

MINUTES OF THE
PERMIT HEARING AND MEETING OF
THE BOARD OF DIRECTORS OF THE
MIDDLE TRINITY GROUNDWATER CONSERVATION DISTRICT
HELD: May 4, 2023

THE STATE OF TEXAS
COUNTY OF ERATH

On this 4th day of May 2023 the Board of Directors of the Middle Trinity Groundwater Conservation District convened in a PERMIT HEARING at 930 Wolfe Nursery Rd, Stephenville, Texas at 1:00 PM with the following members present:

Barbara Domel – Vice-President	Fred Parker - Secretary
Jerry Hinshaw - Director	Shane Tucker - Director
Gary Kafer - Director	Kenneth Bullington – Director
Charles Ferguson – Director	Robert Payne – Director
Frank Volleman – Director	

Board Members absent were Rodney Stephens, Joe Altebaumer, and W.B. Maples. Also present were Patrick Wagner, Johnny Wells, Stephanie Keith, Debbie Montgomery, and Rachael Phillips.

Vice-President Barbara Domel called the hearing to order, declared a quorum present and that the hearing was duly convened and ready to transact business.

Notice of the hearing was given, stating the time, place and purpose, all as required by Chapter 551 of the Government Code.

1. Hearing called to order by Barbara Domel.
2. Roll Call of members was given by Patrick Wagner.
3. All operating permit applications were presented as administratively complete.
4. Motion to adjourn permit hearing made by Fred Parker. Second by Charles Ferguson. All members voted yes to adjourn.
5. Barbara Domel adjourned the permit hearing.

THE STATE OF TEXAS
COUNTY OF ERATH

On this 4th day of May 2023, the Board of Directors of the Middle Trinity Groundwater Conservation District convened in a STATED SESSION at 930 Wolfe Nursery Rd, Stephenville, Texas at 1:00 PM with the following members present:

Barbara Domel – Vice-President	Fred Parker - Secretary
Jerry Hinshaw - Director	Shane Tucker - Director
Gary Kafer - Director	Kenneth Bullington – Director
Charles Ferguson – Director	Robert Payne – Director
Frank Volleman – Director	

Board Members absent were Rodney Stephens, Joe Altebaumer, and W.B. Maples. Also present were Patrick Wagner, Johnny Wells, Stephanie Keith, Debbie Montgomery, and Rachael Phillips.

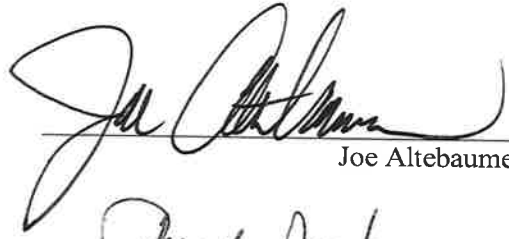
Vice-President Barbara Domel called the meeting to order, declared a quorum present and that the meeting was duly convened and ready to transact business.

Notice of the hearing was given, stating the time, place and purpose, all as required by Chapter 551 of the Government Code.

1. Meeting called to order by Barbara Domel.
2. Roll Call of Members was given by Debbie Montgomery.
3. Invocation was given by Jerry Hinshaw.
4. Pledge of Allegiance was conducted

5. Guests present were Jeremy Shell, Shannon Burleson, and Tamara Arndt of Boucher, Morgan, and Young.
6. There were no public comments.
7. Kenneth Bullington made a motion to approve all operating permit applications on the permit hearing agenda. Second by Jerry Hinshaw. All members present voted yes to approve the permit applications. Robert Payne abstained from voting for the two Wagon Road permit applications.
8. There was a review of the Minutes of the April 6th, 2023 monthly Board Meeting. Kenneth Bullington moved to approve the minutes, second by Shane Tucker. All members present voted yes to approve the minutes.
9. Check Detail Report reviewed for dates 4/1/2023 through 4/30/2023, for check numbers 12222 through 12268 (12242 and 12244 voided), and including electronic checks 4142023, 4172023, and 28042023 (4172023 voided). Motion was made by Kenneth Bullington, second by Frank Volleman, to approve and ratify the payment of the bills. All members present voted yes.
10. Income/Expense Comparison was reviewed by Patrick Wagner.
11. Patrick Wagner went over the current tax rate and percent of revenue collected. 95.75 % has been collected.
12. MTGCD's 2022 Financial Audit Presentation was given by Jeremy Shell of Boucher, Morgan, and Young.
13. Charles Ferguson made a motion to table the LRE Water Update on MTGCD 3D Hydrostratigraphic Model. Second by Robert Payne. All members present voted yes to table this agenda item.
14. Patrick Wagner went over the Advanced Goundwater Solutions District Pumping Estimate Proposal. After some discussion, Charles Ferguson moved to accept the proposed, second by Robert Payne. All members present except one voted yes to accept the proposal.
15. There was discussion on beginning the RFQ process for GIS platform and database enhancements/hosting. Patrick Wagner described features that the current database does not offer and the benefits those features would provide. Charles Ferguson made motion to send out an RFQ, second by Shane Tucker. All members present voted yes.
16. Jerry Hinshaw made a motion to approve the resolution on MTGCD changing the accounting period from calendar year (1/1 – 12/31) to fiscal year (10/1 – 9/30). Second by Frank Volleman. All members present voted yes to approve the change.
17. There was discussion on 2023 MTGCD Budget amendments. Charles Ferguson made a motion to approve Budget 2, second by Jerry Hinshaw. All members present voted yes to accept Budget 2.
18. Patrick Wagner gave an update on drilling activities and possible violations regarding wells drilled and operated without District approval.
19. Manager's Report was given by Patrick Wagner.
20. Drought Status Report was given by Patrick Wagner.
21. Monthly Investment Report was given by Patrick Wagner.
22. Field Tech report was given by Johnny Wells. Eight water quality tests were completed, 6 in Erath County and 2 in Comanche County. All wells tested good. Bosque County wells were monitored in April and Erath County wells will be monitored in May.
23. Education/Public Relations Report was given by Stephanie Keith.
24. The Ditch Water Discovery Center Update was given by Stephanie Keith.
25. Executive Session was tabled.
26. There was discussion on agenda items for the June Board Meeting.
27. Fred Parker moved to adjourn the meeting, second by Charles Ferguson. Meeting adjourned by Barbara Domel.

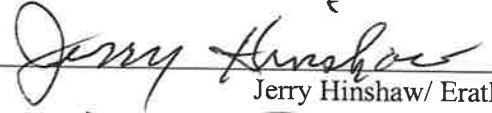
MINUTES approved this 1st day of June 2023.



Joe Altebaumer/Erath Co.



Fred Parker/Erath Co.



Jerry Hinshaw/ Erath Co.

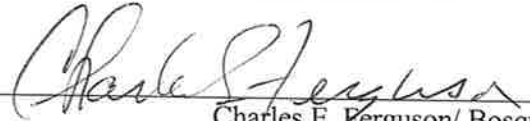


Shane Tucker /Comanche Co.




Frank Volleman/Comanche Co.

Rodney Stephens/Comanche Co.



Charles E. Ferguson/ Bosque Co.



Barbara Domel/Bosque Co.

Robert Payne/Bosque Co.



Gary Kafer/Coryell Co.



Kenneth Bullington/Coryell Co.



W. B. Maples/ Coryell Co.

DISCLOSURE AFFIDAVIT

STATE OF TEXAS

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COUNTIES OF COMANCHE, ERATH, BOSQUE, AND CORYELL

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AFFIDAVIT OF CONFLICT OF INTEREST

Before me, the undersigned notary, on this day, personally appeared,

Robert Payne, a person whose identity is known to me. After I administered an oath to him, upon his oath, he said:

“My name is ROBERT PAYNE, I am capable of making this affidavit.

The facts stated in this affidavit are within my personal knowledge and are true and correct.

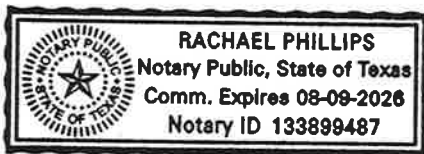
I, ROBERT PAYNE, make the following disclosure pursuant to Section 171.004 of the Texas Local Government Code. I have substantial interest in a business entity or in real property that affects agenda item, Application for Operating Permit, which are before the Board of Directors of the Middle Trinity Groundwater Conservation District on 4 May, 2023. The nature and extent of the interest are as follows:

business partner

Signature of Affiant Robert Payne

SUBSCRIBED AND SWORN TO BEFORE ME on 4 of May, 2023

Seal



Rachael Phillips
Notary Public in and for State of Texas

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE MIDDLE TRINITY
GROUNDWATER CONSERVATION DISTRICT
ADOPTING CHANGE IN ACCOUNTING FISCAL YEAR END**

THE STATE OF TEXAS

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MIDDLE TRINITY GROUNDWATER CONSERVATION DISTRICT

WHEREAS, the Middle Trinity Groundwater Conservation District (“District”) was created by the Texas Legislature, pursuant to the authority of Article XVI, § 59 of the Texas Constitution, through Act of May 25, 2001, 77th Leg., R.S., ch. 1362, 2001 Tex. Gen. Laws 3371, as amended (“the Act”), as a groundwater conservation district operating under Chapter 36, Texas Water Code, Section 59, Article XVI of the Texas Constitution, and the Act;

WHEREAS, the Board of Directors (“Board”) has been presented with a proposal to change the District’s accounting period from a calendar year operating January 1st through December 31st, to a fiscal year operating October 1st through September 30th.

WHEREAS, Section 36.152 of the Texas Water Code provides that districts shall be operated on the basis of a fiscal year established by the governing board, and the fiscal year may not be changed during a period in which revenue bonds of the district are outstanding or more than once in a 24-month period.

WHEREAS, the District has no revenue bonds outstanding, and has not changed its fiscal year in the previous 24-months.

WHEREAS, pursuant to Section 36.061(5)(A) of the Texas Water Code, the Board believes that it is in the District’s best interest and management to change the accounting period to a fiscal year ending September 30th, in sync with the District’s tax revenue collection, for thoroughness and clarity during the District’s budgetary process.

**NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF
MIDDLE TRINITY GROUNDWATER CONSERVATION DISTRICT THAT:**

1. The above recitals are true and correct;
2. The Board of Directors hereby adopts to change the District’s accounting period from a calendar year period (January 1 – December 31st), to a fiscal year period from (October 1st – September 30th).
3. The Board of Directors, District Staff, and the District’s legal counsel are further authorized to take all steps necessary to implement the resolution and to update the District auditors and other necessary parties.

AND IT IS SO ORDERED.

PASSED AND ADOPTED on this 4 day of May, 2023.

MIDDLE TRINITY GROUNDWATER CONSERVATION DISTRICT

By: Barbara J. De
Board President

ATTEST:

Fred B. Daskus
Board Secretary