*NOTICE OF MEETINGS AND HEARINGS*
*OF THE BOARD OF DIRECTORS OF THE*
*LONE STAR GROUNDWATER CONSERVATION DISTRICT*
*To be held on Tuesday, January 8, 2019*
*Lone Star GCD – James B. "Jim" Wesley Board Room*
*655 Conroe Park North Drive*
*Conroe, Texas 77303*

DOC# 19-0019
POSTED
01/04/2019 04:25PM
ANNA SANCHEZ
MARK TURNBULL, COUNTY CLERK
MONTGOMERY COUNTY, TEXAS

## *NOTICE OF MEETING*

**TUESDAY, JANUARY 8, 2019, AT 5:15 P.M.**

**SPECIAL MEETING OF THE DISTRICT BOARD**

1. Call to Order and Declare Meeting Open to the Public.

2. Roll Call.

3. Executive Session - The Board will recess for a closed Executive Session pursuant to Texas Government Code, Section 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 hearings posted for today.

   No action will be taken in Executive Session.

4. Re-convene in Open Session.

5. Adjourn Special Board Meeting.

# *NOTICE OF MEETINGS AND HEARINGS OF THE BOARD OF DIRECTORS OF THE LONE STAR GROUNDWATER CONSERVATION DISTRICT*

***To be held 6:00 p.m. on Tuesday, January 8, 2019***
***Lone Star GCD – James B. "Jim" Wesley Board Room***
***655 Conroe Park North Drive***
***Conroe, Texas 77303***

## *NOTICE OF PUBLIC HEARING*

**TUESDAY, JANUARY 8, 2019, AT 6:00 P.M.**

**PUBLIC HEARING ON PERMIT AND PERMIT AMENDMENT APPLICATIONS**

1. Call to Order and Declare Hearing Open to the Public
2. Roll Call
3. Prayer and Pledges of Allegiance
4. Receive Permit Hearing Report from General Manager, Any Public Comments or Requests to Contest, and Consider Granting, Denying, or Amending Applications for the following Operating Permits and/or Meter Exemptions – Samantha Reiter.
    1. Pine Knob Estate Water Inc., for a proposed amendment to OP-14090501, increase of 0.2 mg for 2018 and 0.6 mg annually, 11339 Rayford Rd., Spring, Commercial use;
    2. 1314 Sawdust, LLC, for a proposed amendment to OP-14052002, increase of 0.3 mg annually, 1314 Sawdust Rd., Spring, Public Supply (PWS) use;
    3. Sprint Montgomery County Landfill LP, for a proposed amendment to OP-16072502, increase of 0.011 mg for 2018 and 0.1 mg annually, 17851 Hwy. 105 East, Conroe, Commercial use;
    4. Woodlands Nursery LLC (6040 Honea Egypt Rd), for a proposed amendment to OP-17030101, increase of 0.1 mg for 2018 and 4.7 mg annually, 6040 Honea Egypt Rd., Montgomery, Irrigation & Commercial use;
    5. Milstead PC (McCaleb Rd Storage #1), for a proposed amendment to OP-

08062401, increase of 0.05 mg annually, 700 McCaleb Rd, Montgomery, Commercial use;

6. HMW Special Utility District (Mink Branch), for a proposed amendment to OP-08070901, increase of 0.25 mg annually, 18818 Mink Lake Dr, Magnolia, Public Supply (PWS) use;
7. Texas Landing Utilities (Goode City Subd.), for a proposed amendment to OP-04082001, increase of 1 mg annually, 227 North Solon Trial, Cleveland, Public Supply (PWS) use;
8. Lakelands Section II, for a proposed amendment to OP-14090901, 1349 Country Ln, Conroe, increase of 0.22 mg for 2018 only, Public Supply (PWS) use;
9. Riley Epps, for a proposed amendment to OP-17012502, increase of 0.125 mg for 2018 only, 23740 Woodford Place, Kingwood, Irrigation use;
10. Good Hope Properties LLC dba Great Spaces, for a proposed amendment to OP-07111501, increase of 0.15 mg annually, 28543 FM 2978, Magnolia, Commercial use;
11. Koch Family Properties (well #1), for a proposed amendment to OP-06030301, increase of 0.095 mg annually, I45 North & Shepard Hill, Willis, Lat 30/28/49, Long 95/29/50, Commercial;
12. Koch Family Properties (well #2), for a proposed amendment to OP-13091001, increase of 0.088 mg annually, 16505 I45 South, Willis, Commercial use;
13. Crystal Springs Water (Tower Glenn Estates), for a proposed amendment to OP-07121704, increase of 2 mg annually, 15319 B Tommy Smith Rd, Conroe, Public Supply (PWS) use;
14. Texas Timber Resources, LLC, for a proposed amendment to OP-07052402, increase of 7.3 mg annually, 9802 FM 1488, Magnolia, Commercial use;
15. Quadvest, LP. (Magnolia Reserve), for a proposed amendment to OP-15111601, increase of 0.1 mg annually, 900' north of Karen Switch Rd and 400' east of the railroad tracks, Magnolia, Lat. 30/15/34, Long -95/42/16, Public Supply (PWS) & Irrigation/Impoundment use;
16. LB Pipe & Coupling, for a proposed amendment to OP-14050801, increase of 0.1 mg for 2018 and 0.5 mg annually, 21220 FM 1488, Magnolia, Industrial &

Commercial use;

17. Jim Ross, for a proposed amendment to OP-15102801, increase of 0.08 mg annually, 17437 Sunset Ranch Dr., Montgomery, Impoundment Irrigation use; and
18. Porter Special Utility District, for a proposed amendment to OP03-0006, well to be drilled at 22162 Water Well Rd, Porter, in aggregate with a permitted allocation of 539.243916 mg, Public Supply (PWS) use, (Driller of Record: To be determined).

5. Adjourn or continue permit hearing in whole or in part.

*NOTICE OF PUBLIC MEETING*
*OF THE BOARD OF DIRECTORS OF THE*
*LONE STAR GROUNDWATER CONSERVATION DISTRICT*

# *NOTICE OF MEETING*

**TUESDAY, JANUARY 8, 2019, AT 6:00 P.M.**

**REGULAR MEETING OF THE DISTRICT BOARD**

The Board of Directors may discuss, consider, and take action, including expenditure of funds, on any item or subject matter posted in this agenda.

1. Call to Order and Declare Regular Meeting Open to the Public.
2. Roll Call.
3. Public Comment (Public comment is limited to a maximum of 5 minutes per speaker)
4. Discuss, consider, and take action as necessary concerning approval of Meeting Minutes:
    a) December 11, 2018, Public Hearing on Permit Applications
    b) December 11, 2018, Regular Board of Directors Meeting
    c) December 18, 2018, Special Executive Session
    d) December 18, 2018, Special Board of Directors Meeting
5. Presentation of unaudited financials for the month of December 2018 – Kay Martin
    a) Review 4th Quarterly Investment Report 2018
6. Discuss, consider, and take action as necessary to authorize the Board President to enter into contract(s) for consulting services to be provided by:
    1) Harden Hydrology, LLC
    2) Thornhill Group, Inc.
    3) Bleyl Engineering
7. Discuss, consider, and take action as necessary concerning Mr. Sledge and his firm's services as counsel of record in the appeal in Cause No. 09-18-00383-CV before the Ninth Judicial District Court of Appeals in Beaumont, Texas and the underlying lawsuit, Cause No. 15-08-0942 before the 284th District Court of Montgomery County, Texas.
8. Consider and/or take action relating to deadlines, extensions, and/or withdrawal of any counsel of record in the appeal in Cause No. 09-18-00383-CV before the Ninth Judicial District Court of Appeals in Beaumont, Texas and the underlying lawsuit, Cause No. 15-08-0942 before the 284th District Court of Montgomery County, Texas.

9. Discuss, consider and take action as necessary on GMA 14 meeting on January 30, 2019 at 10:00 a.m. at Lone Star GCD including attendance at meeting and statement to GMA 14.

10. Discuss, consider and take action as necessary on a consultant to provide lobbying services; including requests for statements of qualifications.

11. General Manager's Report – The General Manager will brief the Board on pertinent operational and management issues that the District, its employees, or consultants have encountered since the last regular Board meeting. – Kathy Turner Jones.

    1) Update to Board on K and K Construction, Inc. (Farrell Rd.) - #OP-11030401B

12. General Counsel's Report – The District's legal counsel will brief the Board on any pertinent legal issues and developments impacting the District since the last regular Board meeting, and legal counsel's activities on behalf of the District, including without limitation: waste injection well monitoring activities and injection well applications filed at the Railroad Commission of Texas or the Texas Commission on Environmental Quality, including District protests or other actions regarding same; District rules enforcement activities; District Regulatory Plan, District Rules, and District Management Plan development or implementation issues; groundwater-related legislative activities; joint planning and desired future conditions development activities; pending litigation involving the District; developments in groundwater case law and submission of legal briefs; contractual issues related to the District; open government, policy, personnel, and financial issues of the District; and other legal activities on behalf of the District. – Stacey V. Reese.

13. New Business

14. Adjourn

The above agenda schedules for the meetings and hearings of the District represent an estimate of the order for the indicated items and are subject to change at any time.

*These public hearings and meetings are available to all persons regardless of disability. If you require special assistance to attend the meeting or hearing, please contact the Lone Star GCD at 936/494-3436 at least 24 hours in advance of the meeting.*

At any time during one the above meetings or hearings and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the Lone Star Groundwater Conservation District Board may meet in executive session on any of the above agenda items for consultation concerning attorney-client matters (§551.071); deliberation regarding real property (§551.072); deliberation regarding prospective gift (§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.

**Certification**

I, the undersigned authority, do hereby certify that on January 4, 2019, at or before 5:00 p.m. I posted and filed the above notices of meeting(s) and hearing(s) with the Montgomery County Clerk's office and also posted a copy in the front window of the Lone Star GCD office in a place convenient and readily accessible to the general public all times and that it will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with the Texas Government Code, Chapter 551.

Kathy Turner Jones, General Manager
Lone Star Groundwater Conservation District

# LONE STAR
# GROUNDWATER CONSERVATION DISTRICT

## January 8, 2019

## MINUTES OF SPECIAL MEETING

The Board of Directors of the Lone Star Groundwater Conservation District ("District") held a "Special Meeting," open to the public, in the Lone Star GCD – James B. "Jim" Wesley Board Room located at 655 Conroe Park North Drive, Conroe, Texas, within the boundaries of the District on January 8, 2019.

President Melder called the meeting to order at 5:15 PM, announcing that it was now open to the public.

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

Jon Paul Bouché
Harry Hardman
Webb Melder
Jonathan Prykryl
Larry A. Rogers
Jim Spigener
Stuart Traylor

All members of the Board were present, with the exceptions of Director(s) Hardman and Bouché, thus constituting a quorum of the Board of Directors. Also, in attendance at said meeting were Kathy Turner Jones, District General Manager; Samantha Reiter, Assistant General Manager; Stacey V. Reese, District Counsel, District staff and members of the public. *Copies of the public sign-in sheets and comment cards received are attached hereto as Exhibit "A".*

After a proper and legally sufficient announcement to the public by President Melder, the Board of Directors went into a Closed Executive Session at 5:15 PM pursuant to Texas Government Code, Sections 551.071, to consult with the District's attorney regarding pending or contemplated litigation, settlement offers, personnel matters, 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.

Director Hardman joined Executive Session by phone at 5:20 PM.

Director Bouché joined Executive Session at 5:40 PM.

Following Executive Session, the Board reconvened in Open Session and President Melder declared it open to the public at 6:02 PM.

No additional action was taken on matters discussed in Executive Session and President Melder adjourned the meeting at 6:02 PM.

**PASSED, APPROVED, AND ADOPTED THIS 15th DAY OF JANUARY 2019.**

_____

Stuart Traylor, Board Secretary

# LONE STAR
# GROUNDWATER CONSERVATION DISTRICT

## January 8, 2019

# 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, in the Lone Star GCD – James B. "Jim" Wesley Board Room located at 655 Conroe Park North Drive, Conroe, Texas, within the boundaries of the District on January 8, 2019.

**CALL TO ORDER:**

President Melder 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
Harry Hardman
Webb Melder
Jonathan Prykryl
Larry A. Rogers
Jim Spigener
Stuart Traylor

All members of the Board were present with the exception of Director(s) Hardman, thus constituting a quorum of the Board of Directors. Also, in attendance at said meeting were Kathy Turner Jones, General Manager; Samantha Reiter, Assistant General Manager; Stacey V. Reese, District Counsel; District staff; and members of the public. *Copies of the public sign-in sheets and comment cards received are attached hereto as Exhibit "A".*

**PRAYER AND PLEDGES OF ALLEGIANCE:**

President Melder called on Director Traylor, for the opening prayer and Director Spigener to lead the Pledge of Allegiance and the Pledge of Allegiance to the state flag.

Assistant General Manager, Samantha Reiter briefed the Board on permit applications received for the month. Applications for consideration and recommended for possible approval included the below:

Item #1, **Pine Knob Estate Water Inc.**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 200,000 gallons for 2018 and 600,000 gallons for 2019 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #2, **1314 Sawdust, LLC**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 300,000 gallons for 2018 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #3, **Sprint Montgomery County Landfill LP**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 11,000 gallons for 2018 and 100,000 gallons for 2019 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #4, **Woodlands Nursery LLC (6040 Honea Egypt Rd)**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 100,000 gallons for 2018 and 4,700,000 gallons for 2019 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #5, **Milstead PC (McCaleb Rd Storage #1)**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 50,000 gallons for 2018 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #6, **HMW Special Utility District (Mink Branch)**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 250,000 gallons for 2018 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #7, **Texas Landing Utilities (Goode City Subd.)**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 1,000,000 gallons beginning in 2019 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #8, **Lakelands Section II**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 220,000 gallons for 2018 **only**. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #9, **Riley Epps**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 125,000 gallons for 2018 **only**. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #10, **Good Hope Properties LLC dba Great Spaces**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 150,000 gallons for 2018 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #11, **Koch Family Properties (well #1)**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 95,000 gallons for 2018 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #12, **Koch Family Properties (well #2)**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 88,000 gallons for 2018 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #13, **Crystal Springs Water (Tower Glenn Estates)**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 2,000,000 gallons for 2018 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #14, **Texas Timber Resources, LLC**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 7,300,000 gallons beginning in 2019 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #15, **Quadvest, LP (Magnolia Reserve)**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 100,000 gallons for 2018 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to

authorize **conditional** approval for that which is being requested. Approval of the request permit allocation amendment is conditional upon receipt of a letter of assurance and signed contract with a certified Joint GRP.

Item #16, **LB Pipe & Coupling**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 100,000 gallons for 2018 and 500,000 gallons for 2019 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested for 2018 and further authorize a **reduced** allocation for 2019 and annually thereafter.

Item #17, **Jim Ross**
Applicant is requesting an amendment to an Operating Permit for an increase in production authorization in the amount of 80,000 gallons for 2018 and annually thereafter. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Item #18**, Porter Special Utility District**
Applicant is requesting an amendment to an Operating Permit for drilling authorization only. No additional production authorization is being requested at this time. Based on technical review of the information supplied, it is the General Manager's recommendation to approve that which is requested.

Following Ms. Reiter's report, three different groups of permit applications and amendments were approved. Director Spigener motioned to approve items #1-14, 17 & 18 as recommended by the General Manager. Director Bouché seconded. Motion approved.

Director Rogers motioned to approve conditional approval to item #15 as recommended by the General Manager. Director Spigener seconded. Motion approved.

Director Traylor motioned to approve item #16 which included a reduced allocation for 2019 and annually thereafter. Director Prykryl seconded. Motion approved.

President Melder adjourned the public hearing on permit applications at 6:09 PM.

**PASSED, APPROVED, AND ADOPTED THIS 15th DAY OF JANUARY 2019.**

_____
Stuart Traylor, Board Secretary

# LONE STAR
# GROUNDWATER CONSERVATION DISTRICT

## January 8, 2019

## MINUTES OF REGULAR MEETING

The Board of Directors of the Lone Star Groundwater Conservation District ("District") met in regular session, open to the public, in the Lone Star GCD - James B. "Jim" Wesley Board Room located at 655 Conroe Park North Drive, Conroe, Texas, within the boundaries of the District on January 8, 2019.

**CALL TO ORDER:**

President Melder presided and called to order the regular Board of Directors meeting at 6:10 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
Harry Hardman
Webb Melder
Jonathan Prykryl
Larry A. Rogers
Jim Spigener
Stuart Traylor

All members of the Board were present, with the exceptions of Director(s) Hardman, thus constituting a quorum of the Board of Directors. Also, in attendance at said meeting were Kathy Turner Jones, General Manager; Samantha Reiter, Assistant General Manager; Stacey V. Reese, District Counsel; District staff; and members of the public. *Copies of the public sign-in sheets and comment cards received are attached hereto as Exhibit "A".*

**PUBLIC COMMENTS:**

Mr. Mike Stoecker, resident, spoke to agenda item #7 regarding the continued use of Sledge Law's legal services. Directors were provided a written copy of Mr. Stoecker's comments and testimony provided to the Senate Committee on Agriculture, Water, and Rural Affairs during the 85 Legislative Session.

Beth Sparks and Jim Murley, residents of Conroe, expressed concern in regard to the large amounts of water being discharged by K & K Construction operating a mulching, logging,

and sand excavation facility on adjacent property to the Sparks'/Murley's properties. Sparks and Murley asked if it would be possible for the Board to intervene on their behalf or help determine the source of the water and what future actions could be taken to prevent excessive pumpage from flooding onto their property.

Rogelio Navarrete, Manager of Operations with K & K Construction was present and addressed the Board. Mr. Navarrete reported that K & K Construction is authorized under permit from TCEQ to discharge waters pumped out of the pit. The source of the discharged water is predominately surface runoff as a result all the recent rains.

Kathy Jones, General Manager of LSGCD, mentioned that she, along with staff, made a site visit to the K & K Construction on January 4, 2019. Staff inspected the water well under permit by the District. The permitted well is a 4 inch well with a capacity of 15 GPM and a 1.5 horsepower pump. Current permitted authorization is 1.6 million gallons annually. The well is used for the "shop" (trailer), wash down of trucks, and a water truck used for onsite dust control per TCEQ requirements. 2018 reported pumpage as of December 13th is less than one third of the total permitted authorization totaling 472,080 gallons for the year. Ms. Jones added that she plans to reach out to the District's hydrogeologist for additional review.

President Melder commented that the permitted well for K & K Construction Company is the only authority that the District has in this matter. The pumping of the excess water from the pit most likely falls under the jurisdiction of the TCEQ. He encouraged Ms. Sparks and Mr. Murley to pursue further investigation with the TCEQ.

**APPROVAL OF THE MINUTES:**

President Melder stated the Board would consider the meeting minutes as listed for approval on today's agenda. Without further discussion, upon a motion by Director Spigener seconded by Director Traylor, the board approved the meeting minutes as presented.

a) December 11, 2018, Public Hearing on Permit Applications
b) December 11, 2018, Regular Board of Directors Meeting
c) December 18, 2018, Special Executive Session
d) December 18, 2018, Special Board of Directors Meeting

**REVIEW OF UNAUDITED FINANCIALS FOR THE MONTH OF DECEMBER 2018:**

Ms. Kay Martin, bookkeeper**,** reported that for the month of December, revenue was budgeted at $198,626—actual was $200,612. December expenses were budgeted at $255,194—actual expenses were $282,162. Net loss for the month was $81,550. Year-to-date net income is $489,742. Director Bouché motioned to accept the financials as presented and Director Spigener seconded. Motion carried.

a) Review 4th Quarterly Investment Report 2018

Ms. Martin reported that for the quarter ending December 31, 2018, the balance in the Money Market account was $765,250.32. The balance in the TexPool account was $45,513.80.

**DISCUSS, CONSIDER, AND TAKE ACTION AS NECESSARY TO AUTHORIZE THE BOARD PRESIDENT TO ENTER INTO CONTRACT(S) FOR CONSULTING SERVICES TO BE PROVIDED BY: 1) HARDEN HYDROLOGY, LLC, 2) THORNHILL GROUP, INC., 3) BLEYL ENGINEERING**

Director Spigener made a motion to authorize President Melder to enter into contract(s) with Harden Hydrology, LLC, Thornhill Group, Inc., and Bleyl Engineering. Director Prykryl seconded. Motion carried.

**DISCUSS, CONSIDER, AND TAKE ACTION AS NECESSARY CONCERNING MR. SLEDGE AND HIS FIRM'S SERVICES AS COUNSEL OF RECORD IN THE APPEAL IN CAUSE NO. 09-18-00383-CV BEFORE THE NINTH JUDICIAL DISTRICT COURT OF APPEALS IN BEAUMONT, TEXAS AND THE UNDERLYING LAWSUIT, CAUSE NO. 15-08-0942 BEFORE THE 284TH DISTRICT COURT OF MONTGOMERY COUNTY, TEXAS.**

Director Prykryl made a motion to terminate the services of Brian Sledge and Sledge Law Group, PLLC as counsel of record in in the appeal and underlying lawsuit. Director Spigener seconded. Motion carried.

**CONSIDER AND/OR TAKE ACTION RELATING TO DEADLINES, EXTENSIONS, AND/OR WITHDRAWAL OF ANY COUNSEL OF RECORD IN THE APPEAL IN CAUSE NO. 09-18-00383-CV BEFORE THE NINTH JUDICIAL DISTRICT COURT OF APPEALS IN BEAUMONT, TEXAS AND THE UNDERLYING LAWSUIT, CAUSE NO. 15-08-0942 BEFORE THE 284TH DISTRICT COURT OF MONTGOMERY COUNTY, TEXAS.**

Director Spigener made a motion to authorize James Stilwell to file the appropriate notices/motions with the Court to remove Brian Sledge and Sledge Law Group, PLLC as counsel of record in the appeal and underlying lawsuit. Director Traylor seconded. Motion carried.

**DISCUSS, CONSIDER AND TAKE ACTION AS NECESSARY ON GMA 14 MEETING ON JANUARY 30, 2019 AT 10:00 A.M. AT LONE STAR GCD INCLUDING ATTENDANCE AT MEETING AND STATEMENT TO GMA 14.**

Motion was made by Director Spigener to authorize General Counsel and/or consultants to prepare a formal statement for board consideration and approval for Director Hardman to present to GMA 14 at their January 30, 2019 planning meeting. Director Traylor seconded. Motion carried. President Melder requested that Thornhill Group and Harden Hydrology plan to be in attendance at the GMA 14 meeting.

**DISCUSS, CONSIDER AND TAKE ACTION AS NECESSARY ON A CONSULTANT TO PROVIDE LOBBYING SERVICES; INCLUDING REQUESTS FOR STATEMENTS OF QUALIFICATIONS:**

Director Rogers made a motion authorizing the General Manager to prepare and remit requests for proposal for legislative services for Board selection. Director Bouché seconded. Motion carried.

**GENERAL MANAGER'S REPORT:**

Ms. Jones reported that The House Natural Resources Committee recently released its Interim Report to the 86th Legislature. In addition, the Senate Agriculture, Water & Rural Affairs Committee released two reports: one on Hurricane Harvey, and a general report on all other charges.

Other items discussed with the Board included: District correspondence received from the TWDB acknowledging the District's November 27th letter apprising the Water Development Board of the status of the readoption of our District Management Plan and offered to provide technical assistance as needed to develop a groundwater management plan.

Update on USGS presentation: The District's request is temporarily on hold due to the federal government shutdown prohibiting USGS staff from conducting work as federal employees. The District did receive notice prior to the shutdown that USGS had completed drilling a "set-of-three" monitoring wells at a location within the National Forest, Montgomery County. These wells are intended for use in evaluating the water table in the aquifer outcrop at three separate shallow depths (all less than 50 feet).

Permit Renewal Recap: 832 pumpage reports have been approved through December 31, 2018. Of the remaining 560 permits, all renewals have been received and are pending final approval upon receipt of their 2019 water use fees.

The District was apprised of an upcoming road improvement project for Conroe Park North scheduled to begin sometime this month. The project is to be completed by October 1, 2019.

a) Update to Board on K and K Construction, Inc. (Farrell Rd.) - #OP-11030401B

Information provided previously under agenda item #3 - Public Comment above.

**GENERAL COUNSEL'S REPORT:**

Ms. Reese apprised the Board that the litigation is still pending in the appellate court, which is scheduled for docket on January 28th. The reason for the extension request is due to the ongoing settlement discussion. She discussed the Board's decision to continue discussions of GMA 14 Joint Planning session and the DFC. Ms. Reese called for a Board Work Session to be held January 15th at 1:00 PM.

**NEW BUSINESS:**

President Melder set the next meeting for a work session from 1:00 PM – 5:00 PM on Tuesday, January 15, 2019. The work session is to include an educational presentation from Bob

Harden and Mike Thornhill, hydrogeologists, and other items as suggested by Stacey V. Reese, District Counsel. Ms. Jones offered to have the District's educational mobile lab on exhibit prior to next week's meeting. President Melder called for Directors to invest time in exploring the District's operations concentrating on specific areas of interest.

**ADJOURN:**

There being no further business, upon a motion made by Director Traylor and seconded by Director Rogers, the meeting was adjourned at 7:08 PM.

**PASSED, APPROVED, AND ADOPTED THIS 15th DAY OF JANUARY 2019.**

_____

Stuart Traylor, Board Secretary

# SIGN IN SHEET

January 8, 2019
Board Meeting

| Do you wish to speak on an agenda item? | NAME | CITY, STATE, ZIP | E-Mail | Would you like to receive LSGCD updates & information? |
|---|---|---|---|---|
| | Bob Hardeman | Austin Tx 78730 | on-file | ✓ |
| | Scott Custer | The Woodlands, TX 77382 | on-file | |
| | TINA FELKAI | CONROE TX | ON FILE | |
| | Henry Weirich | Magnolia Tx | hfweir@att.net | ✓ |
| yes | Margie Taylor | Montgomery | | ✓ |
| | Mark Evans | Houston, TX 77018 | mevans@nhcrwa.com | |
| | Doug Miller | Pinehurst TX | on file | |
| | Kenny Eichelberger | Shenandoah, TX | - | - |
| yes | Larry + Beth Sparks | Conroe, TX | | |
| yes | James Murley | Conroe, TX | | |
| No | Glenna Shaw | Shenandoah TX | | |
| | Jon Buckholtz | Conroe Tx | jhcbuck@icloud.com | ✓ |
| | PAUL N. NELSON | WOODLANDS, TX | plnlsn2@gmail.com | ✓ |
| | | | | |

655 Conroe Park North, Conroe, TX 77303
Ph: (936) 494-3436 Metro: (936) 441-3437
www.lonestargcd.org

# Speaker Request Form

**Those wanting to comment or register support for or against a specific agenda item are asked to fill out the Speaker Request Form.**

Date of Meeting: 4-5-19

Name: Mike Stoeckl

Address: _____

City: _____ State: _____ Zip: _____

Email: mike@stoecklcorp.com

IF SPEAKING FOR AN ORGANIZATION:

Name of Organization Self

Speaker's Official Capacity _____

Agenda Item No.: 7

☐ **FOR (If applicable)**

☐ **AGAINST (If applicable)**

Registering Position, **NOT** Testifying _____

To speak on an item not listed on the agenda, please indicate area of interest: _____

Please remember to step to the lectern as soon as you are recognized by the chair; state your name before beginning your presentation. If you have written notes you wish to present to the Board, PLEASE FURNISH AN EXTRA COPY FOR DISTRICT FILES.

The Board will appreciate each speaker limiting an address on any one item to three (3) minutes * Thank you for your cooperation

* Only three speakers will be recognized **speaking for** and three speakers **speaking against** any one issue.

655 Conroe Park North, Conroe, TX 77303
Ph: (936) 494-3436 Metro: (936) 441-3437
www.lonestargcd.org

# Speaker Request Form

**Those wanting to comment or register support for or against a specific agenda item are asked to fill out the Speaker Request Form.**

Date of Meeting: _____

Name: Beth Sparks Jim Mu-ley

Address: 9432 W Northridge

City: Conroe State: TX Zip: 77303

Email: bethsparks16@gmail.com

IF SPEAKING FOR AN ORGANIZATION:

Name of Organization _____

Speaker's Official Capacity _____

Agenda Item No.: _____

☐ **FOR (If applicable)**

☐ **AGAINST (If applicable)**

Registering Position, **NOT** Testifying _____

To speak on an item not listed on the agenda, please indicate area of interest: K & R Construction

Please remember to step to the lectern as soon as you are recognized by the chair; state your name before beginning your presentation. If you have written notes you wish to present to the Board, PLEASE FURNISH AN EXTRA COPY FOR DISTRICT FILES.

The Board will appreciate each speaker limiting an address on any one item to three (3) minutes * Thank you for your cooperation

* Only three speakers will be recognized **speaking for** and three speakers **speaking against** any one issue.