



CORRECTED
**NOTICE OF 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, Monday, August 21, 2023

Hearing on Applications for Operating Permits

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) TPWD Cleburne State Park, for a proposed Operating Permit (OP-23-043) for additional groundwater production authorization in Johnson County at 5800 Park Rd 21, Cleburne, TX; not to exceed 1,000,000 gallons annually for 2023→2027; Recreational/Public Water System (KB);
 - 2) Morgan Acres LLC, for a proposed Operating Permit (OP-23-045) for authorization to drill a new well (PGCD-003232) to be located in Johnson County at 1008 Highland Road, Cleburne, TX; not to exceed 1,406,200 gallons annually for 2023→2027; Commercial/Public Water System (KB); and

- 3) CLDVM LLC, for a proposed Operating Permit (OP-23-044) for authorization to drill a new well (PGCD-003219) to be located in Hill County at 1545 I-35, Abbott, TX; not to exceed 1,177,750 gallons in 2023 and 4,711,000 gallons annually for 2024→2027; Commercial/Public Water System (AK)
4. Adjourn or continue public hearing in whole or in part.

Regular Board Meeting

The Hearing on Applications for Operating Permits 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 July 17, 2023, Board of Directors Meeting
 - b. July 2023 monthly invoices and payment of bills
5. Discuss, consider, and take action to authorize the General Manager to negotiate and approve proposal to update office building and shop security equipment and monitoring; not to exceed \$12,900 – Kathy Turner Jones/Michael Heath
6. Finance Report – Brian Watts, Comptroller
 - a. Presentation of unaudited financials for the month of July 2023
7. Budget and Finance Development Committee – Maurice Osborn, Treasurer
 - a. Discuss, consider, and take action as necessary to approve Resolution #23-003 reviewing and approving Investment Policy and Investment Strategies as required annually by the Public Funds Investment Act of Texas.

- b. Consider and act on Resolution #23-004 establishing administrative fee schedule and authorize the General Manager to take any and all action necessary for the implementation of this Resolution.
 - c. Consider and act on Resolution #23-005 adopting water use fee rate schedule for 2024.
- 8. Rules and Bylaws Committee – Paul Tischler, Vice President
 - a. Discuss, consider, and take action to approve Resolution #23-006 adopting proposed amendments to the District Bylaws. Section 4 - Committees.
 - b. Discuss, consider, and take action as necessary to adopt Resolution #23-007 implementing new laws approved by the 88th Texas Legislature, Regular Session, 2023, including House Bill 1971, House Bill 2443, and Senate Bill 1746, regarding an additional exemption from permitting for certain water wells drilled solely to supply water for a rig drilling another water well and regarding permitting and rulemaking procedures; adopting temporary requirements on these topics by Board order until formal amendments to the District Rules are adopted by the Board – Brian Sledge
 - c. Discuss, consider, and take action as necessary to adopt Resolution #23-008 amending the District’s Code of Ethics to implement new conflict of interest laws approved by the 88th Texas Legislature, Regular Session, 2023, in House Bill 1971 – Brian Sledge
- 9. Consider for approval application to extend well registration: Well ID 2702 (Buena Vista Bethal SUD) – Kathy Turner Jones
- 10. Groundwater Management Area 8 – update on activities related to joint planning and the development of desired future conditions – Kathy Turner Jones
- 11. Hydrogeologist Report – Wade Oliver, INTERA, Inc.
 - a. Update on District involved activities.
- 12. Update on public outreach activities, educational, and conservation efforts – Kaylin Garcia, Public Relations/Education Director
- 13. Update on well monitoring and field operations – Michael Heath, Field Operations Coordinator
- 14. 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 on upcoming director appointments
 - c. Monthly update on well registrations and groundwater production reports
 - d. Enforcement
15. 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
16. Open Forum / Discussion of New Business for Future Meeting Agendas
17. 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.

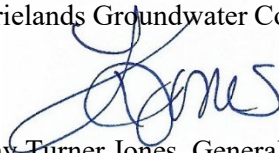
At any time during a hearing or meeting of the Prairielands Groundwater Conservation District Board and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon’s Texas Codes, Annotated, the Board may meet in a closed executive session on any of the above agenda items or other 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 August 17, 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