committee again or the staff is prepared to move forward with the draft budget and fee schedule.

**CONSIDERATIONS**

The Board should feel an additional level of confidence in the District's budget and fee schedule being that the 2021 District production fees are more than 30% lower than the next lowest District in the region.

**STAFF RECOMMENDATIONS**

The staff requests direction from the Board on the budget and fee schedule.

**ATTACHMENTS**

Resolutions

**PREPARED AND SUBMITTED BY:**

Drew Satterwhite, P.E., General Manager

**SUBMITTED BY:**

Debi Atkins, Finance Officer

**RESOLUTION NO. 2022-09-15-02**

**A RESOLUTION BY THE BOARD OF DIRECTORS OF THE RED RIVER  
GROUNDWATER CONSERVATION DISTRICT RELATING TO THE ADOPTION  
OF A 2023 BUDGET FOR THE DISTRICT**

WHEREAS, the Red River Groundwater Conservation District (the “District”) is a political subdivision of the State of Texas organized and existing under and by virtue of Article XVI, Section 59, of the Texas Constitution as a groundwater conservation district, acting pursuant to and in conformity with Chapter 36, Texas Water Code and Act of May 25, 2009, 81st Leg., R.S., ch. 884, 2009 Tex. Gen. Laws 2313 codified at Chapter 8859 of the Texas Special District Local Laws Code (the “District Act”);

WHEREAS, the District Board of Directors (the “Board”) Budget & Finance Committee has worked diligently to identify all reasonably anticipated District revenues, expenses, and activities for the January 1, 2023 – December 31, 2023, budget cycle and, after giving much consideration to these important factors, has developed a proposed 2023 budget for the Board’s consideration and deliberation (the “2023 Budget”); and

WHEREAS, the Board has reviewed and considered the 2023 Budget and

WHEREAS, pursuant to Section 36.154 of the Texas Water Code, the District has prepared a budget that contains a complete financial statement, including a statement of the outstanding obligations of the District, the amount of cash on hand to the credit of each fund of the District, the amount of money received by the District from all sources during the previous year, the amount of money available to the District from all sources during the ensuing year, the amount of the balances expected at the end of the year in which the budget is being prepared, the estimated amount of revenues and balances available to cover the proposed budget, and the estimated fee revenues that will be required; and

WHEREAS, the Board finds that the adoption of the 2023 Budget, attached hereto as Attachment A and incorporated herein by this reference for all purposes, is merited to support the District’s activities and related expenses from January 1, 2023, through December 31, 2023, and that the attached budget will allow the District to carry out the District’s objectives and responsibilities as prescribed by the District Act and Chapter 36 of the Texas Water Code.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE  
RED RIVER GROUNDWATER CONSERVATION DISTRICT AS FOLLOWS:**

- (1) The above recitals are true and correct.
- (2) The Board of Directors of the Red River Groundwater Conservation District hereby adopts an operating budget for January 1, 2023, to December 31, 2023, as provided in

the budget appended hereto as "Attachment A," which is incorporated herein by this reference and is hereby approved and adopted.

- (3) The Board of Directors, its officers, and the District employees are further authorized to take any and all actions necessary to implement this resolution.

AND IT IS SO ORDERED.

Upon motion by \_\_\_\_\_ seconded by \_\_\_\_\_, the foregoing Resolution was passed and approved on this 15th day of September 2022, by the following vote:

AYE:

NAY:

ABSTAIN:

At a meeting of the Board of Directors of the Red River Groundwater Conservation District.

\_\_\_\_\_  
President

ATTEST:

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

ATTACHMENT 5 d.

**RESOLUTION NO. 2022-09-15-02**

**RESOLUTION TO ESTABLISH 2023 WATER USE FEE RATES  
FOR THE RED RIVER GROUNDWATER CONSERVATION DISTRICT**

THE STATE OF TEXAS

§

RED RIVER GROUNDWATER CONSERVATION DISTRICT

§

§

WHEREAS, the Red River Groundwater Conservation District (the “District”) is a political subdivision of the State of Texas organized and existing under and by virtue of Article XVI, Section 59, of the Texas Constitution as a groundwater conservation district, acting pursuant to and in conformity with Chapter 36, Texas Water Code and Act of May 25, 2009, 81st Leg., R.S., ch. 884, 2009 Tex. Gen. Laws 2313 codified at Chapter 8859 of the Texas Special District Local Laws Code (the “District Act”);

WHEREAS, the District is a governmental agency and a body politic and corporate that is statutorily charged under Chapter 36 of the Texas Water Code and the District Act with protecting the quantity and the quality of groundwater within Grayson County and Fannin County;

WHEREAS, the District by rule, resolution, or order may establish, amend, pledge, encumber, and spend the proceeds from, and assess to any person production fees, based on the amount of groundwater authorized by permit to be withdrawn from a well or on the amount of water actually withdrawn, to enable the District to fulfill its purposes and regulatory functions as provided by the District Act;

WHEREAS, the District may assess a production fee for groundwater produced from a well or class of wells exempt from permitting under Section 36.117 of the Texas Water Code, except for a well exempt from permitting under Section 36.117(b)(1), which must be based on the amount of groundwater actually withdrawn from the well and may not exceed the amount established by the District for uses recognized as non-exempt pursuant to Chapter 36 of the Texas Water Code, the District Act, and rules promulgated by the District pursuant to the authority delegated therefrom;

WHEREAS, despite having authority to assess a production fee not to exceed 30 cents per each one thousand gallons of groundwater used annually for nonagricultural purposes, the Board determines that a production fee of six and one half (\$0.065) cents per each one thousand gallons of groundwater used annually for nonagricultural purposes represents an appropriate, fiscally conservative fee that adequately addresses anticipated budgeting and revenue considerations for the District;

WHEREAS, the District may adopt a different fee for groundwater used for agricultural purposes not to exceed \$1.00 per acre-foot used annually, and the Board determines it necessary and appropriate to keep the production fee of zero (0) dollars per acre-foot of groundwater used annually for agricultural purposes the same as that set by the Board in previous years;

WHEREAS, the Board recognizes that the assessment of such fees serves a legitimate regulatory purpose;

WHEREAS, the Board finds that the notice and hearing requirements for the meeting of the Board, held this day, to take up and consider adoption of this resolution have been, and are, satisfied; and

WHEREAS, the Board finds that the proposed resolution is merited and necessary to support the District's efforts in managing the groundwater resources within the boundaries of the District in a manner consistent with the requirements of Chapter 36, Water Code, and the District Act, and that it is supportable under the laws of the State of Texas.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE RED RIVER GROUNDWATER CONSERVATION DISTRICT AS FOLLOWS:**

- (1) Each of the above recitals are true and correct.
- (2) The Board of Directors of the Red River Groundwater Conservation District hereby sets a water use fee rate for groundwater production for calendar year 2023 of six and one half cents per each one thousand gallons (\$.0065 / 1,000 gallons) of groundwater produced annually for nonagricultural purposes, which includes all commercial, municipal, industrial, manufacturing, public water supply, oil and gas, and other nonagricultural users within the District that are not exempt from the water use fee payment requirements set forth in the temporary rules adopted by the District. Such rate will be effective and assessed to groundwater production that occurs during 2023 (January 1, 2023 through December 31, 2023).
- (3) The Board of Directors of the Red River Groundwater Conservation District hereby sets a water use fee rate for groundwater production for calendar year 2023 of zero dollars per acre-foot (\$0.00 / acre-foot) of groundwater used annually for agricultural purposes. Such rate will be effective during 2023 (January 1, 2023 through December 31, 2023).
- (4) The Board of Directors, its officers, and the District staff are further authorized to take any and all actions necessary to implement this resolution.

AND IT IS SO ORDERED.

PASSED AND ADOPTED on this 15th day of September, 2022.

**RED RIVER GROUNDWATER CONSERVATION DISTRICT**

By: \_\_\_\_\_  
Board President

ATTEST: \_\_\_\_\_  
Board Secretary-Treasurer

ATTACHMENT 5 e.

ATTACHMENT 6





**RED RIVER**  
**GROUNDWATER CONSERVATION DISTRICT**



FANNIN COUNTY AND GRAYSON COUNTY

**General Manager's Quarterly Report**

**Date: June 30, 2022**

**Red River GCD Management Plan**

This quarterly briefing is being provided pursuant to the adopted Management Plan for the quarter ending June 30, 2022.

**Well Registration Program:**

Current number of wells registered in the District: **1075**

Aquifers in which the wells have been completed: Trinity and Woodbine

**Well Inspection/Audit Program:**

**2022**  
**Well Inspections**

| <b>Month</b> | <b>Fannin</b> | <b>Grayson</b> | <b>Total</b> |
|--------------|---------------|----------------|--------------|
| January      | 0             | 6              | 6            |
| February     | 3             | 11             | 14           |
| March        | 9             | 25             | 34           |
| April        | 3             | 9              | 12           |
| May          | 1             | 12             | 13           |
| June         | 24            | 36             | 60           |
| <b>Total</b> | <b>40</b>     | <b>99</b>      | <b>139</b>   |

ATTACHMENT 8



**RED RIVER GROUNDWATER  
CONSERVATION DISTRICT  
AGENDA COMMUNICATION**

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**DATE:** September 9, 2022

**SUBJECT:** AGENDA ITEM NO. 8

**DISCUSS POTENTIAL AMENDMENTS TO THE DISTRICT'S RULES**

**ISSUE**

The District needs to amend rules to comply with law adopted at the 2019 State Legislative Session.

**BACKGROUND**

The District first adopted permanent rules in late 2018 which became effective January 1, 2019. Permanent rule adoption was significant because it ushered in the District's permitting program in addition to well spacing. The District Rules were last amended in November of 2020.

Since November of 2020, the staff has been keeping a list of items that we feel need to be considered for future incorporation into the rules.

**CONSIDERATIONS**

The staff is not requesting the Board to adopt any changes at this meeting. The staff would like to review the proposed changes with the Board prior to holding a public hearing. Following discussions with the Board, a public hearing will be scheduled for October or November to consider adopting amendments to the rules.

**PREPARED AND SUBMITTED BY:**

A handwritten signature in black ink, appearing to read "D. Satterwhite", is written over a horizontal line.

Drew Satterwhite, P.E., General Manager

ATTACHMENT 11 a.

**RED RIVER GROUNDWATER CONSERVATION DISTRICT**  
**Well Registration Summary**  
 (as of 6/30/2022)

| Well Type            | Fannin     | Grayson    | Total RRGCD | New Registrations June 2022 |
|----------------------|------------|------------|-------------|-----------------------------|
| Domestic             | 220        | 395        | 615         | 8                           |
| Public Water         | 59         | 196        | 255         | 0                           |
| Livestock            | 17         | 29         | 46          | 0                           |
| Agriculture          | 20         | 24         | 44          | 0                           |
| Commercial           | 10         | 17         | 27          | 0                           |
| Surface Impoundments | 16         | 14         | 30          | 1                           |
| Oil / Gas            | 0          | 20         | 20          | 0                           |
| Golf Course          | 0          | 15         | 15          | 0                           |
| Irrigation           | 1          | 11         | 12          | 0                           |
| Monitoring           | 2          | 6          | 8           | 0                           |
| Industrial           | 0          | 2          | 2           | 0                           |
| *Other               | 1          | 0          | 1           | 0                           |
| <b>TOTALS</b>        | <b>346</b> | <b>729</b> | <b>1075</b> | <b>9</b>                    |

**NOTE: Plugged wells have been excluded**  
**\*Construction Water**

**RED RIVER GROUNDWATER CONSERVATION DISTRICT**  
**Well Registration Summary**  
 (as of 7/31/2022)

| Well Type            | Fannin     | Grayson    | Total RRGCD | New Registrations July 2022 |
|----------------------|------------|------------|-------------|-----------------------------|
| Domestic             | 222        | 396        | 618         | 3                           |
| Public Water         | 59         | 196        | 255         | 0                           |
| Livestock            | 17         | 29         | 46          | 0                           |
| Agriculture          | 20         | 24         | 44          | 0                           |
| Commercial           | 10         | 17         | 27          | 0                           |
| Surface Impoundments | 16         | 14         | 30          | 0                           |
| Oil / Gas            | 0          | 20         | 20          | 0                           |
| Golf Course          | 0          | 15         | 15          | 0                           |
| Irrigation           | 1          | 11         | 12          | 0                           |
| Monitoring           | 2          | 6          | 8           | 0                           |
| Industrial           | 0          | 2          | 2           | 0                           |
| *Other               | 1          | 0          | 1           | 0                           |
| <b>TOTALS</b>        | <b>348</b> | <b>730</b> | <b>1078</b> | <b>3</b>                    |

**NOTE: Plugged wells have been excluded**  
**\*Construction Water**

**RED RIVER GROUNDWATER CONSERVATION DISTRICT**  
**Well Registration Summary**  
 (as of 8/31/2022)

| Well Type            | Fannin     | Grayson    | Total RRGCD | New Registrations August 2022 |
|----------------------|------------|------------|-------------|-------------------------------|
| Domestic             | 239        | 396        | 635         | 18                            |
| Public Water         | 59         | 194        | 253         | 0                             |
| Livestock            | 17         | 29         | 46          | 0                             |
| Agriculture          | 20         | 24         | 44          | 0                             |
| Commercial           | 10         | 17         | 27          | 0                             |
| Surface Impoundments | 16         | 14         | 30          | 0                             |
| Oil / Gas            | 0          | 20         | 20          | 0                             |
| Golf Course          | 0          | 14         | 14          | 0                             |
| Irrigation           | 1          | 11         | 12          | 0                             |
| Monitoring           | 2          | 6          | 8           | 0                             |
| Industrial           | 0          | 3          | 3           | 1                             |
| *Other               | 1          | 0          | 1           | 0                             |
| <b>TOTALS</b>        | <b>365</b> | <b>728</b> | <b>1093</b> | <b>19</b>                     |

**NOTE: Plugged wells have been excluded**  
**\*Construction Water**

ADJOURN