

PRAIRIELANDS GROUNDWATER CONSERVATION DISTRICT

July 18, 2022

REGULAR MEETING MINUTES OF THE BOARD OF DIRECTORS

The Board of Directors (the "Board") of the Prairielands Groundwater Conservation District (the "District" or "Prairielands GCD") met in a regular board meeting, open to the public, within the boundaries of the District at 208 Kimberly Dr, Cleburne, TX, on July 18, 2022.

CALL TO ORDER AND DECLARE REGULAR MEETING OPEN TO THE PUBLIC

President Charles Beseda presided and called to order the regular Board of Directors Meeting at 9:40 a.m., announcing the meeting open to the public.

ROLL CALL

The roll was called of the members of the Board of Directors, to wit:

Charles Beseda

Maurice Osborn

John Curtis

Brad Daniels

Randy Kirk

Marty McPherson

Paul Tischler

Barney McClure

All members of the Board were in attendance, with the exception of Director McPherson, thus constituting a quorum. Also present at said meeting were Kathy Turner Jones, General Manager; Brian Sledge, General Counsel; District staff; and members of the public. *Copies of the public sign-in sheet(s) are attached hereto as Exhibit "A".*

PUBLIC COMMENTS

None

CONSENT AGENDA

Motion by Director Curtis to approve the consent agenda. Director McClure seconded the motion and it carried unanimously by all those who were present.

FINANCE REPORT – Brian Watts, Comptroller

- a) Presentation of unaudited financials for the month of June 2022. Mr. Watts reported ending cash balances for the District totals \$1,878,055.33. Compared to the ending cash balances on June 30, 2021, this shows an increase in cash of \$236,215.43 which continues to show a positive indication of the overall financial health of the District. The Profit & Loss report for the month of June shows gross revenue of \$304,364.01 with a

refund allowance of \$43,430.26 making our “net” revenue \$260,933.75. June is the month which includes both monthly and quarterly payers resulting in a more robust month of revenue.

Total operating expenses for the month of June totaled \$171,696.36 leaving a net result of \$89,237.39 of revenues over expenses. For this fiscal year, our gross revenues total \$1,625,056.36 with a refund allowance of \$227,278.29 making our “net” revenue for this year to date \$1,397,778.07. Our operational expenses for the year total \$792,814.11 with capital expenses of \$52,915.00 bringing our total expenses to \$845,729.11. This translates into a net excess revenue over expenses for the fiscal year of \$552,048.96 to provide the district the means to fund its budget for the remainder of the fiscal year.

- b) Review 2nd Quarter Investment Report for 2022: Mr. Watts reported funds of the District for the 2nd quarter were being held in a combination of 3 separate accounts at 2 separate depositories. Mr. Watts stated all District funds are adequately collateralized by a combination of FDIC insurance and pledged securities and all funds are in compliance with the PGCD Investment Policy. Director Curtis made a motion to accept the 2st Quarter Investment Report as presented. Director Daniels seconded the motion and it carried unanimously by all those present.

CONSIDER AND ACT ON RESOLUTION #22-001 AMENDING ADMINISTRATIVE FEE SCHEDULE AND AUTHORIZE THE GENERAL MANAGER TO TAKE ANY AND ALL ACTION NECESSARY FOR THE IMPLEMENTATION OF THIS RESOLUTION – Kathy Turner Jones

- a) Following the adoptions of today’s Rule amendments granting the Board authority to increase production for a calendar year by resolution for a specific public water system or other permittee experiencing an emergency or other unforeseen event, Ms. Jones requesting amending the District’s administrative fee schedule to include an application fee of \$750 for these emergency conditions. Director Osborn made a motion to approve Resolution #22-001 amending the District’s administrative fee schedule. Director McClure seconded the motion and it carried unanimously by all those who are present. *Copy of said Resolution #22-001 attached hereto as Exhibit “B”.*

GROUNDWATER MANAGEMENT AREA 8 – UPDATE ON ACTIVITIES RELATED TO JOINT PLANNING IN THE DEVELOPMENT OF DESIRED FUTURE CONDITIONS – Kathy Turner Jones

Ms. Jones reported Groundwater Management Area 8 was scheduled to meet at 10:00 a.m., Tuesday, July 24, 2022 at the District’s office in Cleburne.

ENGINEERING REPORT – Wade Oliver, INTERA

- a) Update on District involved activities. Mr. Oliver reported he continued to work assessment of groundwater production allocation amounts as it relates to achieving the DFCs.

GENERAL MANAGER'S REPORT AND UPDATE – Kathy Turner Jones

- a) Update on current administrative activities of the District. Ms. Jones reported The District received notice from the Texas Commission on Environmental Quality that Republic Services has requested to withdraw their wastewater disposal well application in Hill County, Texas. Applicants plans to resubmit the application following completion to TCEQ's requested confirmatory seismic, which is expected to occur over the next few months.

Ms. Jones added the Drought Index Report reported the month of June as warmer and drier than normal for much of the state, being the fourth consecutive month with those conditions. At the end of June, drought conditions covered 86 percent of the state, up eight percentage points from the end of May. That all adds up to the conclusion that Texas is in a significant drought, the worst since 2011, but not worse than 2011.

- b) Historic Use Permit Applications. Ms. Jones reported that District staff will be publishing notice of hearing on Historic Use Permit applications scheduled for September 19, 2022.
- c) Enforcement. None

GENERAL COUNSEL'S REPORT – Brian L. Sledge

Mr. Sledge reported Governor Greg Abbott has appointed George B. Peyton V to the Texas Water Development Board (TWDB) for a term set to expire on February 1, 2027. The Board provides leadership, planning, financial and technical assistance for the responsible development of water for the State of Texas.

OPEN FORUM/DISCUSSION OF NEW BUSINESS FOR FUTURE MEETING AGENDAS

None.

ADJOURN

There being no further business, Director Kirk made a motion to adjourn the meeting which was seconded by Director Curtis. The motion passed unanimously. The meeting was adjourned at 11:11 a.m.

PASSED, APPROVED, AND ADOPTED THIS 19th DAY OF SEPTEMBER 2022



Maurice Osborn, Secretary/Treasurer

Exhibit "A"



Public Hearing(s) Rule Amendments, Historic Use Permit Application & Proposed Permits, Operating Permit Applications & Regular Board Meeting

Sign-In Sheet

July 18, 2022

**** Note: If you are speaking, please limit to 3 minutes ****

Name	Business	Phone #	Email Address	Speaking? (YES / NO)
FRANCISCO PINTO	Ash Grove	972-345-7057	francisco.pinto@ashgrove.com	No
Daran Miller	Glen Lake Camp	254-897-2247	daran@glenlake.org	Only if they need me to.
MARK TERRY	CITY OF GRANDVIEW	817-822-8713	pwdirector@cityofgrandview.org	NO
Aaron Hertz	Simpson Sand & Gravel	512 709 4251	ahertz@simpsoncrushedstone.com	NO
Jeremiah Bihi	JCSUD	817 760 5220	jbihi@jcsud.com	
Nafi's Choudhury	JCSUD	504-554-6462	nchowdhury@jcsud.com	NO
Shawn Slater	Pinnergy, LTD.	817-542-1260	sslater@pinnergy.com	NO
Joe Hicks	North Texas Jellystone	817-761-9442	hicksjoe42@yahoo.com	No
Pete Schumaker	Collier Consulting	254 968 8741		NO
Lauren Swientek	Collier Consulting	210 422 5552	lswientek@collierconsulting.com	NO
Kevin Taylor	SCWD	254-897-4141	ktaylor@scwd.com	NO
Dan Calmes	Holcim	972-342-0352	dan.calmes@holcim.com	NO



Public Hearing(s) Rule Amendments,
Historic Use Permit Application & Proposed Permits,
Operating Permit Applications & Regular Board Meeting

Sign-In Sheet

July 18, 2022

**** Note: If you are speaking, please limit to 3 minutes ****

Name	Business	Phone #	Email Address	Speaking? (YES / NO)
Jim & Christel ^{DANPINS}	N. WHISPERING MEADOWS	817-202-0487	N.W.-ispering MW@gmail.com	NO

Exhibit "B"

RESOLUTION NO #22-001

**PRAIRIELANDS GROUNDWATER CONSERVATION DISTRICT
RESOLUTION ESTABLISHING ADMINISTRATIVE FEE SCHEDULE
FOR THE PRAIRIELANDS GROUNDWATER CONSERVATION
DISTRICT PURSUANT TO §36.205 OF THE TEXAS WATER CODE**

THE STATE OF TEXAS

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PRAIRIELANDS GROUNDWATER CONSERVATION DISTRICT

WHEREAS, the Prairielands 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 31, 2009, 81st Leg., R.S., ch. 1208, 2009 Tex. Gen. Laws 3859, codified at TEX. SPEC. DIST. LOC. LAWS CODE ANN. ch. 8855 ("the District Act");

WHEREAS, pursuant to said Act, the Board of Directors of the District has the permitting and general management powers granted under Chapter 36 of the Texas Water Code;

WHEREAS, § 36.205(a) of the Texas Water Code authorizes a groundwater conservation district to set fees for administrative acts of the District;

WHEREAS, the Board of Directors have reviewed the previously adopted administrative schedule and has determined that amendments to the administrative schedule are necessary and appropriate.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF PRAIRIELANDS GROUNDWATER CONSERVATION DISTRICT AS FOLLOWS:

1. The "amended" administrative fee schedule attached hereto is hereby adopted as the administrative fee schedule of the District;
2. The administrative fee schedule so adopted shall be effective beginning July 18, 2022 and continue in effect until modified by the Board of Directors.
3. The administrative fee schedule so adopted shall supersede any and all such fees previously adopted by Resolution or other action of the Board of Directors.
4. The General Manager is further authorized to take any and all reasonable action necessary for the implementation of this resolution.

AND IT IS SO ORDERED


PASSED AND ADOPTED this 18th day of July 2022.

PRAIRIELANDS GROUNDWATER CONSERVATION DISTRICT

By: 
Charles Beseda, President

ATTEST:

I, Maurice Osborn, certify that I am Secretary/Treasurer of the Prairielands Groundwater Conservation District organized and existing under the laws of the State of Texas, and that the resolutions on this document are a correct copy of the resolutions adopted at a meeting of the District duly and properly called and held on July 18, 2022. Said resolution appears in the minutes of this meeting and has not been rescinded or modified.


Maurice Osborn, Secretary

[SEAL]

