



NOTICE OF PUBLIC HEARING AND BOARD MEETING

**OF THE BOARD OF DIRECTORS
Of the
PRAIRIELANDS GROUNDWATER CONSERVATION DISTRICT
To be held**

**Prairielands GCD – Board Room
208 Kimberly Drive
Cleburne, TX 76031**

9:00 AM, Tuesday, February 21, 2023

Special Meeting

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

1. Call to order and declare special meeting open to the public
2. Roll call
3. Administration of Oath of Office: Kathy Tucker
4. Presentation of recognition of Randal Kirk in appreciation of his leadership and service to Prairielands GCD Board of Directors.
5. Action to fill vacancy in board officers
6. Adjourn Special Meeting

Hearing on Applications for Operating Permits

The Hearing on Applications for Operating Permits will begin at 9:00 A.M. or upon adjournment of the above listed Special Meeting.

The Prairielands GCD Board of Directors will hold a hearing on the below listed application(s) for an Operating Permit. Notice of the Hearing on Applications for Operating

Permits was also posted separately in accordance with the District Rules, and Chapter 36, Texas Water Code, no later than 10 days prior to the date of this hearing.

1. Call to order and declare public hearing open to the public
2. Roll call
3. Board will receive a report from the General Manager, receive any public comment(s) or requests to contest, and consider granting or denying, in whole or in part, the following applications for an Operating Permit:
 - 1) OSFR Properties, LLC for a proposed Operating Permit (OP-23-035) for authorization to drill a new well (PGCD-003026) to be located in Johnson County at 1600 CR 805, Cleburne, TX; and groundwater production authorization in the amount of 330,100 gallons annually for 2023→2027; Commercial Use (KB)
 - 2) C3K Enterprises, LLC for a proposed Operating Permit (OP-23-037) for authorization to drill a new well (PGCD-003049) to be located in Johnson County at 11745 East FM 917, Alvarado, TX; and groundwater production authorization in the amount of 250,000 annually for 2023→2027; Commercial Use (AK)
4. Adjourn or continue public hearing in whole or in part.

Regular Board Meeting

The Regular Board Meeting will begin at 9:00 A.M. or upon adjournment of the above listed Hearing on Permit Applications.

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. Presentation of 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 January 17, 2023, Public Hearing on Rule Amendments
 - b. Minutes of the January 17, 2023, Board of Directors Meeting

- c. January 2023 monthly invoices and payment of bills
5. Finance Report – Brian Watts, Comptroller
 - a. Presentation of unaudited financials for the month of January 2023
6. Budget and Finance Development Committee – Kathy Turner Jones
 - a. Reconsider and act on Resolution #23-002 Amending and Re-Establishing 2023 Water Use Fees
7. Groundwater Management Area 8 – update on activities related to joint planning and the development of desired future conditions – Kathy Turner Jones
8. Update on public outreach activities, educational, and conservation efforts – Whitney Curry, Public Relations/Education Director
9. Update on well monitoring and field operations – Michael Heath, Field Operations Coordinator
10. Hydrogeologist Report – Wade Oliver, INTERA, Inc.
 - a. Update on District involved activities.
11. 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. Enforcement
12. 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 Sledge, Legal Counsel, SledgeLaw Group, PLLC
13. Open Forum / Discussion of New Business for Future Meeting Agendas
14. 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 in writing in accordance with District Rule 10.6 that is either received by the District or submitted at the public hearing in person 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 February 15, 2023 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, Ellis, Somervell, and Hill counties' clerk offices, 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.

Prairielands Groundwater Conservation District



Kathy Turner Jones, General Manager