

**NORTH TEXAS
GROUNDWATER
CONSERVATION
DISTRICT**

**PUBLIC HEARING, PERMIT HEARING AND
BOARD MEETING**

Pilot Point ISD Administration Office
829 S. Harrison St.
Pilot Point, TX 76258

**TUESDAY
SEPTEMBER 13, 2022
10:00 AM**

NOTICE OF PUBLIC MEETING

OF THE
BOARD OF DIRECTORS of the

NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT

Tuesday, September 13, 2022, at 10:00 a.m.

MEETING LOCATION:

**Pilot Point ISD Administration Office
829 S. Harrison St.
Pilot Point, TX 76258**

Permit Hearing

The Permit Hearing will begin at 10:00 a.m.

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

Agenda:

1. Call to Order; establish quorum; declare hearing open to the public; introduction of Board.
2. Public Comment on the Production Permit Applications (verbal comments limited to three (3) minutes each).
3. Review the Production Permit Applications of:

New Production Permit

- a. **Applicant:** Painted Tree Residential Community Association, Inc.; 7800 N. Dallas Pkwy., Ste 450, Plano, TX 75024

Location of Well: 3998 Taft Ln., McKinney, TX 75069; Latitude: 33.223494°N, Longitude: 96.667403°W; About 1,900 feet west of the West University Drive and North Hardin Boulevard intersection and about 2,100 feet north of West University Drive.

Purpose of Use: Landscape Irrigation and Pond(s)/Surface Impoundment(s)

Requested Amount of Use: 58,455,500 gallons for 2023 and 42,830,000 gallons per year after 2023.

Production Capacity of Well: 195 gallons/minute

Aquifer: Trinity (Paluxy)

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.
5. Adjourn or continue permit hearing.

Board Meeting

The regular Board Meeting will begin upon adjournment of the above noticed Permit Hearing.

Notice is hereby given that the Board of Directors of the North Texas 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 the minutes from the August 9, 2022, Board meeting.
5. Consider and act upon approval of invoices and reimbursements, Resolution No. 2022-09-13-1.
6. Receive reports from the following Committees*:
 - a. Budget and Finance Committee
 - 1) Receive Monthly Financial Information
 - 2) Consider and act upon 2023 Operating Budget and Adopt Rate Schedule
7. Discussion and possible action on the District's financial procedures
 - a. General Overview
 - b. Capital Asset limits
8. Receive 2021 Annual Report on Management Plan
9. Update and possible action regarding the process for the development of Desired Future Conditions (DFCs).
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. District's Disposal/Injection Well Program
 - b. Well Registration Summary
 - c. Management Plan Update
12. Open forum / discussion of new business for future meeting agendas.
13. Adjourn public meeting.

* Reports from District standing committees will include a briefing by each committee for the Board on the activities of the committee, if any, since the last regular Board meeting.

The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time.

These public meetings are available to all persons regardless of disability. If you require special assistance to attend the meeting, please call (855) 426-4433 at least 24 hours in advance of the meeting to coordinate any special physical access arrangements.

For questions regarding this notice, please contact Velma Starks at (855) 426-4433, at ntgcd@northtexasgcd.org, or at 5100 Airport Drive, Denison, TX 75020.

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 North Texas 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); deliberation regarding personnel matters (§551.074); deliberation regarding security devices (§551.076); and deliberation regarding cybersecurity (§551.089). Any subject discussed in executive session may be subject to action.

ATTACHMENT 4

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

Tuesday, August 9, 2022, at 10:00 a.m.

**Pilot Point ISD Administration Office
829 S. Harrison St.
Pilot Point, TX 76258**

Please note for in-person attendance that the Board meeting location can only accommodate a limited number of attendees to comply with state requirements related to in-person gatherings. In the event in-person attendance exceeds any state or local requirements, the District may provide an option for virtual participation for any overflow attendees as necessary and authorized by law.

Members Present: Lee K. Allison, Allen Knight, Ronny Young, Greg Peters, Joe Helmberger, Ron Sellman, David Flusche, and Thomas Smith

Members Absent: Jimmy Arthur

Staff: Drew Satterwhite, Paul Sigle, and Velma Starks

Visitors: Kristen Fancher, Law Offices of Kristen Fancher, PLLC
Yambo Li, North Texas Municipal Water District

Permit Hearing

Agenda:

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

Board President Joe Helmberger called the Permit Hearing to order at 10:00 a.m.
2. Public Comment on the Production Permit Applications (verbal comments limited to three (3) minutes each).

No public comment at this time.
3. Review the Production Permit Applications of:

New Production Permit and Request for Exception to Spacing Requirements

- a. **This permit will be tabled until the September Board Meeting upon request of the applicant. No action will be taken.**

Applicant: Texas Water Services Group, LLC, dba Monarch Utilities I LP; 1620 Grand Avenue St. 140, Pflugerville, TX 78660

Location of Well: 800 CR 131, Gainesville, TX 76240; Latitude: 33.660278°N, Longitude: 97.10375°W; About 300 feet east of the County Road 193 and County Road 131 intersection and about 500 feet north of County Road 131.

Purpose of Use: Municipal/Public Water System

Requested Amount of Use: 6,930,000 gallons per year

Production Capacity of Well: 100 gallons/minute

Aquifer: Trinity (Antlers)

Request for Exception to Spacing Requirements: Applicant Texas Water Services Group, LLC is requesting an exception to the spacing requirements for a well located approximately 316 feet from the proposed well. The spacing requirement for a 100 gallon per minute well is 1,295 feet from a registered or permitted well.

General Manager Drew Satterwhite informed the board that the applicant agreed to table this permit until next meeting.

New Production Permit

- b. **Applicant:** Texas Water Services Group, LLC dba Monarch Utilities I LP; 1620 Grand Avenue St. 140, Pflugerville, TX 78660

Location of Well: 114 CR 142, Whitesboro, TX 76273; Latitude: 33.653417°N, Longitude: 96.987083°W; About 1,800 feet north of the Highway 82 and County Road 142 intersection and about 200 feet west of County Road 142.

Purpose of Use: Municipal/Public Water System

Requested Amount of Use: 4,120,000 gallons per year

Production Capacity of Well: 100 gallons/minute

Aquifer: Trinity (Antlers)

General Manager Drew Satterwhite reviewed this permit with the Board.

- c. **Applicant:** MM Celina 3200, LLC; 1800 Valley View Lane, Farmers Branch, TX 75234
Location of Well: County Road 58, Celina, TX 75009; Latitude: 33.383897°N, Longitude: 96.812197°W; About 500 feet south of the County Road 58 and County Road 59 intersection and about 3,250 feet west of County Road 58.
Purpose of Use: Soil Moisture Conditioning, Concrete Batch Plant, Dust Control, Materials Conditioning, and Lime Stabilization for Paving
Requested Amount of Use: 137,816,000 gallons thru 2029
Production Capacity of Well: 100 gallons/minute
Aquifer: Woodbine

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

- d. **Applicant:** TXI Operations, LP; 1503 Lyndon B Johnson Freeway, Suite 400, Dallas, TX 75234
Location of Well: 1825 FM 546, McKinney, TX 75069; Latitude: 33.162763°N, Longitude: 96.581446°W; About 600 feet north of the County Road 317 and Farm to Market Road 546 intersection and about 1,600 feet east of Farm to Market Road 546.
Purpose of Use: Concrete Production
Requested Amount of Use: 10,100,000 gallons per year
Production Capacity of Well: 100 gallons/minute
Aquifer: Woodbine

General Manager Drew Satterwhite reviewed the permit with the Board.

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 table Permit a. Board Member Greg Peters seconded the motion. Board Member Thomas Smith made the motion to approve the other permits as presented. Board Member Ronny Young seconded the motion. Motions passed unanimously.

5. Adjourn or continue permit hearing.

Board President Joe Helmberger adjourned the permit hearing at 10:14 a.m.

Public Hearing to Adopt District Management Plan in Collin, Cooke, and Denton 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, Groundwater Technical Lead, reviewed the Management Plan with the Board. Discussion was held. The Management Plan will be sent back to TWBD for final approval.

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.

Board Member Ronny Young made the motion to adopt the Management Plan as presented. Board Member Thomas Smith seconded the motion. Motion passed unanimously.

Board Meeting

Agenda:

1. **Pledge of Allegiance and Invocation**

Board President Joe Helmberger led the Pledge of Allegiance and Board Member Ronny Young provided the invocation.

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

Board President Joe Helmberger called the meeting to order at 10:33 a.m., established a quorum was present, and declared the meeting open to the public.

3. **Public Comment**

There were no public comments.

4. **Receive presentation from the North Texas Municipal Water District.**

Yambo Li, North Texas Municipal Water District, provided the presentation. Discussion was held.

5. **Consider and act upon approval of the minutes from the June 29, 2022, Board meeting.**

Board President Joe Helmberger asked for approval of the minutes from the June 29, 2022, meeting. Board Member Ron Sellman made the motion to approve the minutes. Board Member Greg Peters seconded the motion. Motion passed. Board Member Thomas Smith abstained.

6. **Consider and act upon approval of invoices and reimbursements, Resolution No. 2022-08-09-1.**

General Manager Drew Satterwhite reviewed the liabilities with the Board. Board Member Ronny Young made the motion to approve Resolution No. 2022-08-09-1. Board Member Thomas Smith seconded the motion. Motion passed unanimously.

7. **Receive reports from the following Committees*:**

- a. Investment Committee
 - 1) Receive Quarterly Investment Report

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

- b. Management Plan Committee
 - 1) Receive Quarterly Report

Manager Drew Satterwhite reviewed the Quarterly Report with the Board.

8. Discussion and possible action on regular Board Meeting date and time.

Discussion was held to leave like it is.

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

General Manager Drew Satterwhite informed the Board that the GMA 8 held meeting on July 26 during which the GMA 8 readopted the DFCs. The GMA 8 elected officers, Mitchell Sodek chair, and Doug Shaw, vice chair. The GMA 8 after a discussion regarding the need for model update formed a committee. The committee will send out RFQs to be reviewed by the committee. TAG created subcommittee for districts to consider vanity ponds.

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

a. Argyle ISD

General Manager Drew Satterwhite informed the Board that the District is looking for guidance regarding the Argyle ISD situation. Discussion was held. Board decided that Argyle ISD should pay for water used in the past (eleven years) due to miss reading the meter without its 1000 multiplier. Board Member Thomas Smith made the motion to send them a bill for the water used during the time meter was miss read. Board Member Ronny Young seconded the motion. Motion passed unanimously.

11. 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

b. Well Registration Summary and discussion of "Other" well types

General Manager Drew Satterwhite reviewed the well registration summary with the Board. Allen Burks, Data Administrator has placed *Examples of "other" uses: Closed Loop Geothermal, Construction, and Fire suppression at the bottom of the Well Registration Summary.

c. General Manager

General Manager Drew Satterwhite informed the Board that the Committee has three qualified candidates scheduled for interviews to begin at 8 a.m. on Friday morning and on Monday. Board President Joe Helmberger is on the committee.

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

Talk about accounting

13. Adjourn public meeting

Board President Joe Helmberger declared the meeting adjourned at 11:36 a.m.

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Recording Secretary

Secretary-Treasurer

ATTACHMENT 5

RESOLUTION NO. 2022-09-13-1

A RESOLUTION BY THE BOARD OF DIRECTORS OF THE NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT AUTHORIZING PAYMENT OF ACCRUED LIABILITIES FOR THE MONTHS OF AUGUST

The following liabilities are hereby presented for payment:

	<u>Amount</u>
<u>Administrative Services</u>	
GTUA - August 2022	35,925.12
<u>Advertising</u>	
Star Local Media - Public notification for District Management Plan.	291.38
Innovation Event Management - Sponsor of the Texas Groundwater Summit	5,000.00
<u>Direct Costs</u>	
NexTraq - September 2022 GPS tracking	34.95
NTTA - Toll Tag Sticker for new 2022 F150	25.35
<u>Transportation</u>	
NTTA - Tolls - Borrowed RRGCD truck.	58.97
<u>Legal</u>	
Kristen Fancher PLLC - Legal services through August	1,664.00
<u>Legal- Injection</u>	
Sledge Law - Legal Injection services for June	948.00
<u>Meetings & Conferences</u>	
Pilot Point ISD - Meeting Room	75.00
<u>Refunds</u>	
Carlton W. Lowrance - Well Deposit refund	100.00
Thomas Lee Cummings Jr. - well deposit refund	100.00
<u>Injection Monitoring</u>	
State Plat Services - monthly charges for May and June	119.20
GRAND TOTAL:	<u>\$ 44,341.97</u>

On motion of _____ and seconded by _____ the foregoing Resolution was passed and approved on this, the 13th day of September, 2022 by the following vote:

AYE:
NAY:

President

Secretary/Treasurer

ATTACHMENT 6 A-1

NORTH TEXAS GROUNDWATER

Balance Sheet

As of August 31, 2022

ASSETS

Current Assets

Checking/Savings

10001 Checking Account	551,640.50
10005 Cash-Index Account	20,161.90
10006 Cash - CDARS Legend	2,300,000.00
10008 Cash - Tex Star	132.88
10025 Accounts Receivable	100,397.16
10033 A/R Penalties	3,800.00
10035 A/R GMA8 Members	71.33
10070 A/R Liens	14,000.00
10026 Allowance for Uncollectib	-21,300.00
12001 Prepaid Expenses	5,170.82

TOTAL ASSETS 2,974,074.59

LIABILITIES & EQUITY

Liabilities

Current Liabilities

Accounts Payable

23100 Accounts Payable	38,646.72
23150 Well Drillers Deposits	32,002.35

Total Liabilities 70,649.07

Equity

35100 Retained Earnings	2,775,242.30
Net Income	128,183.22

Total Equity 2,903,425.52

TOTAL LIABILITIES & EQUITY 2,974,074.59

NORTH TEXAS GROUNDWATER
Profit & Loss Budget vs. Actual
August 31, 2022

	TOTAL				
	Aug 22	1 mo. Budget	YTD Actual	Total Budget	% of Budget remaining
Ordinary Income/Expense					
Income					
46003 - Registration Fees	4,500.00	2,166.67	30,900.00	26,000.00	-18.85%
46004 - Well Driller Fees	0.00	0.00	0.00	0.00	0.0%
46005 - PRODUCTION FEES	4,205.50	0.00	430,033.58	710,000.00	39.43%
46006 Income GMA8	1,157.30	366.67	2,012.93	4,400.00	54.25%
46007 - Penalties	0.00	0.00	0.00	0.00	0.0%
46008 - Online Pay Fees	156.30	416.67	607.05	5,000.00	87.86%
46015 Late Fees	-19.28	0.00	12,946.69	0.00	0.0%
Total Income	<u>9,999.82</u>	<u>2,950.00</u>	<u>476,500.25</u>	<u>745,400.00</u>	<u>36.07%</u>
Gross Profit	9,999.82	2,950.00	476,500.25	745,400.00	36.07%
Expense					
77010 ADMINISTRATIVE					
77013 Admin-Secretarial	888.00	1,833.33	6,440.00	22,000.00	70.73%
77014 Admin-Project Coordinator	393.75	1,333.33	863.75	16,000.00	94.6%
77015 Admin-GM	5,692.50	5,500.00	42,500.75	66,000.00	35.6%
77016 Admin-Clerical	4,624.00	3,554.17	32,240.50	42,650.00	24.41%
77040 ADMIN-MILEAGE	402.66	225.00	1,946.58	2,700.00	27.9%
77025 ACCOUNTING	2,631.50	2,916.67	21,537.50	35,000.00	38.46%
77027 AUDITING	0.00	485.00	5,850.00	5,820.00	-0.52%
77030 ADVERTISING	215.80	166.67	570.58	2,000.00	71.47%
77050 BANKING FEES	131.51	425.00	565.21	5,100.00	88.92%
77150 CONSULTING-HYDROGEO SVC	0.00	2,833.33	5,170.25	34,000.00	84.79%
77325 DIRECT COSTS-REIMB	424.53	458.33	3,330.80	5,500.00	39.44%
77450 DUES & SUBSCRIPTION	0.00	615.67	5,000.00	7,388.00	32.32%
77480 EQUIPMENT	1,700.52	3,791.67	48,665.63	45,500.00	-6.96%
77485 Equipment Database	0.00	1,250.00	0.00	15,000.00	100.0%
77500 FEES-GMA8	17.40	400.00	465.20	4,800.00	90.31%
77550 FIELD TECH	12,650.00	15,166.67	91,610.50	182,000.00	49.66%
77560 Field Permitting/Geologis	6,029.30	6,083.33	46,121.30	73,000.00	36.82%
77650 FUEL/MAINTENANCE	360.20	416.67	3,654.73	5,000.00	26.91%
77800 INJECTION WELL MONITORING	0.00	58.33	350.50	700.00	49.93%
77810 INSURANCE & BONDING	517.09	386.33	3,406.14	4,636.00	26.53%
77970 LEGAL					
77975 Legal-Injection	0.00	833.33	8,236.00	10,000.00	17.64%
77970 LEGAL - Other	1,664.00	3,333.33	13,214.00	40,000.00	66.97%
78010 MEETINGS & CONFERENCES	-484.65	666.67	4,042.90	8,000.00	49.46%
78310 Rent	200.00	200.00	1,600.00	2,400.00	33.33%
78600-SOFTWARE MAINT	0.00	333.33	985.72	4,000.00	75.36%
78610 TELEPHONE	288.45	316.67	2,213.66	3,800.00	41.75%
78780 Well Monitoring/Testing	0.00	450.00	0.00	5,400.00	100.0%
Total Expense	<u>38,346.56</u>	<u>54,032.83</u>	<u>350,582.20</u>	<u>648,394.00</u>	<u>45.93%</u>
Other Income/Expense					
Other Income					
46100 INTEREST INC	0.00	958.33	2,265.17	11,500.00	80.3%
Total Other Income	<u>0.00</u>	<u>958.33</u>	<u>2,265.17</u>	<u>11,500.00</u>	
Net Other Income	0.00	958.33	2,265.17	11,500.00	
Net Income	<u><u>-28,346.74</u></u>	<u><u>-50,124.50</u></u>	<u><u>128,183.22</u></u>	<u><u>108,506.00</u></u>	

ATTACHMENT 6 A-2



AGENDA COMMUNICATION

DATE: September 6, 2022

SUBJECT: AGENDA ITEM NO. 6 A-2

CONSIDER AND ACT UPON 2023 OPERATING BUDGET AND ADOPT RATE SCHEDULE

ISSUE

2023 operating budget and rate schedule

BACKGROUND

In the past, the Board of Directors of the North Texas Groundwater Conservation District ("District") has established the practice of trying to adopt a budget and rate schedule well ahead of the fiscal year. The District's fiscal year is based on a calendar year from January 1st through December 31st, while many of the groundwater producers who pay production fees operate on fiscal years that begin October 1st through September 30th. For this reason, the Board has attempted to establish production fees early in order for other entities to budget accurately.

A draft 2022 budget was presented to the Budget Committee on September 8, 2022 and their comments have been incorporated into the attached draft budget. A draft fee schedule is also attached.

CONSIDERATIONS

The budget reflects continuing with a \$0.10 per thousand gallons production fee.

STAFF RECOMMENDATIONS

The staff requests direction from the Board on the adoption of the 2023 Budget and Fee Schedule.

ATTACHMENTS

2023 Draft Budget
2023 Draft Fee Schedule
Resolutions

PREPARED AND SUBMITTED BY:

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

Drew Satterwhite, P.E., General Manager

NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT
BUDGET 2023

Ordinary Income/Expense Income	Actual	Actual	Actual	Approved	Actual	Estimated	Proposed
	2019	2020	2021	2022	30-Jun-22	31-Dec-22	2023
46003 GMA8	13,709	45,663	33,137	4,400.00	855.63	1,500.00	176,700
*46001 PRODUCTION FEES	713,307	713,315	826,873.59	710,000.00	225,376.18	901,504.72	751,000
46005 Drillers Fees	3,800	4,100	3,100.00	-	-	-	-
46006 WELL REG FEES	18,200	25,700	38,600.00	26,000.00	24,100.00	48,200.00	35,000
46016 Penalty & Fines	1,550	6,000	4,653.40	-	-	-	-
46100 Interest	41,707	25,549	10,850.77	11,500.00	2,053.50	4,928.40	39,000
46008 On-Line pay fees		54	274.26	5,000.00	365.64	1,462.56	5,000
46015 LATE FEES	12,642	36,466	33,439.70	-	12,128.55	24,257.10	-
Total Income	804,916	856,846	950,928.78	756,900.00	264,879.50	981,852.78	1,006,700
Expense							
77012 ADMIN MILEAGE	2,270	730	1,355.69	2,700.00	1,144.04	2,288.08	2,700
77013 ADMIN-SECRETARIAL	17,892	19,241	14,944.00	22,000.00	4,928.00	9,856.00	17,500
77014 ADMIN-PROJECT COORD	13,952	13,137	8,163.75	16,000.00	470.00	940.00	11,000
77015 ADMIN-GM	61,984	69,961	66,095.50	66,000.00	32,553.25	65,106.50	66,000
77016 ADMIN-CLERICAL	33,904	43,229	45,976.50	42,650.00	23,137.00	46,274.00	47,000
77030 ADS-LEGAL	1,102	689	1,434.25	2,000.00	-	1,000.00	2,000
77025 ACCOUNTING	32,580	33,891	34,147.75	35,000.00	17,752.00	35,504.00	38,000
77027 AUDITING	5,400	5,500	8,150.00	5,820.00	5,850.00	5,850.00	5,960
77050 BANKING FEES	35	45	424.92	5,100.00	387.78	5,100.00	5,100
77100 GMA 8 Modeling		2,933					200,000
77150 CONSULTING-HYDROGEO	41,915	24,486	16,268.02	34,000.00	5,170.25	15,000.00	27,000
77550 CONTRACT FIELD TECH	118,950	126,196	127,134.75	182,000.00	67,343.50	134,687.00	182,000
77560 GW - TECH LEAD	60,421	67,258	72,982.00	73,000.00	33,592.00	67,184.00	73,000
77325 DIRECT COSTS-REIMB	6,250	4,119	4,303.09	5,500.00	2,782.77	5,665.54	5,600
77450 DUES & SUBSCRIPTION	2,436	2,158	7,388.00	7,388.00	-	7,388.00	7,388
77480 EQUIPMENT	29,180	2,305	1,668.47	45,500.00	646.36	46,965.11	2,000
77485 EQUIPMENT-DATABASE		4,170		15,000.00	-	3,000.00	15,000
77500 FEES-GMA8	18,360	45,279	37,553.92	4,800.00	378.95	4,800.00	2,000
77650 FUEL/MAINTENANCE	3,001	2,716	3,664.83	5,000.00	2,497.36	4,994.72	8,000
77800 Inject Well Monitoring	587	640	661.00	700.00	231.30	700.00	700
77810 INSURANCE & BONDING	4,962	4,946	4,928.04	4,636.00	2,371.96	4,765.96	6,424
77970 LEGAL	30,966	27,739	29,816.00	40,000.00	7,130.00	40,000.00	30,000
77980 LEGAL-LEGISLATION	15,000	-	15,000.00	-	-	-	15,000
77975 LEGAL-INJECTION	35,413	5,396	9,893.95	10,000.00	6,224.00	10,000.00	10,000
78010 MEETINGS & CONFERENCES	5,574	2,241	4,500.31	8,000.00	3,011.15	6,022.30	8,000
78310 RENT	2,400	2,400	2,400.00	2,400.00	1,200.00	2,400.00	2,400
78600 SOFTWARE MAINT	9,108	8,224	6,489.23	4,000.00	745.84	4,000.00	3,000
78610 TELEPHONE	3,504	3,057	3,305.25	3,800.00	1,452.98	2,905.96	3,000
78780 WELL MONITORING/TESTING	2,085	217	27,840.77	5,400.00	-	5,400.00	5,400
88888 Contingencies				108,506.00	-	-	205,528
Operating Expense	559,230	522,903	556,489.99	756,900.00	221,000.49	537,697.17	1,006,700
Net to Fund Balance	245,686	333,943	394,438.79	-	43,879.01	444,155.61	



2023 Fee Schedule

Well Registration Fee (<17.36 GPM)	\$100
New Well Registration & Production Permit Application Fee (>17.36 GPM), <i>also applies to permit amendments</i>	\$600
Additional fee for Production Permit Applications which require a Hydrogeological Report (≥200 GPM)	\$1,100
Well Driller Log Deposit Fee (refundable if conditions in District Rules are met)	\$100
Additional fee for Registration of an existing unregistered Non-Exempt Well (additional penalties may apply if well was not self-reported)	\$500
Meter Seal Replacement Fee (For replacing seals for reasons other than well or meter failure)	\$100
Water Use Fees (Non-Exempt Wells)	
- Non-Agricultural Use	\$0.10/1000 gal
- Agricultural Use	\$1/acre-foot
Additional Water Use Fees (Non-Exempt Wells) for Production in Excess of Maximum Amount Authorized by Permit, 1st violation:	
- Non-Agricultural Use	\$0.30/1000 gal
- Agricultural Use	\$3/acre-foot
Additional Water Use Fees (Non-Exempt Wells) for Production in Excess of Maximum Amount Authorized by Permit, subsequent violation, within 3 calendar years of 1st violation:	
- Non-Agricultural Use (1 st violation)	\$1.00/1000 gal
- Agricultural Use	\$10/acre-foot
Failure to Submit Water Production Reports by the Deadline	\$50



Failure to Pay Water Use Fee by Payment Deadline 15%

Failure to Pay Water Use Fee within 60-days of the Payment Deadline (See Appendix A of the Rules for schedule of Violations) Major Violation

Notes: Information about the payment and water production report deadlines can be found at [Billing \(northtexasgcd.org\)](http://northtexasgcd.org)

RESOLUTION 2022-09-13-02
ADOPTING A BUDGET FOR 2023

THE STATE OF TEXAS

NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT

Whereas, North Texas Groundwater Conservation District (the “District”) was created as a groundwater conservation district by the 81st Texas Legislature under the authority of Section 59, Article XVI, of the Texas Constitution, and in accordance with Chapter 36 of the Texas Water Code by the Act of May 19, 2009, 81st Leg., R.S., ch. 248, 2009 Tex. Gen. Laws 686, codified at TEX. SPEC. DIST. LOC. LAWS CODE ANN. ch. 8856 (“the District Act”);

Whereas, the District’s Board of Directors (“Board”) has considered the anticipated activities of the District for January 1, 2023, through December 31, 2023, all anticipated expenses and revenues, and has reviewed the proposed budget prepared by the District’s Budget & Finance Committee;

Whereas, pursuant to §36.154 of the Texas Water Code, the District has developed 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 proposal budget, and the estimated fee revenues that will be required; and

Whereas, the Board finds that the adoption of the attached budget 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 NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT AS FOLLOW:

- (1) The above recitals are true and correct.
- (2) The Board of Directors of the North Texas 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 reference and 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.

PASSED AND ADOPTED on this 13th day of September 2022.

NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT

By: _____
President

SEAL

Secretary

RESOLUTION NO. 2022-09-13-3

**RESOLUTION TO ESTABLISH 2023 WATER USE FEE RATES
FOR THE NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT**

THE STATE OF TEXAS

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NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT

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WHEREAS, the North Texas 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 19, 2009, 81st Leg., R.S., ch. 248, 2009 Tex. Gen. Laws 686 codified at Chapter 8856 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 Cooke, Colin, and Denton Counties;

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 the production fee of \$0.10 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, in accordance with the District Act, the Board determines it necessary and appropriate to keep the production fee of \$1.00 per acre-foot used annually for agricultural purposes, which is the same as that set by the Board for the previous year;

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 these water use 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 NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT AS FOLLOWS:

- (1) Each of the above recitals are true and correct.
- (2) The Board of Directors of the North Texas Groundwater Conservation District hereby sets a water use fee rate for groundwater production for calendar year 2023 of Ten cents per each one thousand gallons (\$0.10/ 1,000 gallons) of groundwater produced annually for nonagricultural purposes, which includes all nonexempt 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 North Texas Groundwater Conservation District hereby sets a water use fee rate for groundwater production for calendar year 2023 of one dollar per acre-foot (\$1.00 / 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 13th day of September 2022.

NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT

By: _____
Board President

ATTEST:

Board Secretary-Treasurer

ATTACHMENT 11 b.

NORTH TEXAS GROUNDWATER CONSERVATION DISTRICT

Well Registration Summary

(as of 8/31/2022)

Well Type	Collin	Cooke	Denton	Total NTGCD	New Registrations August 2022
Domestic	91	634	1006	1731	14
Public Water System	34	76	226	336	0
Irrigation	105	7	207	319	2
Surface Impoundment	61	18	124	203	1
Livestock	7	86	70	163	2
Oil / Gas	1	6	65	72	0
Agriculture	10	13	41	64	3
Commercial	6	8	42	56	1
Golf Course Irrigation	15	2	21	38	0
*Other	6	5	10	21	0
Industrial / Manufacturing	11	11	10	32	0
Monitoring	0	0	4	4	0
TOTALS	347	866	1826	3039	23

NOTE: Plugged wells have been excluded

***Examples of "Other" uses: Closed Loop Geothermal, Construction, and Fire Suppression**

ADJOURN