



# NOTICE OF MEETINGS

## OF THE BOARD OF DIRECTORS

of the

## PRAIRIELANDS GROUNDWATER CONSERVATION DISTRICT

**To be held**

**IN PERSON AND REMOTELY VIA AUDIO/VIDEO CONFERENCE**

**Prairielands GCD – Board Room**

**208 Kimberly Drive**

**Cleburne, TX 76031**

**9:00 AM, Monday, July 19, 2021**

Notice is hereby given to all interested members of the public that the Board of Directors of the Prairielands Groundwater Conservation District will hold a public hearing on permit applications and exceptions to minimum spacing requirements and a regular public meeting both in person and via audio and video conference call pursuant to Texas Government Code, Section 551.125, and as modified by the Governor of Texas who ordered suspension of various provisions of the Open Meetings Act, Chapter 551, Government Code, effective March 16, 2020, in accordance with the Texas Disaster Act of 1975. Any member of the public who wishes to participate remotely may do so through the remote access options provided below.

Click the following link to join by computer, tablet, or smartphone:

<https://us02web.zoom.us/j/83677403893?pwd=a29mSUdNeUpTSDJBQ0tQMh0dWhHUT09>

Meeting ID: 836 7740 3893

Passcode: 353216

or

To join by phone only, dial the following 1-346-248-7799

Meeting ID: 836 7740 3893

Passcode: 353216

### **Public Hearing**

**The Prairielands GCD Board of Directors will hold a public hearing on the following application for exception to minimum spacing requirements and application for an Operating Permit:**

1. Call to Order and Declare Public Hearing Open to the Public
2. Roll Call
3. Receive public hearing report from General Manager, receive any public comment(s) or

requests to contest, and consider granting, denying, or amending applications for the following Application for Exception to Minimum Spacing Requirements:

- 1) Wave Wash XI LP; 301 Village Park Dr, Alvarado, Texas 76009; to operate a new water well for commercial use at a car wash.
4. Receive permit hearing report from General Manager, receive any public comment(s) or requests to contest, and consider granting, denying, or amending applications for the following Operating Permit:
  - 1) Corky Underwood, for a proposed Operating Permit for an existing well (#1328) located in South East Johnson County at 9549 County Road 1238, Cleburne, Texas 76033; not to exceed 1.2 million gallons in 2021, and 2,541,350 gallons annually (→2026) thereafter; dust control associated with road construction.
5. Adjourn or continue public hearing in whole or in part.

### **Regular Board Meeting**

**The Regular Board Meeting will begin upon adjournment of the Public Hearing on Exception to Minimum Spacing Requirements and Operating Permit application.**

**The Prairielands GCD Board of Directors may discuss, consider, and take all necessary action, including possible expenditure of funds, regarding each of the agenda items below:**

1. Call to Order and Declare Regular Meeting Open to the Public
2. Roll Call
3. Public Comment (verbal comments limited to 3 minutes per speaker)
4. Consent Agenda. All items are considered routine and self-explanatory and may be considered and approved by one motion of the Board. There will be no separate discussion of the items unless a Board Member so requests, in which event the item will be removed from the consent agenda and considered in its normal sequence.
  - a) Minutes of the June 21, 2021 Public Hearing
  - b) Minutes of the June 21, 2021 Regular Board Meeting
  - c) June 2021 monthly invoices and payment of bills
5. Presentation of unaudited financials for the month of June 2021 – Brian Watts, Comptroller
  - a) Review of monthly cash flow and cash projection for 2021
  - b) Review 2<sup>nd</sup> Quarter Investment Report 2021
6. Budget and Finance Development Committee – Maurice Osborn, Treasurer

- a) Consider and act on Resolution #21-003 adopting water use fee rate schedule for 2022.
  - b) Discuss, consider, and take action as necessary to approve Resolution #21-004 reviewing and approving Investment Policy and Investment Strategies as required annually by the Public Funds Investment Act of Texas.
  - c) Consider and act on Resolution #21-005 establishing administrative fee schedule and authorize the General Manager to take any and all action necessary for the implementation of this Resolution.
  - d) Discuss, consider, and take action as necessary to approve and authorize participation in the TexPool Investment Pools and designating authorized representatives.
- 7. Presentation and update on ‘Groundwater Management System Database’ development – Erin Atkinson, Halff and Associates, Inc.
  - a) Change Order Authorization – Discuss and consider authorizing the General Manager to execute Task Order #4 with Halff Associates, Inc. for database modifications – Kathy Turner Jones
- 8. Discussion and possible action to authorize the General Manager to offer a settlement to the following for alleged Major Violations of the District’s Rules:
  - a) Double D. Drilling (Denton, TX) – Violation: Drilling a well at a different location than authorized or in violation of spacing or minimum tract requirements.
- 9. Discuss, consider, and take action to consider application for exceptions to minimum tract size requirements from Benjamin & Jacinda Eason for a proposed well to be located at 9933 County Road 603C, Burleson, TX 76028 – Kathy Turner Jones
- 10. Update on public outreach activities, educational, and conservation efforts – Sinclair Newby, Public Relations/Education Director
- 11. Groundwater Management Area 8 – update on activities related to joint planning and the development of desired future conditions – Kathy Turner Jones
- 12. Engineering Report – Wade Oliver, INTERA
- 13. General Manager’s Report and Update – The General Manager will brief the Board on the following administrative, operational, and regulatory matters of the District and any other items included in the General Manager’s written report, which may be discussed, considered, and acted upon by the Board, including authorizing the initiation of, managing, or resolving enforcement action or litigation where applicable – Kathy Turner Jones
  - a) Update on current administrative activities of the District
  - b) Update of Board of Directors Appointments

- c) Historic Use Permit Applications
- d) Enforcement

14. General Counsel's Report – The District's legal counsel will brief the Board on pertinent legal issues and developments impacting the District since the last Board meeting, and legal counsel's activities on behalf of the District, including without limitation waste injection well monitoring activities including any protests of injection well applications with the Railroad Commission of Texas or the Texas Commission on Environmental Quality, District rules enforcement activities, rules and management plan implementation issues, groundwater-related legislative activities, joint planning and DFC development activities, developments in groundwater case law and submission of legal briefs, contractual issues related to the District, open government, policy, personnel, and financial issues of the District, and other legal activities on behalf of the District – Brian L. Sledge

15. Open Forum / Discussion of New Business for Future Meeting Agendas

16. Adjourn Regular Meeting

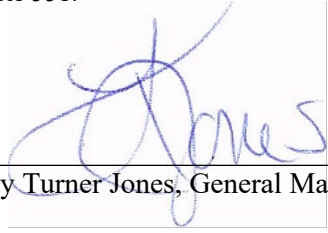
*The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time. Public hearings and public meetings of the District are available to all persons regardless of disability. If you require special assistance to attend a hearing or meeting, please call (817)556-2299 at least 24 hours in advance of the hearing or meeting to coordinate any special physical access arrangements.*

At any time during a hearing or meeting of the Prairielands Groundwater Conservation District Board and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the Board may meet in a closed 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 hearing or meeting.

Persons may make comments for or against an application for any type of permit, permit amendment, replacement well, or exception request without the need to request a contested case hearing on the application. However, persons wanting to protest an application involving a permit or permit amendment by requesting a contested case hearing must do so either in writing or by appearing at the public hearing in person or by videoconference or telephone on the date specified in this notice before the time that the Board takes final action on the application, as set forth more specifically in the District Rules.

#### **Certification**

I, the undersigned authority, do hereby certify that on July 15, 2021 at or before 5:00 PM, I posted and filed the above notice of meeting(s) and hearing(s) with the Texas Secretary of State, the Johnson County Clerk, and also posted a copy in the front window of the Prairielands GCD office in a place convenient and readily accessible to the general public all times and that it will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with the Texas Government Code, Chapter 551.

  
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Kathy Turner Jones, General Manager

Prairielands Groundwater Conservation District