

Ty Embrey, Attorney

Remote:

Wade Oliver, Hydrologist-Intera, Inc.

2. Public hearing on Proposed Amendments to District Rules. The proposed amendments to the District Rules would amend the District Rules relating to well spacing requirements; and conditions that necessitate the submittal of a hydrogeologic report.

President Laughlin requested GM Jones to discuss the proposed amendments to the District Rules. Proposed amendments to District Rules included:

- Clarified language for Vertical Spacing Rules.
- Moved spacing requirements language to clarify TCEQ compliance orders.
- Requirements that trigger a Hydrogeological Report from GPM capacity to yearly pumping amount of 50,000,000 gallons, including well systems.

3. Receive public comments on Proposed Amendments to District Rules. Any person who desires to appear at the hearing and present comment or other information on the proposed Amendments to District Rules may do so in person, by counsel, or both. Comments may be presented verbally or in written form. Limits may be placed on the amount of time that each person is allowed to present verbal comments. The hearing posted in this notice may be recessed from day to day or continued where appropriate.

No Public Comment.

4. Discuss, consider, and/or act on Proposed Amendments to District Rules. Changes may be made to the proposed District Rules based upon comments received or made at the hearing, and the rules may be adopted with or without such changes without further notice or hearing.

No Board revisions to Proposed Amendments as presented.

President Laughlin called for a motion to accept proposed amendments as presented.

VP Cozart made the motion to accept the Proposed Amendments to District Rules as presented.

Secretary Merritt seconded the motion. Motion passed unanimously.

5. Adjourn, recess, or continue rulemaking public hearing; written record may be left open for a limited time.

Public Hearing on Proposed Amendments to District Rules was adjourned at 2:10 P.M.

Regular Board Meeting

The Regular Board Meeting began upon adjournment of Hearing on Proposed Amendments to District Rules.

All interested parties are invited to attend.

The Board may consider, discuss, and take action, including expending funds, on any of the following agenda items:

AGENDA:

1. Call to order; establish a quorum; and declare meeting open to the public.

President Laughlin called the meeting to order at 2:10 P.M. A quorum was established, and the meeting was opened to the public.

Board Members present: President Laughlin
Vice President Cozart
Secretary Merritt

Board Members absent: Director Gladbach
Director Haster

Staff Present: Corey Jones
Hi Newby
Laura Schumacher

Remote: Ty Embrey, Attorney
Wade Oliver, Hydrologist-Intera, Inc.

2. Public Comment.

No public comment.

3. **Consent Agenda:** Each of these items is recommended by the Staff, and approval thereof will be strictly on the basis of the Staff's recommendations. Approval for the Consent Agenda authorizes the General Manager or his designee to implement each item in accordance with the Staff recommendations. The Consent Agenda will be approved as a block. Any Board member that has questions regarding any item on the Consent Agenda may have the item pulled and considered as a regular item on the agenda. Any items so pulled for separate discussion will be considered as the first items following approval of the Consent Agenda.

- A. Approval of minutes from Board meeting on May 24, 2022.
- B. Approval of Current Budget Performance - Operating and Investment account statements.

- C. Payment of bills/invoices received.
- D. Reimburse General Manager, Field Tech, and/or Office Manager for invoices/bills paid on behalf of the District.

President Laughlin called for a motion to approve the consent agenda.

VP Cozart made the motion to approve the consent agenda as presented.

Secretary Merritt seconded the motion to approve as presented.

President Laughlin called for a vote. Vote was unanimous to approve the consent agenda as presented.

- 4. Any items from Consent Agenda that were pulled for further discussion.

No items were pulled for further discussion.

- 5. Consider and possibly act on regulatory matters associated with Samantha Springs, LP/Joe McCombs.

At 2:14 PM, the Board of Directors convened into Executive Session in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the Northern Trinity Groundwater Conservation District Board may meet in executive session on agenda items or other lawful items for consultation concerning attorney-client matters (§551.071).

At 3:22 PM the Board of Directors closed the Executive Session and reconvened the Regular Board meeting to discuss Agenda Item 5.

President Laughlin called for an action motion.

VP Cozart made the motion to invite Mr. McCombs, Ms. Mabel Simpson, and all interested representatives for Samantha Springs to come to the next scheduled Board meeting at their convenience to explain the Samantha Springs operations, the TCEQ reporting, and the history of the operations for Samantha Springs facility.

Secretary Merritt seconded the motion. Vote was unanimous to approve the motion to invite Mr. McCombs, Ms. Mabel Simpson, and all interested representatives for Samantha Springs to come to the next scheduled Board meeting at their convenience to explain the Samantha Springs operations, the TCEQ reporting, and the history of the operations for Samantha Springs facility.

The Board of Directors requested Attorney Ty Embrey to contact the representative(s) for Samantha Springs to discuss the potential Board Meeting dates that accommodate Samantha Springs' representative(s)' schedule(s) and attendance at the next Board of Directors meeting.

- 6. Presentation of the 2021 Audit to NTGCD Board.

General Manager Jones presented the bound 2021.Audit as previously approved at the May 24, 2022 Board meeting.

President Laughlin called for discussion. No discussion. President called for a motion to accept the 2021.Audit as presented.

VP Cozart made the motion to accept the financial report for the year ending December 31, 2021 as presented.

Secretary Merritt seconded the motion. The Board vote was unanimous in accepting 2021.Audit as presented.

7. Presentation of the 2021 Annual Report to NTGCD Board.

General Manager Jones presented the 2021.Annual Report to the Board of Directors.

President Laughlin called for discussion. No discussion. President called for a motion to accept the 2021.Annual Report as presented.

VP Cozart made the motion to accept and adopt the 2021. Annual Report as presented.

President Laughlin seconded the motion. The Board vote was unanimous to accept and adopt the 2021.Annual Report as presented.

8. Board will consider and possibly act upon the Draft Operating Budget for January 1 through December 31, 2023

- Adopt Resolution #022-002 (Adopting 2023 Operating Budget)

President Laughlin asked GM Jones to present 2023.Operating Budget.

GM Jones presented the 2023.Operating Budget based on input from information from the District's higher producing water users and the current water use fee of \$ 0.155 per thousand gallons.

Board discussed 2023.Operating Budget increased expenses comparing the 2022 budget including auto fuel, GMA 8 contribution anticipating possibly updating the modeling, increase in well-monitoring budget, advertising and PR (updating website), additional bank services, new GIS program, operating supplies, staff increase in payroll, a minor increase in Professional Services, and more active budget for education.

President Laughlin summarized the GM presentation stating revenue and expense budget increases from 2021. Revenue increase resulting from water usage payments and increase in expenses for public education outreach and conservation of water via the website, to remain in compliance with the Management Plan which is good overall budget management.

Board discussed adding content to the website for well levels and water quality.

- Adopt Resolution #022-003 (Adopting 2023 Water Use Fee Rate)

President Laughlin called for a motion to Adopt Resolution #022-003 before asking for a motion on Resolution #022-002.

President Laughlin called for a motion to adopt Resolution #022-003, adopting the water use fee of \$0.155 per thousand gallons produced during the period from January 1, 2023 and continuing thereafter until changed by the Board.

VP Cozart made the motion to adopt Resolution #022-003 and ratify the water use fee of \$0.155 per thousand gallons.

Secretary Merritt seconded the motion.

President called for a vote. The Board vote was unanimous, adopting Resolution #022-003 and ratifying the water use fee of \$0.155 per thousand gallons.

President Laughlin called for a motion to adopt Resolution #022-002 adopting 2023. Operating Budget as presented including Resolution #022-003 2023 Water Use Fee Rate of \$0.155 per thousand gallons.

VP Cozart made the motion to adopt Resolution #022-002 adopting the 2023. Operating Budget as presented including Resolution #022-003. 2023 Water Use Fee Rate of \$0.155 per thousand gallons.

Secretary Merritt seconded the motion.

President called for a vote. The Board vote was unanimous to adopt Resolution #022-002 adopting the 2023. Operating Budget as presented including Resolution #022-003. 2023 Water Use Fee Rate of \$0.155 per thousand gallons.

9. Legislative Update from Ty Embrey

Attorney Embrey updated the Board of Directors on current actions for Interim Charges by the House and Senate before the House Natural Resources hearing on August 23-24, 2022 in Austin.

10. G M Report

GM updated Board on the following items:

- Paluxy wells are stressed in the Bella area (southwest Tarrant County).
- Water quality in the Bella area is being monitored – President Laughlin suggested finding a monitoring well location for the District to collect data.

- GMA 8 meeting July 26, 2022 to adopt amended DFC Resolution due to typographical errors in an attachment on the Explanatory Report reported by TWDB during their review.
- Drew Satterwhite (GMA 8 Administrative District Manager) may propose potential updates to the Northern Trinity and Woodbine GAM.
- Progress for database entry.
- Under-reported usage due to the incorrect meter readings on one (1) of the wells owned and operated by Viridian MMD.
- Website updates include analytics for staff and new pages for public viewing.

No action taken.

11. Board Reports

GM reviewed the Board Reports for the new wells drilled, water usage totals, water usage fees and drought report.

No action taken.

12. Other Business / Setting of next meeting

No other business.

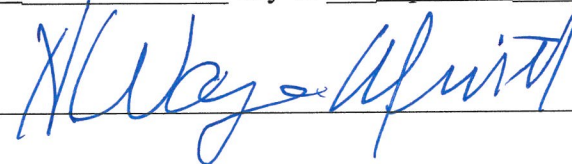
Next Board of Directors meeting is set for August 25, 2022 at 2:00 PM.

13. Adjourn.

President adjourned the meeting at 4:37 PM.

PASSED, APPROVED AND ADOPTED BY THE BOARD OF DIRECTORS this

29th day of September 2022.

Attest:  _____, Secretary of NTGCD Board