

Date of Meeting: **April 28, 2022**
Time of Meeting: **7:00 PM**
Location: **First United Methodist Church**
901 Bowie ST
Wellington, TX 79095



Regular Meeting Minutes

Johnny Called the meeting to order at 7:07 PM

Board Members Present: Johnny Lindley, Mat Montgomery, Rex Fuston, Matt Tarver, Terry Canada, Curtis Scrivner, and Michael Souder

Staff Present: Lynn Smith, General Manager; Shaylee Rose, Intern, Troy Thomason, Technician

Professionals Present: Keith Good, District Attorney; Ray Brady, District Geologist

Visitors present: Jerry Dan Davis, Dannie Morris, Gary Don Davis, Don Allred, Rusty Strickland, and Joe Baumgardner

Opening Comments – Johnny provided a brief explanation of the order of events for the visitors.

Public Comments - none

The motion to dismiss the Regular Meeting and Conduct Rulemaking Hearing to receive public comment on contemplated changes to the District's Rules was made by Terry, Matt second, all ayes.

The Rulemaking Hearing was conducted and recorded.

The motion to reconvene the Regular Meeting was made by Michael, Curtis second, all ayes.

1. Consent Agenda (All Items removed from Consent Agenda by recommendation from Staff and approval from Board)
 - a. The motion to approve the Minutes of March 3, 2022 was made by Terry, Matt second, all ayes.

- b. Lynn reported that the expense reports for February and March 2022 were not yet available but would be sent out electronically as soon as possible. No action taken.
 - c. Consider and act on Test Hole Permits:
 - i. 583 – Mat Montgomery
 - ii. 584 – Janet Montgomery Estate
 - iii. 585 – Dannie Morris
 - iv. 586 – Jimmy Fowler
 - v. 587 – CDDW Neeley Trust
 - vi. 588 – Jason Heffley
 - vii. 589 – Kirk Skipper
 - d. Consider and act on Well Registrations: Motion to approve Test Hole Permits and Well Registrations made by Terry, second mat, all ayes.
 - i. 859 – Kris Grimland
 - ii. 862 – Circle TK Ranch
 - iii. 869 – Gene Frische
2. Consider and act on Well Permits Motion to approve Permits 863 and 864 made by Curtis, Matt second, all ayes with Michael abstaining from discussion and vote. Motion to approve remaining Permits made by Matt, Terry second, all ayes.
- a. 860 – John Klassen
 - b. 861 – Mark Gregory
 - c. 863 – Michael Souder
 - d. 864 – Michael Souder
 - e. 865 – Tye Stephens
 - f. 866 – Mark Gregory
 - g. 867 – Mark Gregory
 - h. 868 – David Netherly
 - i. 870 – Mark Gregory
 - j. 871 – Tony Cox
 - k. 872 – Dannie Morris
 - l. 873 – Mark Gregory
 - m. 874 – Mark Gregory
3. Hydrologist Report – Ray reported that TWDB email got hacked, no word regarding GMA 6 Explanatory Report review.

4. Manager's Report – Lynn discussed the status of APRs, rain gauges, and upcoming meetings.
5. Legal Comments - Keith discussed MTN Pure case and Texas Water Resources Book.
6. Review, consider, and act on compliance matters before the District, including, without limitation, failures to timely submit Annual Production Reports, violations leading to potential water quality issues, water wasting violations, and inoperable meter violations.
 - a. Water Wasting – Self-Report, April 13, 2022, Lynn discussed and recommended no action necessary. No action was taken.
 - b. APR – Wheeler Lynn discussed and recommended no action taken. No action was taken.
7. Review verbal and written comments received by the District including those offered during the Rulemaking Hearing and, if appropriate, act to adopt revised District Rules. After considering the comments received in tonight's Public Hearing and other information, it was determined that no action should be taken until another public meeting could be scheduled. Potential penalty structures were discussed with input from Keith. The length of time a production cap would remain in place was discussed with input from Lynn. Five years was suggested as a target before further changes were made if needed. The value of having the full Board present for a final decision was also brought up. Terry made the motion that the item be placed on the next meeting's agenda, Rex second, all ayes.
8. Discuss and, if appropriate, act on issuing a letter to certain people, businesses, and/or agencies regarding changes in fuel availability within the District. No action taken, combined with Item 9.
9. Consider granting of permits for drilling certain wells, if any, that are necessary due to changes in fuel availability within the District including any potential Rule waivers as deemed necessary by the circumstances and act to create a guiding policy for staff. The motion to be as flexible as possible if this circumstance should arise during the 2022 crop year was made by Mat, Rex second, all ayes with Michael abstaining from the vote.
10. Other Business

11. Executive Session: Consultation with Attorney Regarding Attorney Client Matters exempt from open meetings pursuant to Texas Government Code §551.071. A brief executive session for consultation with attorney regarding attorney client matters was entered at 9:14 PM by motion of Michael, Curtis second, all ayes. Exited session at 9:22 PM by motion of Terry, Matt second, all ayes.

12. The next meeting will be held in Wellington on June 30, 2022 at 7 PM.

Adjourn Motion made by Michael, Johnny second, all ayes at 9:23 PM.

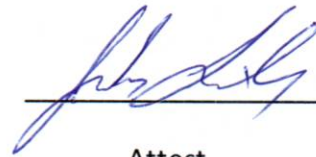
Checked by Lynn on 4/29/2022

Approved on 6-30-2022 by the Board of Directors



Presiding Officer

13.



Attest