



NOTICE OF PUBLIC HEARINGS 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, December 18, 2023

Public Hearing on Permit Applications

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 Permit Applications 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 describing the following applications for an Operating Permit and the General Manager's recommendation to the Board:
 - 1) Midway Water Utilities Inc. (White Bluff CWS), for a proposed amendment to an existing Operating Permit (OP-21-020) to add additional groundwater production authorization in Hill County in the amount of 27,120,200 gallons; not to exceed 164,079,000 gallons annually thereafter (→2026); Public Water Supply (KB); and
 - 2) Chatt WSC, for a proposed amendment to an existing Operating Permit (OP-21-016) for authorization to drill a new well (PGCD-003353) 3/10 of a mile East of HCR 3110N located on HCR 3106 in Bynam, TX, Hill County; Public Water Supply; (Driller of record: TBD).
4. Receive public comment(s) or requests to contest the above-listed application(s) for Operating Permits

5. Discussion, consideration, and possible action on the above-listed applications for Operating Permits
6. Adjourn or continue public hearing in whole or in part

Regular Board Meeting

The Regular Board Meetings 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 requests, in which event the item will be removed from the consent agenda and considered in its normal sequence.
 - a) Minutes of the November 13, 2023, Hearing on Permit Applications
 - b) Minutes of the November 13, 2023, Board of Directors Meeting
 - c) November 2023 monthly invoices and payment of bills
5. Finance Report – Brian Watts, Comptroller
 - a) Presentation of unaudited financials for the month of November 2023
 - b) Review of cash flow and cash projection for YE 2023
6. Budget and Finance Committee – Maurice Osborn, Chair
 - a) Discuss and consider possible action regarding additional 2023 debt service payment using remaining Rule 7.4 refund accrual funds
 - b) Discuss, consider, and take action to approve transfer amendment(s) to the 2023 YE Budget
 - c) Review of financial policy(s) and possible action:
 - a. Regulatory and Compliance Contingency Fund Resolution.
 - b. Operating Reserve Guidance Resolution
 - d) Discuss, consider, and take action to approve Resolution #23-012 reestablishing the maximum refund percentage of paid water use fees for authorized groundwater amounts not actually produced in a calendar year.
 - e) Discuss, consider, and take action to approve Resolution #23-013 reviewing and

adopting FY 2024 Operating Budget and authorize the General Manager to take any and all action necessary for the implementation.

7. Discuss, consider, and take action to approve 2024 Board Meeting Schedule.
8. Update on public outreach activities, educational, and conservation efforts – Kaylin Garcia, Public Relations/Education Director
9. Hydrogeologist Report – Wade Oliver, INTERA, Inc.
 - a) Update on District involved activities.
 - b) Update on activities related to Groundwater Management Area 8 joint planning and the development of desired future conditions.
10. Update on well monitoring and field operations – Michael Heath, Field Operations Coordinator
 - a) Consider and take action to declare the following item(s) surplus and authorize General Manager to direct staff to dispose or auction:
 - 1) Qty (2) - Stevens SatComm Goes data logger units. (S/N 210654, 210758) – disposal
 - b) 2024 monitoring well expansion goal(s)
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) Monthly update on well registrations and groundwater production reports
 - c) Drought Monitoring
 - d) 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. Committee Appointments(s) (District Bylaws 4.1) – Charles Beseda, President
14. Open Forum / Discussion of New Business for Future Meeting Agendas
15. 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 December 14, 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