

RED RIVER GROUNDWATER CONSERVATION DISTRICT

PERMIT HEARING AND BOARD MEETING

**Greater Texoma Utility Authority Board Room
5100 Airport Drive
Denison, Texas 75020**

**THURSDAY
MARCH 17, 2022
10:00 AM**

NOTICE OF PUBLIC MEETING
OF THE
BOARD OF DIRECTORS OF THE
RED RIVER GROUNDWATER CONSERVATION DISTRICT
Thursday, March 17, 2022 at 10:00 a.m.

MEETING LOCATION:
Greater Texoma Utility Authority Board Room
5100 Airport Drive
Denison, Texas 75020

Permit Hearing

The Permit Hearing will begin at 10:00 a.m.

Notice is hereby given that the Board of Directors of the Red River Groundwater Conservation District ("District") will conduct a permit hearing on the following Production Permit Application:

Agenda:

1. Call to Order; establish quorum; declare hearing open to the public; introduction of Board.
2. Review the Production Permit Application of:

New Production Permits

- a. **Applicant:** Two Way Special Utility District, P.O. Box 919, Whitesboro, TX 76273
Location of Well: 3085-3435 FM 901, Whitesboro, TX 76273; Latitude: 33.605572°N Longitude: 96.856901°W; About 240 feet southwest of the FM 901 and Shook Road intersection.
Purpose of Use: Public Water System
Requested Amount of Use: 142,926,951 gallons per year
Production Capacity of Well: 450 gallons per minute
Aquifer: Trinity (Antlers)
 - b. **Applicant:** Mustang Special Utility District, 7985 FM 2931, Aubrey, TX 76227
Location of Well: 9383 Farmington Road, Van Alstyne, TX 75495; Latitude: 33.453364°N Longitude: 96.644944°W; About 100 feet north of the Farmington Road and Hodgins Road intersection and about 100 feet west of Farmington Road.
Purpose of Use: Public Water System
Requested Amount of Use: 72,990,000 gallons per year
Production Capacity of Well: 400 gallons per minute
Aquifer: Trinity (Antlers)
3. Public Comment on the Production Permit Application (verbal comments limited to three (3) minutes each).

4. Consider and act upon the Production Permit Application, including designation of parties and/or granting or denying the Production Permit Application in whole or in part, as applicable.
5. Adjourn or continue permit hearing.

Board Meeting

The regular Board Meeting will begin upon adjournment of the above noticed Permit Hearing.

Notice is hereby given that the Board of Directors of the Red River Groundwater Conservation District ("District") may discuss, consider, and take all necessary action, including expenditure of funds, regarding each of the agenda items below:

Agenda:

1. Pledge of Allegiance and Invocation.
2. Call to order, establish quorum; declare meeting open to the public.
3. Public Comment.
4. Consider and act upon approval of Minutes of December 16, 2021, Board Meeting.
5. Budget and Finance.
 - a. Review and approval of monthly invoices.
 - b. Receive monthly financial information.
 - c. Receive Quarterly Investment Report
6. Receive Quarterly Report on Management Plan.
7. Discussion and possible action regarding the District's declaration of Drought.
8. Update and possible action regarding the process for the development of Desired Future Conditions (DFC).
9. Consider and act upon compliance and enforcement activities for violations of District Rules.
 - a. Update on Timpson v. Gillum and Porter Green, LLC, 397th District Court, Grayson County, Case No. CV-21-0786
10. General Manager's report: The General Manager will update the Board on operational, educational and other activities of the District.
 - a. Well Registration Summary
 - b. Update on Injection/Disposal Well Monitoring Program
 - c. Mountain Pure vs. Neches and Trinity Valley GCD case update
 - d. Legislative Update
 - e. Management Plan Update

11. Open forum / discussion of new business for future meeting agendas.

12. Adjourn.

¹*The Board may vote and/or act upon each of the items listed in this agenda.*

²*At any time during the meeting or work session and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the Red River Groundwater Conservation District Board may meet in 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 meeting.*

³ *Persons with disabilities who plan to attend this meeting, and who may need assistance, are requested to contact Velma Starks at (800) 256-0935 two (2) working days prior to the meeting, so that appropriate arrangements can be made.*

⁴*For questions regarding this notice, please contact Velma Starks at (800) 256-0935, at rrgcd@redrivergcd.org or at 5100 Airport Drive, Denison, TX 75020.*

ATTACHMENT 4

**MINUTES OF THE BOARD OF DIRECTORS' BOARD MEETING
RED RIVER GROUNDWATER CONSERVATION DISTRICT**

Thursday, December 16, 2021

**MEETING LOCATION:
GREATER TEXOMA UTILITY AUTHORITY
BOARD ROOM
5100 AIRPORT DRIVE
DENISON TX 75020**

Members Present: Chuck Dodd, David Gattis, Mark Gibson, Harold Latham, Mark Newhouse, and Mark Patterson

Members Absent: Billy Stephens

Staff: Drew Satterwhite, Wayne Parkman, Theda Anderson, Debi Atkins, and Velma Starks

Visitors: Kristen Fancher, Fancher Legal

Board Meeting

1. Pledge of Allegiance and Invocation.

Board President Mark Patterson led the group in the Pledge of Allegiance and Board Member Chuck Dodd offered the invocation for the group.

2. Call to order, establish quorum; declare meeting open to the public.

Board President Mark Patterson called the meeting to order at 10:00 a.m., established a quorum was present, and declared the meeting open to the public.

3. Public Comment.

No public comment.

4. Consider and act upon approval of Minutes of October 28, 2021, Board Meeting.

Board Member David Gattis made a motion to approve the minutes of the October 28, 2021 meeting with one correction. The motion was seconded by Board Member Chuck Dodd. The motion passed unanimously.

5. Budget and Finance.

a. Review and approval of monthly invoices.

General Manager Drew Satterwhite reviewed the invoices with the Board. Discussion was held. Board Member David Gattis made the motion to approve the November invoices. Board Member Mark Gibson seconded the motion. Motion passed unanimously.

- b. Receive monthly financial information.

General Manager Drew Satterwhite reviewed the District's monthly financial information with the Board. Discussion was held.

- 6. Consider and act upon Administrative Services Contract with Greater Texoma Utility Authority.

General Manager Drew Satterwhite provided background information for the Board. In November 2010, the District and GTUA entered into an agreement for administrative services to be provided by GTUA for the District. The Board of Directors of GTUA has continued to indicate their satisfaction with the outcome of the agreement. This agreement was considered and approved at GTUA's November 18, 2021 Board meeting. The District continues to operate with the lowest production fees in the region. Board Member David Gattis made the motion to approve the contract. Board Member Mark Newhouse seconded the motion. Motion passed unanimously.

- 7. Consider and act upon Engagement Letter for Audit Services for Fiscal Year Ending December 31, 2021.

General Manager Drew Satterwhite provided background information for the Board. District staff is of the opinion that McClanahan and Holmes, LLP of Bonham, Texas has provided thorough and quality audits during their tenure with the District. The fees for the 2021 audit services will not exceed \$5,125, which is within the previously agreed upon threshold. Board Member Chuck Dodd made the motion to approve the Engagement Letter for Audit Services with McClanahan and Holmes, LLP of Bonham, Texas for the 2021 audit. Board Member Mark Gibson seconded the motion. Motion passed unanimously.

- 8. Receive 2020 Annual Report on Management Plan.

General Manager Drew Satterwhite provided background information for the Board. Paul Sigle, Technical Lead, provided a presentation on the 2020 Annual Report. Discussion was held.

- 9. Discussion and possible action regarding Water Loss Data within the District.

General Manager Drew Satterwhite provided the Board with various water loss information that public water systems report. Bonham, Red River Authority and Denison do not use groundwater. Threshold differences were discussed.

10:58 a.m. Board president Mark Patterson left the meeting. Board Vice President Harold Latham took charge of the meeting.

No action was taken on this item.

- 10. Update and possible action regarding the process for the development of Desired Future Conditions (DFC).

General Manager Drew Satterwhite and Kristen Fancher, legal counsel, informed that Board that the GMA 8 adopted the DFCs at the November 4, 2021 meeting which is part of the process. The Explanatory Report is expected to be available in the Spring of 2022. The Board can expect to adopt the DFCs in the Spring or Summer of 2022.

11. Consider and act upon compliance and enforcement activities for violations of District Rules.

No violations at this time.

12. General Manager's report: The General Manager will update the Board on operational, educational and other activities of the District.

a. Well Registration Summary

General Manager Drew Satterwhite reviewed the well registration summary with the Board. There were 12 registrations in October and 18 registrations in November

b. Update on Injection/Disposal Well Monitoring Program

Kristen Fancher, legal counsel, reported to the Board that one injection application with no issues with the Railroad Commission was not protested. Discussion was held.

c. Management Plan Update

General Manager Drew Satterwhite reported that the draft management plan process has been changed by TWDB. The District is waiting on TWDB to pre-review the plan. The District will then have to have a public hearing before adopting its DFC.

13. Open forum / discussion of new business for future meeting agendas.

Next regular meeting is January 20, 2022, it may be cancelled if there is no permit hearing.

14. Adjourn.

Board Vice President Harold Latham declared the meeting adjourned at 11:30 a.m.

Recording Secretary

Secretary-Treasurer

ATTACHMENT 5 a.

RESOLUTION NO. 2022-03-1

A RESOLUTION BY THE BOARD OF DIRECTORS OF THE RED RIVER GROUNDWATER
CONSERVATION DISTRICT AUTHORIZING PAYMENT OF ACCRUED LIABILITIES FOR THE
MONTHS OF DECEMBER, JANUARY, FEBRUARY

The following liabilities are hereby presented for payment:

<u>Administrative Services</u>	<u>Amount</u>
GTUA - December	13,574.55
GTUA - January	12,116.90
GTUA - February	13,787.73
<u>Direct Costs</u>	
NexTraq - GPS tracking for February	39.95
NexTraq - GPS tracking for March	39.95
<u>Dues & Subscriptions</u>	
TWCA - 2022 membership renewal	416.00
<u>Insurance</u>	
Bayless Hall - Dishonesty bond renewal 2022	286.00
Bayless Hall - Public Official Bond renewal 2022	315.00
<u>Legal</u>	
Fancher Law - BOD general legal services for December 2021	1,330.00
Fancher Law - BOD general legal services for January 2022	408.00
Fancher Law - BOD general legal services for February 2022	962.00
<u>Postage</u>	
U.S. Postal Service - P.O. Box 911214 annual renewal	374.00
<u>Refunds</u>	
Allen Stewart - refunded over payment on account	57.50
Frances P May Trust - Refunded drilling deposits	700.00
Alice Mussett- Refunded over payment on account	1,015.00
<u>Well Injection Monitoring</u>	
Statewide Plat Services - November / December	106.40
Statewide Plat Services - January / February	100.00
GRAND TOTAL:	<u>\$ 45,628.98</u>

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE RED RIVER
GROUNDWATER CONSERVATION DISTRICT THAT the Secretary-Treasurer is hereby authorized to
make payments in the amounts listed above.

On motion of _____ and seconded by:

_____, the foregoing Resolution was passed and approved on this, the 17th. day of March 2022

by the following vote:

AYE:

NAY:

At a meeting of the Board of Directors of the Red River Groundwater Conservation District.

President

ATTEST:

Secretary/Treasurer

ATTACHMENT 5 b.

RED RIVER GROUNDWATER

Balance Sheet

As of January 31, 2022

ASSETS

Current Assets

Checking/Savings

10001 CASH-First United	388,901.24
10025 A/R CONSUMPTION	78,250.14
10026 A/R Texas Rain Holding Co	2,990.00
10230 A/R Violation Fees	500.00
10101 ALLOWANCE FOR UNCOLLECT	-1,530.00
10010 INVESTMENTS	200,000.00
10230 PP EXPENSES	1,586.62

TOTAL ASSETS	<u>670,698.00</u>
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LIABILITIES & EQUITY

Liabilities

Current Liabilities

Accounts Payable

23100 ACCOUNTS PAYABLE	0.00
23150 DRILLERS DEPOSIT LIAB	16,900.00

Total Other Current Liabilities	<u>16,900.00</u>
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Total Current Liabilities	<u>16,900.00</u>
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Total Liabilities	16,900.00
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Equity

35100 RETAINED EARNINGS	666,871.77
Net Income	-13,073.77

Total Equity	<u>653,798.00</u>
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TOTAL LIABILITIES & EQUITY	<u>670,698.00</u>
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RED RIVER GROUNDWATER
Profit & Loss Budget vs. Actual
January 31, 2022

	Current Actual	Current Budget	YTD Actual	Total Budget	% of Budget Remaining
Income					
46002 GW PRODUCTION	-57.50	26,051.25	-57.50	312,615.00	100.02%
46005 LATE FEES	0.00	0.00	0.00	0.00	0.00%
46006 VIOLATION FEES	0.00	0.00	0.00	0.00	0.00%
46015 REGISTRATION FEES	300.00	533.33	300.00	6,400.00	95.31%
46020 PERMITTING FEES	0.00	200.00	0.00	2,400.00	0.00%
46100 INTEREST INCOME	270.92	50.00	270.92	600.00	54.85%
Total Income	513.42	26,834.58	513.42	322,015.00	99.84%
Gross Profit	513.42	26,834.58	513.42	322,015.00	
Expense					
77010 ADMINISTRATIVE COST	5,930.00	8,750.00	5,930.00	105,000.00	94.35%
77020 ADVERTISING	0.00	58.33	0.00	700.00	100.00%
77027 AUDITING	0.00	425.00	0.00	5,100.00	100.00%
77031 BANKING FEES	3.00	83.33	3.00	1,000.00	99.70%
77032 CONTRACT SERVICES	0.00	1,250.00	0.00	15,000.00	100.00%
77035 FIELD TECH	3,036.00	7,916.67	3,036.00	95,000.00	96.80%
77040 DIRECT COST	58.64	383.33	58.64	4,600.00	98.73%
77045 FIELD PERMITTING SPECIAL	2,288.00	2,916.67	2,288.00	35,000.00	93.46%
77450 DUES & SUBSCRIPTIONS	416.00	332.33	416.00	3,988.00	89.57%
77480 EQUIPMENT	0.00	166.67	0.00	2,000.00	100.00%
77500 FEES-GMA8	0.00	41.67	0.00	500.00	100.00%
77810 INSURANCE AND BONDING	603.34	366.67	603.34	4,400.00	86.29%
77855 INTERNET FEES	0.00	458.33	0.00	5,500.00	100.00%
77970 LEGAL	408.00	2,916.67	408.00	35,000.00	98.83%
78010 MEETINGS AND CONFEREN	402.57	433.33	402.57	5,200.00	92.26%
78310 RENT	200.00	200.00	200.00	2,400.00	91.67%
78600 SOFTWARE MAINTENANCE	0.00	1,250.00	0.00	15,000.00	100.00%
78750 TELEPHONE	222.16	225.00	222.16	2,700.00	91.77%
78770 - TRANSPORTATION	19.48	291.67	19.48	3,500.00	99.44%
Total Expense	13,587.19	28,465.67	13,587.19	341,588.00	96.02%
Net Income	-13,073.77	-1,631.08	-13,073.77	-19,573.00	

RED RIVER GROUNDWATER

Balance Sheet

As of February 28, 2022

ASSETS

Current Assets

Checking/Savings

10001 CASH-First United	441,703.33
10025 A/R CONSUMPTION	9,543.09
10026 A/R Texas Rain Holding Co	2,990.00
10230 A/R Violation Fees	500.00
10101 ALLOWANCE FOR UNCOLLECT	-1,530.00
10010 INVESTMENTS	200,000.00
10230 PP EXPENSES	1,269.28

TOTAL ASSETS	<u>654,475.70</u>
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LIABILITIES & EQUITY

Liabilities

Current Liabilities

Accounts Payable

23100 ACCOUNTS PAYABLE	1,062.00
23150 DRILLERS DEPOSIT LIAB	19,475.00

Total Other Current Liabilities	<u>20,537.00</u>
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Total Current Liabilities	<u>20,537.00</u>
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Total Liabilities	20,537.00
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Equity

35100 RETAINED EARNINGS	659,788.36
Net Income	-25,849.66

Total Equity	<u>633,938.70</u>
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TOTAL LIABILITIES & EQUITY	<u>654,475.70</u>
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RED RIVER GROUNDWATER
Profit & Loss Budget vs. Actual
February 28, 2022

	Current Actual	Current Budget	YTD Actual	Total Budget	% of Budget Remaining
Income					
46002 GW PRODUCTION	0.00	26,051.25	0.00	312,615.00	100.00%
46005 LATE FEES	0.00	0.00	-57.50	0.00	0.00%
46006 VIOLATION FEES	0.00	0.00	0.00	0.00	0.00%
46015 REGISTRATION FEES	2,900.00	533.33	3,200.00	6,400.00	50.00%
46020 PERMITTING FEES	0.00	200.00	0.00	2,400.00	0.00%
46100 INTEREST INCOME	0.00	50.00	270.92	600.00	54.85%
Total Income	2,900.00	26,834.58	3,413.42	322,015.00	98.94%
Gross Profit	2,900.00	26,834.58	3,413.42	322,015.00	
Expense					
77010 ADMINISTRATIVE COST	7,313.00	8,750.00	13,243.00	105,000.00	87.39%
77020 ADVERTISING	0.00	58.33	0.00	700.00	100.00%
77027 AUDITING	0.00	425.00	0.00	5,100.00	100.00%
77031 BANKING FEES	94.87	83.33	97.87	1,000.00	90.21%
77032 CONTRACT SERVICES	0.00	1,250.00	0.00	15,000.00	100.00%
77035 FIELD TECH	4,140.00	7,916.67	7,176.00	95,000.00	92.45%
77040 DIRECT COST	528.46	383.33	637.10	4,600.00	86.15%
77045 FIELD PERMITTING SPECIAL	1,222.00	2,916.67	3,510.00	35,000.00	89.97%
77450 DUES & SUBSCRIPTIONS	0.00	332.33	416.00	3,988.00	89.57%
77480 EQUIPMENT	0.00	166.67	0.00	2,000.00	100.00%
77500 FEES-GMA8	0.00	41.67	0.00	500.00	100.00%
77810 INSURANCE AND BONDING	317.34	366.67	920.68	4,400.00	79.08%
77855 INTERNET FEES	0.00	458.33	0.00	5,500.00	100.00%
77970 LEGAL	962.00	2,916.67	1,370.00	35,000.00	96.09%
78010 MEETINGS AND CONFEREN	183.23	433.33	585.80	5,200.00	88.73%
78310 RENT	200.00	200.00	400.00	2,400.00	83.33%
78600 SOFTWARE MAINTENANCE	200.00	1,250.00	200.00	15,000.00	98.67%
78750 TELEPHONE	37.50	225.00	259.66	2,700.00	90.38%
78770 - TRANSPORTATION	427.49	291.67	446.97	3,500.00	87.23%
Total Expense	15,625.89	28,465.67	29,263.08	341,588.00	91.43%
Net Income	-12,725.89	-1,631.08	-25,849.66	-19,573.00	

ATTACHMENT 5 c.

Red River Groundwater Conservation District
Quarterly Investment Report
For the Quarter Ended
February 28, 2022

The investment portfolio of the Red River Groundwater Conservation District is in compliance with the Public Funds Investment Act and the Investment Policy and Strategies.

Presented by Red River Groundwater Conservation District Investment Officers:

	
Drew Satterwhite General Manager	Debi Atkins Finance Officer

Book/Market Value Comparison

Description	Coupon/ Discount	Maturity Date	September 30, 2021			February 28, 2022		
			Face Amount/ Par Value	Book/Market Value	Purchases/ Adjustments	Sales/Adjust/ Call Maturity	Face Amount/ Par Value	Book/Market Value
First United (DDA)	0.00%	3/1/2022	\$ 158,023.23	\$ 158,023.23	384,489.19	100,809.09	441,703.33	\$ 441,703.33
OZK	0.18%	1/28/2022	200,000.00	200,000.00		200,000.00	-	-
OZK	0.15%	8/5/2022	200,000.00	200,000.00			200,000.00	200,000.00
			\$ 558,023.23	\$ 558,023.23	\$ 384,489.19	\$ 100,809.09	\$ 641,703.33	\$ 641,703.33

Investment Holdings
2/28/2022

Description	Ratings	Coupon/ Discount	Maturity Date	Settlement Date	Face Amount/Par Value	Book Value	Market Price	Market Value	Life (Day)	Yield
First United (DDA)		0.00%	3/1/2022	2/28/2022	\$ 441,703.33	\$ 441,703.33	1.00	\$ 441,703.33	1	0.00%
Bank of OZK		0.15%	8/5/2022	8/5/2021	\$ 200,000.00	\$ 200,000.00	1.00	\$ 200,000.00	158.00	0.15%
					<u>\$ 441,703.33</u>	<u>\$ 441,703.33</u>		<u>\$ 441,703.33</u>	<u>73</u>	
									(1)	

(1) Weighted average life - For purposes of calculating weighted average life, bank accounts, pools and money market funds are assumed to have an one day maturity.

ATTACHMENT 6



RED RIVER

GROUNDWATER CONSERVATION DISTRICT

FANNIN COUNTY AND GRAYSON COUNTY



General Manager's Quarterly Report

Date: December 31, 2021

Red River GCD Management Plan

This quarterly briefing is being provided pursuant to the adopted Management Plan for the quarter ending December 31, 2021.

Well Registration Program:

Current number of wells registered in the District: 1017

Aquifers in which the wells have been completed: Trinity and Woodbine

Well Inspection/Audit Program:

2021

Well Inspections

Month	Fannin	Grayson	Total
January	0	5	5
February	10	5	15
March	2	25	27
April	0	8	8
May	0	3	3
June	1	4	5
July	2	8	10
August	3	4	7
September	1	6	7
October	0	8	8
November	0	6	6
December	2	9	11
Total	21	91	112

440 VPI
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ATTACHMENT 10 a.

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DISTRICT
CONSERVATION
CHORDAVALLE
MOMIN LEXA

RED RIVER GROUNDWATER CONSERVATION DISTRICT

Well Registration Summary

(as of 12/31/2021)

Well Type	Fannin	Grayson	Total RRGCD	New Registrations December 2021
Domestic	205	366	571	3
Public Water	58	193	251	0
Livestock	17	29	46	0
Agriculture	17	24	41	0
Commercial	13	17	30	0
Surface Impoundments	8	14	22	0
Oil / Gas	0	20	20	0
Golf Course	0	15	15	0
Irrigation	0	10	10	0
Monitoring	2	6	8	0
Industrial	0	2	2	0
Other	1	0	1	0
TOTALS	321	696	1017	3

NOTE: Plugged wells have been excluded

RED RIVER GROUNDWATER CONSERVATION DISTRICT

Well Registration Summary

(as of 1/31/2022)

Well Type	Fannin	Grayson	Total RRGCD	New Registrations January 2022
Domestic	204	372	576	4
Public Water	60	194	254	1
Livestock	17	29	46	0
Agriculture	17	24	41	0
Commercial	12	17	29	0
Surface Impoundments	8	14	22	0
Oil / Gas	0	20	20	0
Golf Course	0	15	15	0
Irrigation	0	10	10	0
Monitoring	2	6	8	0
Industrial	0	2	2	0
Other	1	0	1	0
TOTALS	321	703	1024	5

NOTE: Plugged wells have been excluded

RED RIVER GROUNDWATER CONSERVATION DISTRICT

Well Registration Summary

(as of 2/28/2022)

Well Type	Fannin	Grayson	Total RRGCD	New Registrations February 2022
Domestic	205	378	583	11
Public Water	58	195	253	2
Livestock	17	29	46	0
Agriculture	20	24	44	3
Commercial	10	17	27	0
Surface Impoundments	7	14	21	0
Oil / Gas	0	20	20	0
Golf Course	0	15	15	0
Irrigation	0	10	10	0
Monitoring	2	6	8	0
Industrial	0	2	2	0
Other	1	0	1	0
TOTALS	320	710	1030	16

NOTE: Plugged wells have been excluded

ADJOURN