

LONE STAR GROUNDWATER CONSERVATION DISTRICT

September 13, 2022

MINUTES OF PUBLIC HEARING ON PERMIT APPLICATIONS

The Board of Directors of the Lone Star Groundwater Conservation District (“District”) met in regular session, open to the public and held in person in the Lone Star GCD – James B. “Jim” Wesley Board Room located at 655 Conroe Park North Drive, Conroe, Texas, and remotely via the publicly accessible webinar/telephone conference call within the boundaries of the District on September 13, 2022.

CALL TO ORDER:

President Spigener called to order the Public Hearing on Permit Applications at 6:02 PM announcing the meeting open to the public.

ROLL CALL:

The roll was called of the members of the Board of Directors, to wit:

Jon Paul Bouché
Larry Rogers
Jonathan Prykryl
Janice Thigpen
Stuart Traylor
Jim Spigener
Kenneth Earnest

Director Traylor was absent. Six members of the Board were present, thus constituting a quorum of the Board of Directors. Also, in attendance at said meeting were Samantha Reiter, General Manager; Stacey V. Reese, District Counsel; and members of the public. *Copies of the public sign-in sheets and comment cards received are attached hereto as Exhibit “A” to the Regular Board of Directors Meeting minutes.*

PRAYER AND PLEDGES OF ALLEGIANCE:

President Spigener called on Director Bouche for the opening prayer and Director Earnest to lead the Pledge of Allegiance and the Pledge of Allegiance to the state flag.

PUBLIC COMMENTS:

No comments were received.

Ms. Hein briefed the Board on permit applications received for the month and reported that there were eleven applications received for this month. Applications for consideration and recommended for possible approval included the below:

1. Ricky Pierce (BET Holdings)

Applicant is requesting registration of a new well and production authorization in the amount of 140,000 gallons for 2022 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

2. Sherwood Sporthorses Inc.

Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 800,000 gallons for 2022 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

3. RAC Materials

Applicant is requesting registration of an existing well and production authorization in the amount of 25,000 gallons for 2022 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

4. LGI Homes Texas, LLC (future MUD #125)

Applicant is requesting registration of a new well and production authorization in the amount of 588,235 gallons for 2022 and annually thereafter. Due to the max gpm of the proposed well, a hydrogeological report was required for the proposed permit. LSGCD technical consultants have reviewed the submitted hydrogeological report and found it meets the requirements as detailed in District Rules and guidance documents. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

5. Empire Canopy Sign & Construction

Applicant is requesting registration of a new well and production authorization in the amount of 150,000 gallons for 2022 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

6. City of Cut and Shoot

Applicant is requesting an amendment to an Operating Permit for registration of a new well and an increase in production authorization in the amount of 158,000,000 gallons for 2022 and annually thereafter. Due to the combined max gpm of the well system for OP03-0077, a hydrogeological report was required for the proposed amendment. LSGCD technical consultants have reviewed the submitted hydrogeological report and found it meets the requirements as detailed in District Rules and guidance documents. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

7. Ranchcrest Water System

Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 20,000,000 gallons for 2022 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

8. Utilities Investment Co. Inc. (Timberswitch)

Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 4,000,000 gallons for 2022 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

9. Conroe ISD (Moorehead Jr. High)

Applicant is requesting an amendment to an Operating Permit for a registration of a new well and increase in production authorization in the amount of 4,000,000 gallons for 2022 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

10. Aqua Pure (Peach Creek Plantation)

Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 10,000,000 gallons for 2022 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

11. Freedom Isn't Free Properties

Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 100,000 gallons for 2022 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Following Ms. Hein's report, Director Prykryl motioned to approve items #1-11, as recommended by the General Manager. Director Bouche seconded. Motion passed.

President Spigener adjourned the public hearing on permit applications at 6:06 PM.

PASSED, APPROVED, AND ADOPTED THIS 11th DAY OF OCTOBER 2022.



Larry Rogers, Board Secretary



Do you wish to speak on an agenda item?	NAME	CITY, STATE, ZIP	E-Mail	Would you like to receive LSGCD updates & information?
X	Doug Miller	Pinehurst Tx 77562	dmiller@gmail.com	Y
N	Rubika Navivadekan	Houston Tx 77008	rubika.navivadekan@gmail.com	N

RESOLUTION #22-007

RESOLUTION FOR THE ADOPTION OF THE DESIRED FUTURE CONDITION FOR THE GULF COAST AQUIFER THAT APPLIES TO THE LONE STAR GROUNDWATER CONSERVATION DISTRICT

THE STATE OF TEXAS §

COUNTY OF MONTGOMERY §

WHEREAS, the Lone Star Groundwater Conservation District (“Lone Star”) was created by the Legislature of the State of Texas by the Act of May 17, 2001, 77th Leg., R.S., ch. 1321, 2001 Tex. Gen. Laws 3246, as amended (the “Enabling Act”), as a groundwater conservation district operating under Chapter 36, Texas Water Code, and the Enabling Act; and

WHEREAS, pursuant to § 35.151 of the Texas Water Code, the Texas Water Development Board (“TWDB”) has designated groundwater management areas that, together, cover all major and minor aquifers in the state, and, through Title 31 Texas Administrative Code §356.21, the TWDB has designated the area encompassing all of Austin, Brazoria, Chambers, Fort Bend, Galveston, Grimes, Hardin, Harris, Jasper, Jefferson, Liberty, Montgomery, Newton, Orange, Polk, San Jacinto, Tyler, Walker, Waller, and Washington counties as Groundwater Management Area No. 14 (“GMA 14”); and

WHEREAS, Lone Star and four other groundwater conservation districts, Bluebonnet Groundwater Conservation District, Brazoria Groundwater Conservation District, Lower Trinity Groundwater Conservation District, and Southeast Texas Groundwater Conservation District, (collectively referred to herein as the “Districts”) are located wholly or partially within GMA 14; and

WHEREAS, the Districts are authorized by Chapter 36, Texas Water Code, to engage in joint planning activities for the coordinated management of the aquifers located in GMA 14, and are required to establish desired future conditions (“DFC(s)”) for the relevant aquifers within GMA 14; and

WHEREAS, Section 36.108 of the Texas Water Code requires representatives from the Districts to hold joint planning meetings for the consideration of DFC options, the proposal of DFCs for adoption, and after the contemplation of comments and suggested revisions provided by the public and Districts, the adoption of DFCs for each relevant aquifer in GMA 14 and the submission of an explanatory report to the TWDB; and

WHEREAS, the District representatives for GMA 14 have engaged in joint planning activities and developed DFCs, and on January 5, 2022, the District representatives for GMA 14 took final action to adopt DFCs for the relevant aquifers in GMA 14 by resolution and then submitted the Desired Future Conditions Explanatory Report to the TWDB as required by Section 36.108(d-3) of the Texas Water Code; and

WHEREAS, the DFCs adopted by the District representatives of GMA 14 are described in terms of no less than 70 percent median available drawdown remaining in 2080 or no more than an average of 1.0 additional foot of subsidence between 2009 and 2080; and

WHEREAS, Section 36.108(d-4) of the Texas Water Code states “after a district receives notification from the Texas Water Development Board that the desired future conditions resolution and explanatory report

under Subsection (d-3) are administratively complete, the district shall adopt the applicable desired future conditions in the resolution and report”; and

WHEREAS, Lone Star received a letter notifying Lone Star that the Executive Administrator of the GWCDB has determined that the DFC resolution and explanatory report are administratively complete, and therefore Lone Star may proceed with the adoption of the DFC that applies to Lone Star in compliance with Section 36.108(d-4) of the Texas Water Code; and

WHEREAS, for the reasons set forth in Lone Star’s Summary Report for Public Comments Received and Position Paper submitted to the Districts in GMA 14, the Lone Star Board finds that the DFC of no less than 70 percent median available drawdown remaining in 2080 is reasonable and necessary for the effective and prudent management of groundwater resources within Montgomery County; and

WHEREAS, the Lone Star Board also finds that all notice requirements for a meeting, held this day, to take up and consider the adoption of the DFC described herein that applies to Lone Star have been, and are, satisfied;

NOW, THEREFORE, be it resolved by the Board of Directors of the Lone Star Groundwater Conservation District that the following DFC is hereby established for the Gulf Coast Aquifer as the DFC that applies to Lone Star:

No less than 70 percent median available drawdown remaining in 2080.

AND IT IS SO ORDERED.

PASSED AND ADOPTED on this 13th day of September, 2022.

LONE STAR GROUNDWATER CONSERVATION DISTRICT

By: _____

James Spigener, Board President

ATTEST:

Larry Rogers, Secretary



LONE STAR GROUNDWATER CONSERVATION DISTRICT

September 13, 2022

SPECIAL-CALLED PUBLIC MEETING TO ADOPT THE DESIRED FUTURE CONDITIONS (“DFCs”) FOR THE GULF COAST AQUIFER THAT APPLY TO THE LONE STAR GROUNDWATER CONSERVATION DISTRICT

The Board of Directors of the Lone Star Groundwater Conservation District (“District”) met in regular session, open to the public and held in person in the Lone Star GCD – James B. “Jim” Wesley Board Room located at 655 Conroe Park North Drive, Conroe, Texas, and remotely via the publicly accessible webinar/telephone conference call within the boundaries of the District on September 13, 2022.

CALL TO ORDER:

President Spigener called to order the special meeting to adopt the desired future conditions (“DFCs”) for the Gulf Coast Aquifer that apply to the Lone Star Groundwater Conservation District announcing the meeting open to the public.

ROLL CALL:

The roll was called of the members of the Board of Directors, to wit:

Jon Paul Bouché
Larry Rogers
Jonathan Prykryl
Janice Thigpen
Stuart Traylor
Jim Spigener
Kenneth Earnest

Director Traylor was absent. Six members of the Board were present, thus constituting a quorum of the Board of Directors. Also, in attendance at said meeting were Samantha Reiter, General Manager; Stacey V. Reese, District Counsel; and members of the public. *Copies of the public sign-in sheets and comment cards received are attached hereto as Exhibit “A” to the Regular Board of Directors Meeting minutes.*

PUBLIC COMMENTS:

We received one written comment from Mr. John Yoars, which was sent to all directors and District Counsel and is also included in the packets.

PRESENTATION AND DISCUSSION OF DFCs ADOPTED BY THE DISTRICT REPRESENTATIVES OF GROUNDWATER MANAGEMENT AREA (GMA) 14 AT THE GMA 14 JOINT PLANNING MEETING HELD ON JANUARY 5, 2022.

Ms. Reese stated that this special meeting was called to adopt the Desired Future Condition for the Gulf Coast aquifer underlying Montgomery County and provided proper notice under chapter 36 of the open meetings act for this meeting. Ms. Reese presented a graphic of the DFC process. Ms. Reese explained that after the DFC's are approved, the District will move on to the petitioning stage. The process then advances to TWDB for a final MAG.

GMA 14 GCDs had the option of selecting one of two or both DFC options. The DFCs adopted for aquifers in GMA 14 were:

No less than 70 percent median available drawdown remaining in 2080 or no more than an average of 1.0 additional foot of subsidence between 2009 and 2080.

These were the final DFCs approved by the GCDs within GMA 14 in January.

Ms. Reese reminded the board from previous presentations, originally, the proposed DFCs included the statement "and" and not the statement "or". The final adopted included the change from "and" to "or" which allowed each GCD to adopt which metric applies to them. The board has been supportive of the 70% draw down metric.

Ms. Reese stated that the DFCs proposed and ultimately adopted for LSGCD this round need to resolve the issues from the successful petition in the second round of DFC planning. She elaborated that the issues with that petition involved not representing the balance between the highest practical level of production and the other factors and that the DFCs were not developed using the best available data and science. It is believed that the 70% metric does at this time represent a more appropriate balance and it is using the current best available data and science. Further, the District is currently conducting a subsidence study and anticipates receiving additional data and science from the study that may inform the management and DFCs in the future. Other legal consideration that the Board had with supporting the 70% metric was that it was consistent with Board policy and that the DFCs must be measurable, feasible and reasonable.

Ms. Reese provided a quick refresher on District policy by explaining that one item in the District's Management Plan contemplates the need to study and to control subsidence, but the management plan does not call for you to have a subsidence DFC statement nor does the law require you to have one. A second item from the Management Plan includes using the best available data and science to inform management and the District is doing that by conducting the first of its kind subsidence study for Montgomery County. Thirdly, the District's mission and goal is to protect private property rights for all users in Montgomery County. The board

previously met and considered the 70% metric and felt like that was a better balance for the users in Montgomery County to make sure that they were protected. There were concerns that utilizing the subsidence metric would negatively impact the property rights of users in Montgomery County particularly because our consultants had reviewed and looked at the model and determined that subsidence is also affected by pumping in other counties. Subsidence is a concern in the southern part of Montgomery County, it was noted that not that all of it is being caused by pumping in other counties but there is an impact and a significant one and that was the concern when using the subsidence metric. There were impacts outside the District causing subsidence in the District over which the District had no control. A fourth item from the Management Plan states that the mission of the District is to follow the law consistent with respect to the DFCs. The DFC must be reasonable, measurable and feasible. Ms. Reese stated there were some concerns about a subsidence DFC not meeting that criteria. The District put together a position paper on this particular matter among with many other concerns it had with the subsidence DFC and submitted it to GMA 14. Finally, the rules authorize management zones for local issues if need be. Ms. Reese stated that there were stakeholder meetings where the board visited with various stakeholders about the issues and there were competing interests that came out of those stakeholder meetings. People genuinely wanted to try and use less groundwater because they did care about subsidence but at the same time the alternative to groundwater is surface water (if it available) and surface water is expensive. There was another concern that locally things could be done in the absence of specifically using the subsidence metric that could perhaps address these concerns.

Ms. Reese explained that the next step is for the board to discuss which metric they want to adopt for Montgomery County – the board could adopt one of the DFC options or both. After adoption of the DFC and the resolution formalizing the adoption, the petition window will open and the District will have two years to update the District’s Management Plan with the applicable DFC that is adopted today and within one year of updating the Management Plan, the District must evaluate the rules to see if any of rules need to be updated to correlate with the new DFC. Ms. Reese then turned the meeting back over to President Spigener.

DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING THE ADOPTION OF RESOLUTION #22-007 – RESOLUTION FOR THE ADOPTION OF DESIRED FUTURE CONDITIONS FOR THE GULF COAST AQUIFER THAT APPLY TO THE LONE STAR GROUNDWATER CONSERVATION DISTRICT, IN ACCORDANCE WITH SECTION 36.108(D-4) OF THE TEXAS WATER CODE.

President Spigener queried the directors for any questions. Director Bouche stated that the topic has been discussed in detail. Director Bouche then motioned to adopt the DFC which stated: No less than 70 percent median available drawdown remaining in 2080. Director Prykryl seconded. Motion passed. *A copy of Resolution #22-007 is attached hereto as Exhibit “B”.*

President Spigener adjourned the public hearing on permit applications at 6:16 PM.

PASSED, APPROVED, AND ADOPTED THIS 11th DAY OF OCTOBER 2022.



Larry Rogers, Board Secretary

LONE STAR GROUNDWATER CONSERVATION DISTRICT

September 13, 2022

MINUTES OF REGULAR MEETING

The Board of Directors of the Lone Star Groundwater Conservation District (“District”) met in regular session, open to the public and held in person in the Lone Star GCD – James B. “Jim” Wesley Board Room located at 655 Conroe Park North Drive, Conroe, Texas, and remotely via the publicly accessible webinar/telephone conference call within the boundaries of the District on October 11, 2022.

CALL TO ORDER:

President Spigener presided and called to order the regular Board of Directors meeting at 6:26 PM, announcing that it was open to the public.

ROLL CALL:

The roll was called of the members of the Board of Directors, to wit:

Jon Paul Bouché
Jonathan Prykryl
Larry A. Rogers
Janice Thigpen
Stuart Traylor
Jim Spigener
Kenneth Earnest

Director Traylor was absent. Six members of the Board were present, thus constituting a quorum of the Board of Directors. In attendance at said meeting were Samantha Reiter, General Manager; Stacey V. Reese, District Counsel; and members of the public. *Copies of the public sign-in sheets and comment cards received are attached hereto as Exhibit "A".*

PUBLIC COMMENTS:

No public comments were received.

EXECUTIVE SESSION:

President Spigener announced Executive Session would be held at the end of the Board Meeting.

APPROVAL OF THE MINUTES:

President Spigener stated the Board would consider the meeting minutes as listed for approval on today's agenda. Without further discussion, upon a motion by Secretary Rogers to approve as amended and seconded by Treasurer Prykryl, the Board approved the meeting minutes as presented.

- a) August 9, 2022, Public Hearing on Permit Applications
- b) August 9, 2022, Order of Election
- c) August 9, 2022, Regular Board of Directors Meeting

ANNUAL REPORT PRESENTATION FOR 2021-2022 WATER EDUCATION PROGRAM – JOE THRASHER, TINKER LLC:

Joe Thrasher is joining the board meeting virtually. He is president and CEO of Tinker. Tinker is the education program the District uses. Ms. Reiter stated that the District typically targets 5th graders in Montgomery County with our education program. The 2021-2022 year was the first year Tinker was used in the schools, and we received a lot of great feedback. Joe was welcomed by the board and provided Tinker's Annual Report. Tinker was founded in 2014 and is currently implementing water and energy efficiency education programs for 41 clients across 8 states.

The approach is to target 5th graders with a teacher led curriculum. Tinker provides relatable information within the lessons and promote TEKS. President Spigener asked if the teachers received training. Mr. Thrasher stated that there is on-demand training, online training and videos that are provided. Secretary Rogers asked Mr. Thrasher what the criteria for picking 5th grade versus 8th grade or 4th was. Mr Thrasher stated that TEKS identifies that this is the age range where they are covering this topic in school. The students are old enough to want to participate in this type of assignment and are young enough to be molded.

The students are provided water conservation kits that include showerheads, bathroom aerators, toilet leak detection tablets and a sprinkler gauge. Mr. Thrasher stated another part of their approach is the gamification of the lesson, so kids want to participate. There is a point challenge for installing products, completing lessons and participating in contests. This is done via Tinker's online platform. There is a leader board with results and kids can compete with one another.

For the program structure, Tinker provides a printed teacher guide and a printed student workbook. There is a web application that provides lesson resources for the teachers as well. Teachers can track student progress, and there are contests, homework assignments and data collection via the online application. Mr. Thrasher went on to explain that the web app provides tracking on Tinker's side also. It provides an online client dashboard, flexibility and changes that can be made at any time. There is also a teacher, parent and student portal with resources available.

In the implementation process, recruiting takes place to identify which schools are chosen and schedules are looked over. There is a teacher referral program as well. The timing must be worked out with the schools and channels of communication are identified.

Mr. Thrasher stated that last winter they recruited 18 schools, served 32 teachers and represented 1,717 students. Student assessments are/were conducted to measure knowledge gained and a student survey is provided to the students to provide Tinker with the student's evaluation of the program. The scores are generally very high. There is also a teacher evaluation process, and those scores are typically in the 100% range.

Program oversight includes the kit shipment, confirmation of enrollment, recording and tracking. Of the 1,717 kits, 47% of students, for example, reported installing the showerhead. 41% of students, for example, reported installing the kitchen aerator. 53% of students, reported installing the bathroom aerator. 65% of students, reported installing the toilet leak detection tablets. While 56% of students, reported installing the rain gauge. Tinker informs the students that if they are not going to use any of the items in the kit for whatever reason, to give it to a neighbor or someone who will use it. They are instructed not to dispose of the items.

Projected savings were displayed during Mr. Thrasher's presentation. The calculations took into account the water sense algorithms and data collected from students.

Tinker strives for continuous improvement by enhancing the content through redesign of some lessons and minor updates to others. One of the enhancements with the teacher program administration is integrating the Google login feature for teachers and students. This will allow the teachers and students to use a single school login to access the Google suite digital tools and the web app. Tinker is also working to normalize the student user names. President Spigener inquired as to how long the course lasted. Mr. Thrasher stated that it is up to the teacher, but most teachers do the class when they are covering their water unit in their curriculum. Director Bouche stated he was one of the board members who initially voted against this program because of the cost but he could see how this program has evolved and believes Tinker has done a good job in gauging the effectiveness of the program. President Spigener stated that Tinker has brought a lot of rigor to this program that was not there previously. Ms. Reiter stated that one of things that we would like to have happen is to have the District's Education Coordinator and our mobile lab get in touch with these teachers when they are ready to implement. Then we are there with the trailer and can either do a starting activity or a recap just to bring more education and publicity to the District and importance of what the District does. Ms. Reiter stated she is looking forward to making that happen this year. President Spigener thanked Mr. Thrasher for the presentation and for the improvement to a more efficient use of the taxpayer's money.

COMMITTEE REPORTS:

A. Budget & Finance Committee – Jonathan Prykryl, Chair

- 1) Brief the Board on the Committee's activities since the last regular Board meeting — Director Prykryl stated that the committee has now met twice since the last board meeting and spoke generally about budget items and

budget amendments. More information is required before we can proceed.

- 2) Review of unaudited financials for the month of August 2022 – Ms. Reiter reported that for the month of August 2022, income was \$253,359.38 and expenses were \$117,014.88 resulting in a net income of \$136,344.50. Year-to-date net income is \$1,680,585.22.

B. Communications Committee – Jim Spigener, Chair

- 1) Brief the Board on the Committee’s activities since the last regular Board meeting
- The Communication Committee continues to work diligently on vehicles for messaging. The committee want to provide more transparency and help the people we represent out in the county understand what our business is and how we do it, what we are up against and how we are dealing with it.

C. DFC & Technical Committee – Stuart Traylor, Chair

- 1) Brief the Board on the Committee’s activities since the last regular Board meeting
– Ms. Reiter stated that the committee did meet on September 2nd. We received an update from our technical consultants on the status of Phase 3 scope of work. We are awaiting specific information specifically from the drillers regarding costs. We are trying to get some estimates on coring and the option to add an extensometer and/or monitoring site to the various locations around the county. A lot of different options to consider. This information should be received in the next week. Our next meeting is planned for the end of the month after which we hope to be able to provide a more detailed update and information on path forward with Phase 3. President Spigener stated that this is where we really start to spend money so getting this right is critically important.

D. Legislative Committee – Jim Spigener, Chair

- 1) Brief the Board on the Committee’s activities since the last regular Board meeting
– President Spigener stated the committee continues to meet regularly to discuss ongoing matters. Nothing further to share.

E. Rules, Bylaws & Policies Committee – Larry A. Rogers, Chair

- 1) Brief the Board on the Committee’s activities since the last regular Board meeting
– Secretary Rogers stated the committee met on August 22nd to discuss potential rule changes as well as the drought situation. At this time, the District continues to monitor the ever-changing drought situation in the county and is still considering the option of implementing a temporary drought buffer for permit holders though a formal recommendation has not been made by the committee.

RECEIVE INFORMATION FROM DISTRICT’S TECHNICAL CONSULTANTS REGARDING SUBSIDENCE STUDIES AND/OR DISCUSSION REGARDING THE SAME:

Subsidence Study Phase 3 Scope of Work -- Ms. Reiter stated there is not much to add from the DFC & Technical Committee update. Ms. Reiter reminded the board that there will be a stakeholder process that will happen. She is not sure what the process looks like, but we will be

Following Executive Session, the Board reconvened in Open Session and President Spigener declared it open to the public at 6:55 PM

NEW BUSINESS:

There was discussion on moving our November 8th board meeting due to it landing on the same evening as the upcoming election. Director Bouche motioned to move the November board meeting to after the election. Secretary Rogers seconded. Ms. Reiter stated she would send out a few dates and announce it at the October meeting.

ADJOURN:

There being no further business, President Spigener motioned to adjourn the meeting and Director Bouche seconded. The meeting was adjourned at 7:58 PM.

PASSED, APPROVED, AND ADOPTED THIS 11th DAY OF OCTOBER 2022.



Larry Rogers, Board Secretary

involving members of the public, entities within Montgomery County, in hopes of being able to partner with them and because sharing of information is important. We hope to have more information at our October meeting.

GROUNDWATER MANAGEMENT AREA 14 - UPDATE THE BOARD ON THE ISSUES RELATED TO JOINT PLANNING ACTIVITIES AND DEVELOPMENT OF DESIRED FUTURE CONDITIONS IN GMA 14:

Ms. Reiter stated there is not much to report except that following the District's adoption of DFCs earlier this evening except that means that all of the GMA 14 voting representatives have adopted the relevant DFCs for their counties. President Spigener asked Ms. Reese about the number of days that the holding period was for. She responded that the holding period (or the petition period) is 120 days. President Spigener clarified that this would push the holding period out to around the first of the year. No update to report on when the next meeting will take place.

GENERAL MANAGER'S REPORT:

Ms. Reiter stated that her report is included in the packets and unless there are any questions, she did not have anything else to add.

GENERAL COUNSEL'S REPORT:

Ms. Reese gave an update that she filed a protest on behalf of the District with the Railroad Commission. Denbury filed another application for an injection well. After reviewing the information submitted with the application, which was slim, we could not tell whether the groundwater quality would be protected. Ms. Reese reached out to Denbury's council, and they are reviewing our protest and are supposed to be gathering more information. The hope is to work this out before it goes to a hearing but out of an abundance of caution, we needed to file the protest because the application did not provide the information needed.

President Spigener stated that the TAGD meeting was attended this past month and we were well represented. Stacey was on a panel. James Beach conducted a presentation on DFC issues. President Spigener learned a lot by going and urged other members of the board to attend if they have the chance. The meeting provided him with the general direction of where TAGD is moving toward, and the information is well worth knowing. Sam, Stacey, Janice, and James Beach were all in attendance and President Spigener thanked them all for representing the district well.

EXECUTIVE SESSION:

The Board recessed at 6:48 PM into a closed Executive Session pursuant to Texas Government Code, Sections 551.071, to consult with the District's attorney regarding pending or contemplated litigation, settlement offers, or on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act, Chapter 551, Government Code regarding any agenda item on any of the board meetings or hearing posted for today.

RECONVENE IN OPEN SESSION: