

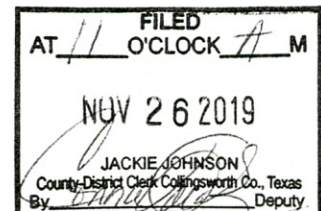
Date of Meeting: 12/5/2019
Time of Meeting: 7:00 PM
Location: 121 S 8th St, Memphis, TX 79245



Regular Meeting Agenda

Call Meeting to Order and Establish a Quorum

- Opening Comments
 - **Public Comments-Please limit to 3 minutes**
 - 1. Consent Agenda
 - a. Consider and act on Minutes of October 3, 2019
 - a. Consider and act on Well Registrations, and Test Hole Permits
 - i. Well Registrations: #699-Al Boenker, #700-Al Boenker, #701-Al Boenker, #702-Dennis Peters, #703-Jack Tolliver, #704-Newell Squires
 - ii. Test Hole Permits: #503a – Jack Tolliver, #504 - Barbara Coleman
 - 2. Consider and act on Well Permits:
 - 3. Auditor's Report**
 - 4. Consider and act on September and October Financials
 - 5. Investment Report**
 - 6. Annual Report – Lynn Smith**
 - 7. Manager's Report –Lynn Smith**
 - 8. Hydrogeologist Report –Ray Brady/Amy Bush
 - 9. Legal Comments -Keith Good
 - 10. Modify Budget categories**
 - a. **Dues – move \$100.00 from Meeting Expense to Dues to cover slight increase in TAGD membership cost.**
 - b. **Hydrologic Services – move \$8,600 from the General Fund to Hydrologic Services to cover expenses related to the Seymour Pod One Special Analysis Project. This will effectively increase the FY 2020 Annual Budget by that amount.**
 - 11. Discuss and possibly adopt policy for Public Comment During Meetings – Lynn Smith/Keith Good
 - 12. Discuss and possibly act on District employee compensation package
 - 13. Other Business.
- Executive Session: Consultation with Attorney Regarding Attorney Client Matters exempt from open meetings pursuant to Texas Government Code §551.071
- **Set Date & Time for next Board Meeting**
 - Adjourn



At any time during the meeting and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the Mesquite Groundwater Conservation District Board may meet in executive session for any of the following purposes: Consultations with Attorney (§551.071). Any subject discussed in executive session may be subject to action during an open meeting.

Mesquite GCD
Regular Meeting Minutes
121 8th Street
Memphis, Texas 79245
December 5, 2019

Board Members Present: Jerry Lewis, Mat Montgomery, Terry Canada, Curtis Scrivner, Danny Wischkaemper, Matt Tarver

Board Members Absent: Johnny Lindley and Rex Fuston

Staff Present: Lynn Smith, Whitney Wiebe

Professionals Present: Keith Good, Ellen Orr, Micky Pride, Jason Pride, Amy Bush, and Ray Brady

Guest Present:

A copy of the Board materials will be attached to these minutes.

Call Board Meeting to Order and Establish a Quorum: Jerry Lewis called the meeting to order at 7PM .

Opening Comments: none

Public Comments: none

Agenda Item 1. Consent Agenda a. Consider and act on Minutes of October 3, 2019 b.

Consider and act on Well Registrations: ii: #699-AI Boenker, #700-AI Boenker, #701- AI

Boenker, #702- Dennis Peters, #703, Jack Tolliver, #504-Barbara Coleman: Terry Canada made the motion to approve the consent agenda. The motion was seconded by Danny Wischkaemper.

Agenda Item 2. Consider and act on Well Permits: There were no well permits to consider.

Agenda Item 3: Auditors Report: Micky reported that over all last year's audit turned out well and that he found nothing of concern. Terry Canada made the motion to accept the Auditors report. The motion was seconded by Curtis Scrivner and passed unanimously.

Agenda Item 4: Consider and act on September and October Financial Reports: Lynn provided an overview of the September and October financial statements. He reported to the board that Whitney worked with Chuck Darter to find a QuickBooks mistake regarding bank statement

reconciliation. Mat Montgomery made the motion to approve the financial reports. It was seconded by Matt Tarver and passed unanimously.

Agenda Item 5: Investment Report: Lynn presented the investment report and stated that we are operating within our investment policy. Curtis Scrivner made the motion to accept the report with a second from Terry Canada. The motion passed unanimously.

Agenda Item 6: Annual Report: Lynn reported that a draft of the annual report had been mailed to each director and was open for questions on that. No questions were raised. Matt Tarver made the motion to accept the annual report. Mat Montgomery seconded the motion and it passed unanimously.

Agenda Item 7: Manager's Report- Lynn reported to the board that there was a FOIA request that was handled. Whitney was busy getting out annual production reports and spoke at Hall County Ag Day and attended Hydrogeology 101 with Dr. Joe at Baylor University. Lynn is serving on a review board for TCEQ regarding Starr County GCD. Lynn also reported that after a drilling inspection north of Lutie, he shut their drilling operation down for health and safety reasons along with failure to possess a permit. He also spoke with Carson to make sure they got everything cleared up.

Agenda Item 8: Hydrogeologist Report: Amy discussed the first step of the Seymour Pod 1 Project and that she would present it at the next meeting. Ray asked if the Board had any intention of changing their DFCs this cycle? After some discussion, the board agreed that they did not have any intention of changing the DFCs.

Agenda Item 9: Legal Comments: The 86th legislative session changed the Public Information Act and the Election Code. There is an agenda item later to address the public information act and the public comment policy. As of September 1, 2019, the website will have to have board election information.

Agenda Item 10: Modify Budget Categories: A. Dues-move \$100.00 from meeting expenses to Dues to cover slight increase in TAGD membership cost. B. Hydrologic Services: move \$8,600 from the General Fund to Hydrologic Services to cover expenses related to the Seymour Pod One Special Analysis Project. This will effectively increase the FY 20202 Annual Budget by that amount. Curtis made the motion, Terry Canada seconded it and it passed unanimously.

Agenda Item 11: Adopt Policy for Public Comment: Lynn briefly discussed the public comment policy with assistance from Keith. Terry Canada made the motion to adopt the public comment policy. Matt Tarver seconded the motion and it passed unanimously.

Agenda Item 12: Discuss and possibly act on District employee compensation package. Lynn handed out proposed salary adjustment spreadsheet. After some discussion, the board gave a 3% in total raise and granted an additional 5 days of leave to Lynn and Whitney. That will bring Whitney's hourly rate to \$15.45. That will bring Lynn's salary to \$64,890.00. Curtis made the

motion and Matt Tarver seconded it. It passed unanimously. They also awarded Christmas bonuses of \$500 to Whitney and Lynn, \$250 for Troy Thomason, and \$100 to Dallen Skinner and Tasha McNeil.

Agenda Item 13: Other Business: Danny Wischkaemper made the motion to pay First Baptist Memphis \$50 for use of the building for the Christmas Party.

Set date and time for next Board meeting: The board agreed to set a meeting for January 9th, 2020 in Wellington at 7:00.

There being no further business to come before the meeting, Terry Canada moved to adjourn the meeting. Mat Montgomery seconded the motion and it was unanimously approved by the Board. Jerry Lewis declared the meeting adjourned at 8:12.

Reviewed by Lynn on 1/3/20

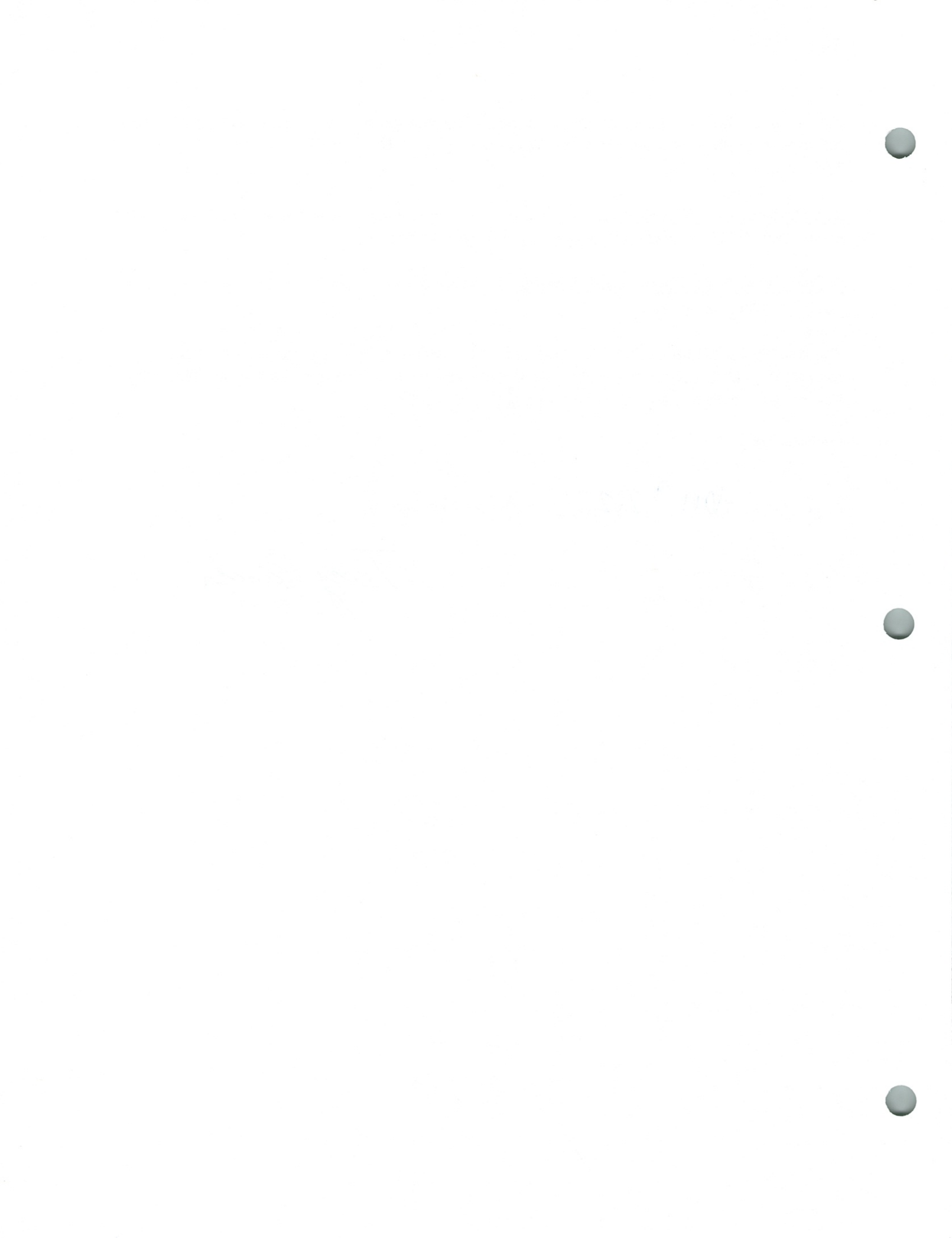
Approved on Jan 9, 2020 by the Board of Directors



President



Vice President



Monthly Manager's Report

Mesquite Groundwater Conservation District
802 Ninth Street, Wellington, Texas 79095

December 5, 2019

Ladies and Gentlemen,

We have received and responded to one FOIA request for information since our last meeting. It was a request by a water marketing firm for the District well database.

All known GPU designations are now complete.

Rain gauges are being read this week. Also, we are adding a new gauge site in northeastern Collingsworth County to fill in a gap that is a little larger than I like. The gauge is being installed on Steve Emmert's place.

Whitney presented at the Hall County Ag Day. She also participated in a training program at Baylor University.

Whitney has been busy with sending out APRs. We have received a few of them back, averaging about one every couple of days at this point.

I have spent a fair amount of time preparing the District's Annual Report. I am also serving on a TCEQ Petition for Inquiry Review Panel with four other GCD Managers. This is in reference to a potential "shell district" in the Rio Grande valley. That work will be ongoing until late February.

I made an inspection at a drilling site on Rosa Carter's place, north of Lutie on Tuesday, December 3rd. Among the violations present were: no drilling permit available, no license to drill, unmarked drilling equipment, and dumping human waste near an open borehole. The "driller" was from Siminole and contracted through Faulks. **I shut down their operation due to the seriousness of the violations.** I also contacted Carson Faulks. Carson said he would make all the needed corrections and apologized for bringing in, what he learned, was an unlicensed firm.

As an FYI, prior to this meeting, the District has 3,462 acres in Briscoe County.

Thank You,
Lynn Smith, P.G.





RMBJ Geo, Inc
Box 59
Floydada, Texas 79235

5 December 2019
Mesquite GCD
802 9th Street
Wellington, TX 79095

Activities this period (October - December 2019):

1. Task 1 (Water Quantity Monitoring) – Annual Hydrographs and Analysis complete.
2. Task 2 (Mapping) – Consulted with Lynn about Surfer licensing
3. Task 3. DFC / Joint Planning – Worked on similar rules analysis for GMA 6, attended GMA 1 and 2 meetings
4. Task 4. (On site assistance) On site October, November, December 2019.
5. Task 5. (Technical assistance) Answered phone and email queries.
6. Additional Tasks – Completed 2018/18 analysis of water levels per aquifer to compare to 2018/19 DFC analysis

Scheduled next period:

1. On site assistance
2. Printing maps
3. Attend meetings and hearings, GMA 6, TAGD, others as scheduled.
4. Onsite in January
5. Work on GMA updates as needed.
6. Continue additional analysis on Pod 1
7. Other assistance as requested

Request payment as follows:

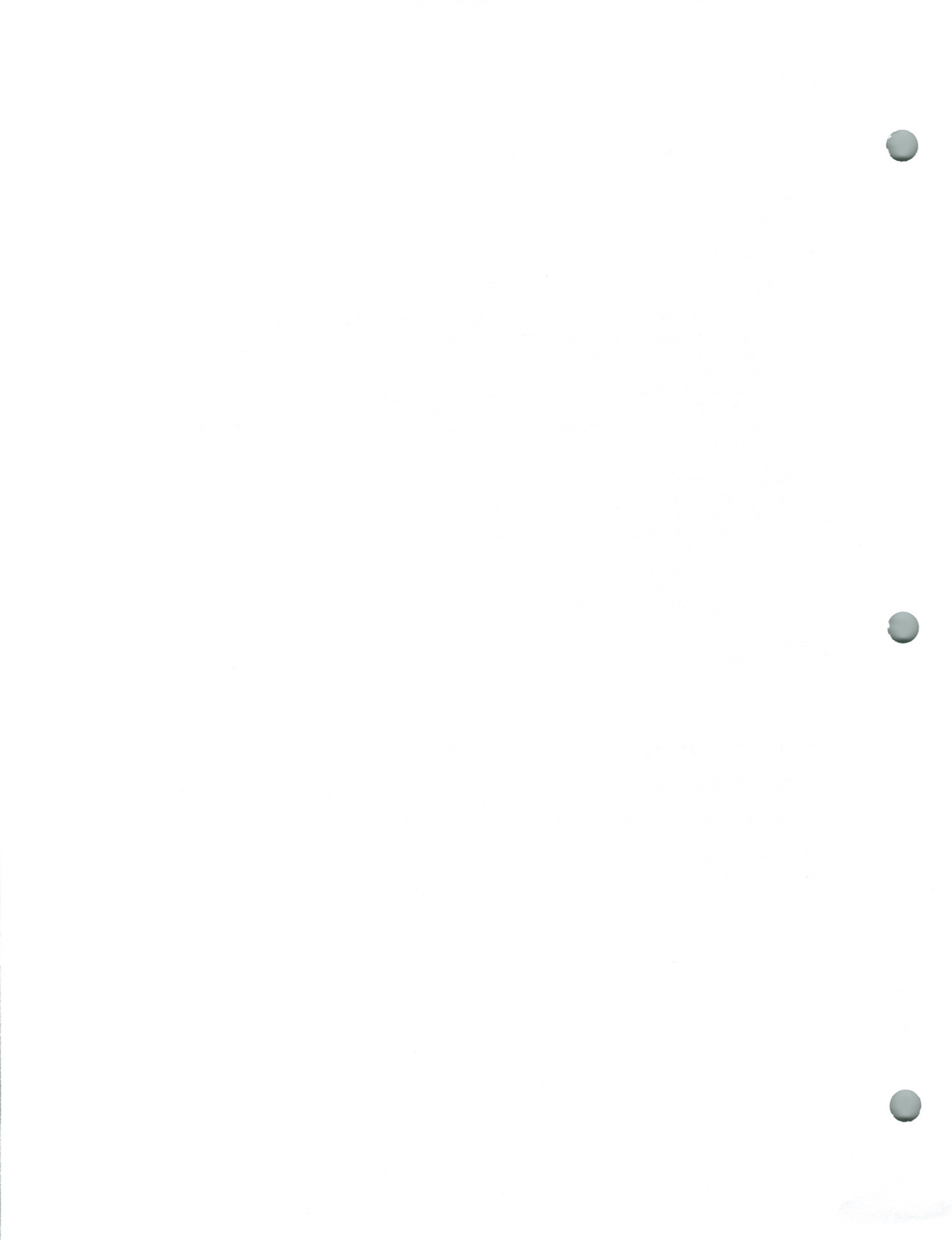
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|-----------|--------|
| 1. Task 1 | \$0 |
| 2. Task 2 | \$100 |
| 3. Task 3 | \$0 |
| 4. Task 4 | \$2400 |

FY 2019/20 Budget Status to date, including this invoice: \$2,500 of \$19,500 budgeted

TOTAL PAYMENT requested this period: \$ 2500

Thank you for your business

Ray Brady, Geologist
Amy Bush, Hydrologist



MESQUITE GROUNDWATER CONSERVATION DISTRICT POLICY REGARDING PUBLIC PARTICIPATION IN DISTRICT BOARD MEETINGS

I. PURPOSE

- A. The Board of Directors ("Board") of Mesquite Groundwater Conservation District ("District") recognizes the value of participation by the public in deliberations and decisions on District matters. At the same time, the Board recognizes the importance of conducting orderly and efficient proceedings, with opportunity for expression of all participants' respective views.
- B. The purpose of this policy is to provide procedures to assure open and orderly public discussion.

II. GENERAL STATEMENT OF POLICY

It is the policy of the Board during District Board meetings, to encourage discussion by the public regarding subjects related to the management of the District. The Board may adopt reasonable time restrictions on public expression in order to facilitate free discussion by members of the public and to facilitate a productive Board meeting.

III. THE PUBLIC'S OPPORTUNITY TO BE HEARD

The District's Board will strive to give all members of the public, an opportunity to be heard and to have their commentary considered and evaluated. However, such commentary must be within the limits of the law and this policy and be subject to reasonable time restrictions.

IV. PROCEDURES

- A. Members of the public who wish to address the Board at a District board meeting are encouraged to notify the General Manager of the District in advance of the board meeting. A member of the public, who wishes to address the Board shall, prior to the meeting, provide his or her name, e-mail address, the name of the entity represented (if any), and the subject to be covered or the issue to be addressed on the Board Meeting Attendance Sheet at the Board meeting location.
- B. The District Board chair will recognize one speaker at a time. Only those speakers recognized by the chair will be allowed to speak. Individuals who interfere with or interrupt speakers, the District Board, or the proceedings, may be ruled out-of-order and may be directed to leave the meeting.

- C. General Public Comments at each Board meeting are hereby limited to three (3) minutes; comments regarding a specific agenda item are hereby limited to three (3) minutes per agenda item; and all multiple, specific agenda item comments are limited to a maximum of nine (9) minutes, collectively. If a group or organization wishes to address the Board on a topic, the Board reserves the right to require designation of one or more representatives or spokespersons to speak on behalf of the group or organization. Provided, however, the Board retains the discretion to expand the discussion time of any agenda item commentary to a reasonable period of time, as determined by the Board.
- D. Depending upon the number of persons in attendance seeking to be heard, the Board reserves the right to impose such other limitations and restrictions as necessary in order to provide for an orderly board meeting and an efficient and fair opportunity for those present to be heard.
- E. Personal attacks by anyone addressing the Board are unacceptable. Persistence in such remarks by an individual shall terminate that person's privilege to address the Board.

Adopted on this 5th day of December, 2019.

Mesquite Groundwater Conservation District

By: 
Jerry Lewis, President, Board of Directors

ATTEST:


Matt Montgomery, Secretary,
Board of Directors

