

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

TUESDAY DECEMBER 10, 2019

PILOT POINT ISD ADMINISTRATION OFFICE  
829 S. HARRISON ST/  
PILOT POINT, TEXAS 76258

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

Members Absent: Joe Helmberger and David Flusche

Staff: Drew Satterwhite, Paul Sigle, Allen Burks, Carolyn Bennett, and Velma Starks

Visitors: Kristen Fancher, Fancher Legal  
Peter M. Schulmeyer, Collier Consulting  
Dale Chepulis, Double D Drilling  
Michelle Carte, UTRWD  
Tim Long, Billingsley Water Manager

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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 10:05 a.m.
2. Review the Production Permit Applications of:

**Applicant:** Diamond A Hickory Creek LP, 200 Crescent Circle #1350, Dallas, TX 75201

**Location of Well:** 121 Harbor Lane, Hickory Creek, TX 76065; Latitude: 33.118645°N Longitude: 97.050415°W; located 700 feet south of the intersection of Thoroughbred Drive and Harbor Lane and 600 feet east of Harbor Lane

**Purpose of Use:** Domestic and Lawn Irrigation

**Requested Amount of Use:** 5,157,000 gallons per year

**Production Capacity of Well:** 50 gallons per minute

**Aquifer:** Trinity (Paluxy) Aquifer

General Manager Drew Satterwhite introduced Dale Chepulis, Double D Drilling, as the driller/applicant for this well permit. As a result of the well situation, water is being trucked in

for irrigation and homes usage. The Permit was reviewed and discussed.

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 Ronny Young made the motion to grant the Permit as requested. Board Member Ryan Henderson seconded the motion. Motion passed unanimously.

5. Adjourn or continue permit hearing.

Board President Thomas Smith adjourned the permit hearing at 10:12 a.m.

### **Board Meeting**

1. Pledge of Allegiance and Invocation

Board President Thomas Smith led the group in the Pledge of Allegiance and Board Member Ronny Young provided the invocation.

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

President Thomas Smith called the meeting to order 10:13 a.m., established 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 the minutes from the November 12, 2019, Board meeting.

Board President Thomas Smith asked for approval of the minutes from the November 12, 2019 meeting. Board Member Evan Groeschel made the motion to approve the minutes. Board Member Lee K. Allison seconded the motion. Board Member Ronny Young abstained. Motion passed with a vote of 6 Aye, 0 Nay and 1 Abstain.

5. Consider and act upon approval of invoices and reimbursements, Resolution No. 2019-11-12-01.

General Manager Drew Satterwhite reviewed the liabilities with the Board. Board Member Allen Knight made the motion to approve Resolution No. 2019-12-10-01. Board Member Ronny Young seconded the motion. Motion passed unanimously.

6. Receive reports from the following Committees\*:

- a. Budget and Finance Committee
  - 1) Receive Monthly Financial Information

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

7. Discussion and possible action on assisting the Texas Department of Licensing and Regulation with fulfilling their duties consistent with their Memorandum of Understanding with the Texas Commission on Environmental Quality.

General Manager Drew provided background information for the Board. On November 22, 2019 the District received a letter from the TDLR requesting that the District adopt a resolution to memorialize the District's willingness to coordinate with the TDLR on abandoned well complaints. The Memorandum of Understanding was executed in 2005 and following its execution, the TDLR sent a similar letter to all Groundwater Conservation Districts that existed at that time. The TDLR water well division only has 2 staff members who perform field work. As a statewide regulatory agency, they have a very large area to cover with only 2 field staff members. Since the District began operation, a good working relationship has been maintained with the TDLR and the District already works with the TDLR on many issues including abandoned wells. Board Member Evan Groeschel made the motion to adopt a resolution expressing our intent to cooperate with the TDLR and TCEQ Memorandum of Understanding. Board Member Allen Knight seconded the motion. Motion passed unanimously.

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

General Manager Drew Satterwhite informed the Board that James Beach, WSP, provided a similar presentation to the GMA 8 representatives that he had presented to the District. The GMA 8 District had been asked to complete a Similar Rules Survey. Paul Sigle compiled the results and reported that about half of the questions were answered the same. A second survey was sent to individual Districts who answered questions differently asking them to explain the reason for their answers. The second survey results will be presented at the next GMA 8 meeting on Wednesday, February 26, 2020.

9. Consider and act upon compliance and enforcement activities for violations of District's Rules.

General Manager Drew Satterwhite reported that there were no violations to be discussed at this meeting that perhaps there will be discussion at the next meeting.

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 the Board that the injection well had been protested and expressed hope that the Railroad Commission rules would be followed.

b. Monitoring Well Equipment

The Monitoring Well Equipment was discussed.

c. Bonding Summary

General Manager Drew Satterwhite provided the Board with an overview of bonding and insurance provided by the District on their behalf.

d. Setting aside funds for District Vehicle

Setting aside funds for District Vehicle was discussed. It was suggested that it be listed as a budget item only during the year a truck is purchased.

e. Well Registration Summary

General Manager Drew Satterwhite informed the Board that there are 16 new registered wells and a total of 2549 registered wells in the District.

Paul Sigle, Groundwater Technical Lead, has been working on updating historic use permits. He reported that there are 304 permits. First quarter letters will be sent out, a small group at a time. The letters are to make the public water supplies aware of their usage and if they need to file permits for more future water usage.

A discussion was held regarding when a teleconference could be used in an emergency situation Board Meeting and what defined an emergency condition.

11. Review and discuss permitting criteria required for determination of permitted production volumes.

The Board requested that this item be tabled for the next meeting.

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

Board President Thomas Smith thanked the School District for providing the meeting location and wished everyone a "Merry Christmas". The next scheduled meeting is January 14.

13. Adjourn public meeting

Board President Thomas Smith declared the meeting adjourned at 10:50 a.m.

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Velma Starks  
Recording Secretary

[Signature]  
Secretary/Treasurer