

**PANHANDLE GROUNDWATER
CONSERVATION DISTRICT
BOARD OF DIRECTOR'S REGULAR MEETING
MINUTES**

DISTRICT OFFICE - Windmill Room
201 W. Third Street, White Deer, Texas
January 19, 2021 – 9:00 a.m.

The Board of Directors of Panhandle GCD held a regular meeting on Tuesday, January 19, 2021 at 9:00 a.m., **via Zoom or Telephone*** to discuss and, if appropriate, act upon the following items:

***To Participate Follow Option 1 or Option 2 below:**

Option 1: Join Zoom Meeting

<https://zoom.us/j/6685936480?pwd=ZzgrN25RUW5NUnZ2ZXBLTnZPZktwZz09>

Meeting ID: 668 593 6480

Passcode: V4g4LT

Option 2: Join by Telephone

- +1 346 248 7799 US (Houston)
- +1 253 215 8782 US (Tacoma)
- +1 669 900 9128 US (San Jose)
- +1 646 558 8656 US (New York)
- +1 301 715 8592 US (Washington D.C)
- +1 312 626 6799 US (Chicago)

Meeting ID: 668 593 6480

Passcode: 779762

Find your local number: <https://zoom.us/u/ac3WPYOX2>

Board members or staff present in person or via Zoom:

Phillip Smith	President
Chancy Cruse	Vice-President
William Breeding	Secretary
Charles Bowers	Director
F.G. Butch Collard	Director
Danny Hardcastle	Director
David Hodges	Director
John R. Spearman	Director
Jim Thompson	Director
CE Williams	General Manager
Britney Britten	Asst. General Manager
Julie Bennett	Permitting Administrator

Guests Present in Person or via Zoom: James Allen, CPA; Artoro Ortega, CPA; Lance Williams, Landowner; Julie Allegretti, City of Amarillo; Jay

1. CALL MEETING TO ORDER

The meeting was called to order at 9:00 a.m.

2. PUBLIC COMMENT – Please limit comments to 3 minutes.

There was no public comment.

6. CONSIDERATION AND POSSIBLE ACTION TO APPROVE 2019-2020 AUDIT

James Allen with Allen & Ortega, CPA presented the 2019-2020 audit. He said the District is financially sound and did not recommend any changes for the coming year.

Danny Hardcastle made to motion to approve the 2019-2020 audit, seconded by Chancy Cruse. Motion passed unanimously.

3. CONSIDERATION AND POSSIBLE ACTION ON MINUTES FROM November 18, 2020

Butch Collard made the motion to approve the minutes as written, seconded by William Breeding. Motion passed unanimously.

4. CONSIDERATION AND POSSIBLE ACTION ON EXPENDITURES

- a. November 2020

Jim Thompson made the motion to approve the November expenditures, seconded by Chancy Cruse. Motion passed unanimously.

- b. December 2020

Jim Thompson made the motion to approve the December expenditures, seconded by Chancy Cruse. Motion passed unanimously.

A copy of the November and December 2020 expenditures is attached to these official minutes.

5. CONSIDERATION AND POSSIBLE ACTION TO CALL BOARD OF DIRECTOR'S ELECTION ON MAY 1, 2021 FOR PRECINCTS 1, 3, 5, 7 AND 9

William Breeding made the motion to call for the May 1, 2021 election for Precincts 1, 3, 5, 7 and 9, seconded by Jim Thompson. Motion passed unanimously.

7. 2020 ANNUAL WEATHER MODIFICATION EVALUATION REPORT

- Presented by Dr. Arquimedes Ruiz-Columbiè

Dr. Columbiè's evaluated the results of the 2020 weather modification season as excellent with an average increase in precipitation of about 16%, when compared to the District's average rainfall.

A copy of the Annual Weather Modification Evaluation is attached to these official minutes.

8. CONSIDERATION AND POSSIBLE ACTION ON AG LOANS

No action taken.

9. CONSIDERATION AND POSSIBLE ACTION ON 2019 – 2020 PGCD ANNUAL REPORT

PR/Education Director Suzy Pool presented the 2019-2020 Annual Report. Ms. Pool stated that the District was unable to complete Performance Standards 8.2 C Presentations to a Public or Civic Group and 9.1 A Civic Educational Presentations due to COVID-19.

William Breeding made the motion to approve the 2019-2020 Annual Report, seconded by Jim Thompson. Motion passed unanimously.

10. CONSIDERATION AND POSSIBLE ACTION ON APPOINTING A SCHOLARSHIP COMMITTEE

President Smith asked for volunteers to be on the scholarship committee. The committee consists of David Hodges, Jim Thompson, Butch Collard and Charles Bowers as alternate.

11. CONSIDERATION AND POSSIBLE ACTION TAX DEEDS AND PROPERTY CARDS FOR TRUST PROPERTY IN THE CITY OF HOWARDWICK

a. Parcel 6976	Bid: \$200.00	u. Parcel 8587	Bid: \$280.00
b. Parcel 7003	Bid: \$150.00	v. Parcel 8658	Bid: \$118.00
c. Parcel 7057	Bid: \$150.00	w.Parcel 8793	Bid: \$250.00
d. Parcel 7157	Bid: \$200.00	x. Parcel 8818	Bid: \$250.00
e. Parcel 7551	Bid: \$100.00	y. Parcel 8847	Bid: \$100.00
f. Parcel 7558	Bid: \$500.00	z. Parcel 8868	Bid: \$250.00
g. Parcel 7696	Bid: \$300.00	aa.Parcel 8923	Bid: \$200.00
h. Parcel 7802	Bid: \$330.00	bb.Parcel 8967	Bid: \$250.00
i. Parcel 7817	Bid: \$333.00	cc.Parcel 8993	Bid: \$200.00
j. Parcel 7880	Bid: \$100.00	dd.Parcel 9041	Bid: \$350.00
k. Parcel 7892	Bid: \$100.00	ee.Parcel 9189	Bid: \$251.00
l. Parcel 7899	Bid: \$105.00	ff. Parcel 9591	Bid: \$1,207.00
m.Parcel 8021	Bid: \$100.00	gg.Parcel 9593	Bid: \$1,197.00
n. Parcel 8132	Bid: \$100.00	hh.Parcel 9598	Bid: \$125.00
o. Parcel 8136	Bid: \$200.00	ii. Parcel 9768	Bid: \$900.00
p. Parcel 8138	Bid: \$450.00	jj. Parcel 9804	Bid: \$116.00
q. Parcel 8163	Bid: \$500.00	kk. Parcel 9807	Bid: \$100.00
r. Parcel 8207	Bid: \$100.00	ll. Parcel 9872	Bid: \$110.00
s. Parcel 8298	Bid: \$610.00	mm.Parcel 9927	Bid: \$200.00
t. Parcel 8479	Bid: \$750.00	nn.Parcel 9965	Bid: \$150.00

William Breeding made the motion to approve bids a-nn, seconded by Butch Collard. Motion passed unanimously.

12. CONSIDERATION AND POSSIBLE ACTION ON TAX DEEDS AND PROPERTY CARDS FOR TRUST PROPERTY IN THE CITY OF MCLEAN

a. Parcel 15085 Bid: \$900.00

William Breeding made the motion to approve bid a, seconded by Chancy Cruse. Motion passed unanimously.

13. CONSIDERATION AND POSSIBLE ACTION ON PRIVATE SALE OF TRUSTEE PROPERTY IN POTTER COUNTY

- a. 607 N Van Buren, Amarillo, TX Bid: \$10,068.00

Jim Thompson made the motion to approve bid a, seconded by William Breeding. Motion passed unanimously.

14. CONSIDERATION AND POSSIBLE ACTION ON DISTRICT IRS DEPLETION PROGRAM

C.E. Williams said most of the landowners in the District are keeping their land sales private, making it difficult to evaluate the cost of water needed to run the program.

Assistant Manager Britney Britten stated that she does not agree with a groundwater conservation district paying for an outside evaluation along with numerous hours of staff time to provide a tax deduction for depleting the aquifer.

After further discussion it was decided to table the agenda item until information can be obtained as to whether the District has a regulatory requirement to provide the information.

Charles Bowers made the motion to table Agenda Item 14, seconded by William Breeding. Motion passed unanimously.

15. CONSIDERATION AND POSSIBLE ACTION ON SPACING EXCEPTION TO SELF

- a. Lance Williams (Number 8 on the Consent Agenda listed below)

Lance Williams stated that (6) test holes were drilled and the best location to drill the irrigation well was 105 yards to an existing domestic well. Which was 65 yards too close per District Rule. Mr. Williams asked the Board for an exception to the spacing rule, adding the well meets spacing from property lines and neighboring wells and the exception to the spacing rule would only affect him.

General Manager C.E. Williams stated the Board has granted (2) exceptions to spacing to self in the past couple of years. Adding that the spacing rules are mainly put in place to protect neighbor from neighbor.

Assistant Manager Britney Britten stated both of those exceptions were requested and given prior to the well being drilled. This exception is being requested after the well was drilled.

William Breeding requested to go into executive session. The Board recessed into Executive Session under Texas Open Meetings Act Chapter 551 Government Code 551. 074 Personnel Matters at 9:15 a.m.

President Smith reconvened the meeting at 10:06 am

President Smith stated the Board was not in favor of the procedural steps of this situation. The request for the exception to spacing should have been brought to the Board prior to drilling.

Lance Williams said when he discovered the new well was going to be too close to the domestic well, he discussed it with CE Williams (his Dad), the General Manager. CE told Lance he was approved to drill and he could either plug the well or ask for a spacing exception from the Board. He added that he has not pumped either well knowing that he is subject to the rules of the District and may have to plug the domestic well.

Charles Bowers stated that due to Mr. Williams relationship with the General Manager, the way this was handled put the Board in a very difficult situation. Adding that this type of situation will not happen again. Bowers said all requests for an exception to any District rule will be brought before the Board for approval moving forward.

C.E. Williams stated he was wrong for telling Lance to drill the well before bringing the exception to the Board. He did not realize with the facts of the situation that the request for exception needed to be brought to the Board prior to drilling and takes full responsibility for the procedural mistake.

William Breeding stated that if there is any question about a well meeting spacing it needs to be brought to the Board for approval prior to drilling.

Charles Bowers made the motion to approve the exception, seconded by Chancy Cruse. Motion passed 7-1 with William Breeding voting against.

16. CONSENT AGENDA – DRILLING PERMITS

The following items are part of the Consent Agenda. All Well Permit requests have been thoroughly reviewed by staff, are administratively complete and the General Manager is recommending issuance.

RECLASSIFY WELLS – None

DRILLING PERMITS FOR WELLS PUMPING MORE THAN 25,000 GALLONS A DAY OR 17.5 GPM

- 1) Mike Ollinger – A 2” well to be drilled on 4200 ac by 3T Drilling by 12.01.20 located in the SW4 of Sec 280, Blk B4, H&GN Survey (being located approx. 2 mi S of the CR 21 & US Hwy 287 intersection, SE of Claude) Armstrong Co
- 2) Dennis Babcock – A 6” well to be drilled on 320 ac by Lichtie Drilling by 2.01.21 located in the SE4 of Sec 97, Blk B3, H&GN Survey (being located 1 mi NW of Groom at the intersection of CR AA & CR 3) Carson Co
- 3) Mike Britten – A 6” well to be drilled on 2,062 ac by Lichtie Drilling by 2.01.21 located in the SW4 of Sec 158, Blk 7, I&GN Survey (being located W of FM 294 & N of CR 4) Carson Co
- 4) Blodgett Farms, Inc. – An 8” well to be drilled on 1400 ac by Lichtie Drilling by 12.15.20 located in the SE4 of Sec 160, Blk 7, I&GN Survey (being located approx. 5 mi W of Groom on I-40 to CR X, the N on CR X 2 ¼ mi, W side of CR X) Carson Co
- 5) Blodgett Farms, Inc – An 8” well to be drilled on 1400 ac by Lichtie Drilling by 12.15.20 located in the NE4 of Sec 160, Blk B3, H&GN Survey (being located approx. 5 mi W of Groom on I-40 to CR X, then N on CR X 1 ¾ mi, W side of CR X) Carson Co
- 6) Lance Williams – An 8” well to be drilled on 521 ac by Hydro Resources by 12.15.20 located in the NE4 of Sec 52, Blk 7, I&GN Survey (being located approx. 3 mi SW of White Deer on the S side of Hwy 60) Carson Co
- 7) Lance Williams – A 6” well to be drilled on 1,360 ac by Lichtie Drilling by 12.15.20 located in the NE4 of Sec 136, Blk 7, I&GN Survey (being located 4 mi S of the intersection of FM 293 & FM 294 on the W side of FM 294) Carson Co

- 8) Lance Williams – A 6” well to be drilled on 1,360 ac by Lichtie Drilling by 12.15.20 located in the SE4 of Sec 129, Blk 7, I&GN Survey (being located 4 mi S of the intersection of FM 293 & FM 294 on the W side of FM 294) Carson Co
- 9) Walter & Ruth Fraser Farm, Inc – A 4” well to be drilled on 3,918.08 ac by Hydro Resources by 12.1.20 located in the SW4 of Sec 9, Blk C-5, D&P Survey (being located SW of Howardwick, approx. 3 ½ mi W of Hwy 70 & 2 mi W of Lake Greenbelt) Donley Co **Well #1**
- 10) Walter & Ruth Fraser Farm, Inc – A 4” well to be drilled on 3, 918.08 ac by Hydro Resources by 12.1.20 located in the SW4 of Sec 9, Blk C-5, D&P Survey (being located SW of Howardwick, approx. 3 ½ mi W of Hwy 70 & 2 mi W of Lake Greenbelt) Donley Co **Well #2**
- 11) Kelvin Ollinger – An 8” well to be drilled on 1,712 ac by Lichtie Drilling by 2.01.21 located in the SE4 of Sec 58, Blk B3, H&GN Survey (being located approx. 1 mi S of I-40 on CR 2 to CR A, then W on CR A approx. 1 mi, N side of CR A) Gray Co
- 12) Pampa Frisco Draw Farm, LLC -An 8” well to be drilled on 2,049.24 ac by Hydro Resources by 12.15.20 located in the SE4 of Sec 123, Blk 3, I&GN Survey (being located 2 mi N of CR D & N Price Rd) Gray Co **Well #1**
- 13) Pampa Frisco Draw Farm, LLC – An 8” well to be drilled on 2,049.24 ac by Hydro Resources by 12.15.20 located in the NE4 of Sec 123, Blk 3, I&GN Survey (being located 2 mi N of CR D & N Price Rd) Gray Co **Well #2**
- 14) Pampa Frisco Draw Farm, LLC – An 8” well to be drilled on 2,049.24 ac by Hydro Resources by 12.15.20 located in the SE4 of Sec 142, Blk 3, I&GN Survey (being located 2 mi N of CR D & N Price Rd) Gray Co. **Well #1**
- 15) Pampa Frisco Draw Farm, LLC – An 8” well to be drilled on 2,049.24 ac by Hydro Resources by 12.15.20 located in the SW4 of Sec 142, Blk 3, I&GN Survey (being located 2 mi N of CR D & N Price Rd) Gray Co **Well #2**
- 16) Pampa Frisco Draw Farm, LLC – An 8” well to be drilled on 2,049.24 ac by Hydro Resources by 12.15.20 located in the SW4 of Sec 122, Blk 3, I&GN Survey (being located 2 mi N of CR D & N Price Rd) Gray Co
- 17) Richard DeVuyst-Red River Dairy – An 8” well to be drilled on 800 ac by Hydro Resources by 12.31.20 located in the NW4 of Sec 60, Blk 2, I&GN Survey (being located approx. 4 mi E of Hwy 70 & Mail Rd intersection to CR 282, then approx. 1 mi, on the N side of CR 282) Roberts Co

Charles Bowers made to motion to approve item #s 1-17, seconded by William Breeding. Motion passed unanimously.

17. CONSIDERATION AND POSSIBLE ACTION ON AMENDMENT TO DISTRICT’S METER PROGRAM

Assistant Manager Britney Britten stated the last time the meter standards were adopted it was decided the District would not do maintenance or repairs to meters, however operators have expressed concern about trying to find someone in the area to do the repairs. It is the District’s opinion to resume meter maintenance and repair responsibility. The requirement of signing a liability waiver that says our Field Technicians are

installing or repairing the meter to the best of their ability was added, along with District staff being responsible for proper maintenance. Britten said charging for parts was added, however that was a topic of discussion at the last meeting, but no action was taken. Spreadsheets with the cost of parts and the cost of what maintenance was done to meters from 9/1/20 – 10/30/20 were referred to.

Several Board members stated that charging for parts, but not charging for labor was reasonable.

Butch Collard made the motion to add the District doing meter maintenance to the Meter Standards, charging for parts and providing labor free of charge, seconded by Jim Thompson. Motion passed unanimously.

18. STAFF UPDATES

Compliance Officer Kelly Lane discussed the usage reports sent to operators with the Board. Williams asked for the Boards input on whether to list only 2020 data on the report or keep 2018 and 2019's data on the report for informational purposes. Several Board members said they would like the previous year's data on the report. Danny Hardcastle suggested highlighting 2020's data and make note that it is the first year of the three-year rolling average.

Lane went on to review what usage data was available for Carson & Wheeler Counties for 2020.

19. MANAGER'S REPORT

No Action Taken

20. CONSIDERATION AND POSSIBLE ACTION ON FUTURE MEETING DATES

The next meeting date is set for Tuesday February 23, 2021 at 9:00 a.m.

President Smith recessed for lunch at 12:10 p.m.

President Smith reconvened the meeting at 1:20 p.m.


The Board recessed into Executive Session under Texas Open Meetings Act Chapter 551 Government Code 551.074 Personnel Matters at 1:21 p.m. The Board reconvened into open session at 2:45

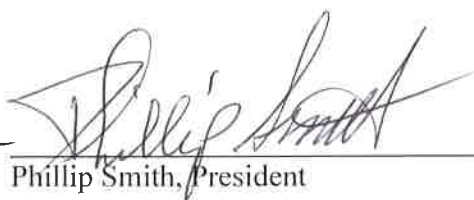
21. EXECUTIVE SESSION CONCERNING PERSONNEL

No action taken.

22. ADJOURN

President Smith adjourned the meeting at 2:46 p.m.


William Breeding, Secretary


Phillip Smith, President