



## **Meeting AGENDA**

**May 18, 2018 9:00 a.m.  
City of Cibolo Municipal Building  
200 S Main St, Cibolo, TX 78108**

1. Introductions and Certification of a Quorum by the Secretary
2. Approval of the Minutes from March 2, 2018
3. Discussion and Appropriate Action Regarding the Membership of Alliance Water
4. South Central Texas Regional Water Planning Group (SCTRWPG)  
Administrative Update and Recap of May 3, 2018 Meeting
5. Discussion and Appropriate Action Regarding SCTRWPG Voting Member  
Nominations
6. Location of August 17, 2018, Regional Water Alliance Meeting

SS Water Supply Corporation  
10393 US-87, La Vernia, TX 78121  
10:00 AM

7. Future Items for Consideration
8. Adjourn

1. Introductions and Certification of a Quorum by the Secretary

2. Approval of the Minutes from March 2, 2018



**REGIONAL  
WATER  
ALLIANCE**

**Council of Representatives  
MEETING MINUTES**

**10:00 a.m. – March 2, 2018  
San Antonio River Authority**

**Council of Representatives Present:**

Darren Thompson	San Antonio Water System
Michela Bandel	City of Marion
Herb Williams	SS WSC
Albert Strzelczyk	East Central SUD
Mike Taylor	Crystal Clear SUD
Humberto Ramos	Canyon Regional Water Authority
Avery Lunsford	City of Universal City
Allan Cockerell	Schertz-Seguin LGC
Pat Allen	Green Valley SUD
Timothy Fousse	City of Cibolo
Angelica Amezcuita	McCoy WSC
Patrick Sullivan	City of Alamo Heights
Stephen Mayfield	City of Elmendorf
Cole Ruiz	San Antonio River Authority
Jonathan Smith	City of Converse
Eber Busch	City of Schertz

**Guests & Administrative:**

Cole Ruiz	San Antonio River Authority
Brandon Rohan	East Central SUD
David Davenport	Canyon Regional Water Authority
Steven Siebert	San Antonio Water System
Janine Ellington	LAN, Inc.
Laura Casset	LAN, Inc.

**AGENDA ITEM NO. 1:      Introductions and Certification of a Quorum by the Secretary**

A quorum was established for this meeting.

**AGENDA ITEM NO. 2:      Approval of the Minutes from the November 17, 2015, March 1, 2016, May 26, 2016, August 25, 2016, December 7 2016, and March 1, 2017 Meetings**

Pat Allen asked for a motion to approve the minutes being considered under Agenda Item 2. Humberto Ramos moved to approve the minutes from November 17, 2015, March 1, 2016, May 26, 2016, August

25, 2016, December 7, 2016, March 1, 2017, August 24, 2017, and November 16, 2017. Avery Lunsford seconded the motion. The motion passed by consensus.

**AGENDA ITEM NO. 3: Discussion and Appropriate Action Regarding the Voting Membership of the Guadalupe-Blanco River Authority on the Regional Water Alliance**

Cole Ruiz informed the Regional Water Alliance (RWA) that the Guadalupe-Blanco River Authority (GBRA) expressed an interest in joining the RWA as a member.

Humberto Ramos commented that Alliance Water had also expressed an interest in joining.

Albert Strzelczyk moved to approve Guadalupe-Blanco River Authority's request to join the RWA, and to reach out to Alliance Water to gauge its interest in joining prior to the next meeting of the RWA. Mike Taylor seconded the motion. The motion passed by consensus.

**AGENDA ITEM NO. 4: Election of Officers**

Pat Allen opened discussion and nominations for officers to serve during the Calendar Year 2018 term.

Albert Strzelczyk nominated Pat Allen to serve as Chair for the Calendar Year 2018 term. Avery Lunsford seconded the motion. The motion passed by consensus.

Darren Thompson nominated Humberto Ramos as Vice-Chair for the Calendar Year 2018 term. Mike Taylor seconded the motion. The motion passed by consensus.

Albert Strzelczyk nominated Avery Lunsford to serve as Secretary for the Calendar Year 2018 term. Humberto Ramos seconded the motion. The motion passed by consensus.

Humberto Ramos nominated Gene Camargo to serve as one of the two Members-At-Large for the Calendar Year 2018 term. Mike Taylor seconded the motion. The motion passed by consensus.

Humberto Ramos nominated Darren Thompson to also serve as a Member-At-Large for the Calendar Year 2018. Mike Taylor seconded the motion. The motion passed by consensus.

**AGENDA ITEM NO. 5: Discussion and Appropriate Action Amending the Regional Water Alliance Bylaws**

Cole Ruiz briefed the RWA members on the background and reasoning behind the proposed amendments to the RWA Bylaws, noting the cumbersome quorum requirements as the driving factor. The current quorum requirements were prohibitive to decision making.

Generally, amendments sought to place voting authority to the Executive Board (formerly the Executive Committee), and to reduce the quorum requirement from a simple majority of the full RWA, to a simple majority of the Executive Board.

Albert Strzelczyk moved to approve the proposed amendments. Mike Taylor seconded the motion.

Timothy Fousse commented that the proposed amendments would result in the Executive Board selecting Officers. After some discussion, language was added that placed the power of electing Officers in the full composition of the RWA present at the meeting where the selection of Officers was to take place.

Albert Strzelczyk moved to approve the proposed changes to the proposed amendments. Mike Taylor seconded the motion. The motion passed by consensus.

**AGENDA ITEM NO. 6:       Region L Administrative Update and Recap of the November 3, 2016 Meeting**

Cole Ruiz, reported to the RWA that the most recent Region L meeting was held on Thursday, February 15, 2018, and reviewed what transpired at the meeting.

Mr. Ruiz reported that the Planning Group re-elected its current Officers as follows:

Suzanne Scott, Chair  
Tim Andruss, Vice-Chair  
Gary Middleton, Secretary  
Adam Yablonksi, Member-At-Large  
Kevin Janak, Member-At-Large

Mr. Ruiz informed the RWA that the Guadalupe, San Antonio, Mission, and Aransas Rivers and Mission, Copano, Aransas, and San Antonio Bays Basin and Bay Stakeholder Committee (BBASC) was waiting to hear from the Texas Water Development Board regarding the proposed studies as part of the validation of environmental flows. Few contracts for studies were under negotiation, and other would go through an RFQ process.

Mr. Ruiz briefed the group on recent events at the Texas Water Development Board, which included rule changes, and personnel changes at the TWDB. Specifically, the Governor had nominated a replacement for former TWDB Chair, Bech Brunn.

The Planning Group approved a minor amendment to include capital costs in a previously approved project in the 2016 Plan.

Mr. Ruiz briefed the RWA on the City of Elmendorf's request for Planning Group support of a request to waive the consistency requirement typically necessary to qualify for TWDB funding and financing options. The Planning Group did authorize issuing support for the waiver request.

Mr. Ruiz informed the RWA that terms would be expiring in August 2018 for half of the Planning Group voting members. Per Region L Bylaws, vacancies are opened up to all members of the public who represent the interest category—within the Region L Planning Area—for which they are seeking to be nominated. Nominations would open up sometime after the May 3, 2018, Region L Planning Group meeting. Mr. Ruiz said he would send out a list of current members with expiring terms to the RWA.

Discussion ensued regarding the imbalance of representation on the Planning Group. The RWA generally agreed to that they should issue a letter to the Planning Group raising the issue. The Executive Committee agreed to meet sometime before the May meeting to discuss the issue of inclusion more water providers at the Planning Group table.

**AGENDA ITEM NO. 7:       Discussion regarding the Texas Water Development Board's Waiver and Amendment Processes**

Cole Ruiz gave brief presentation on the Texas Water Development Board's Waiver and Amendment Processes. In summary, the TWDB requires projects seeking TWDB funding to either be recommended

as a potentially feasible water management strategy in, or consistent with an approved Regional Water Plan and State Water Plan depending on the funding source. For projects that do not meet these minimum requirements, an amendment must be approved by the respective regional water planning group and the TWDB. However, there is an exception. Under certain circumstances, a political subdivision or non-profit water supply entity seek a waiver of this requirement. The waiver must be approved by the TWDB, and typically requires a support letter from the respective regional water planning group.

**AGENDA ITEM NO. 8: Discussion and Appropriate Action Regarding the Regional Water Alliance Budget**

Cole Ruiz informed the RWA that invoices for Calendar Year 2018 should be going out within the next couple of weeks. Currently there was about \$4,600 in the RWA coffers. That number should increase with the 2018 dues. Mr. Ruiz reminded the RWA to be thinking about how they would like to either spend that money or continue saving for future workshops or other opportunities.

**AGENDA ITEM NO. 9: Hazardous Mitigation Plan Presentation**

Janine Ellington and Laura Casset with Lan, Inc. gave a presentation on Hazardous Mitigation Planning. Questions and discussion ensued. No RWA action was taken.

**AGENDA ITEM NO. 10: Location of May 18, 2018 Regional Water Alliance Meeting**

Timothy Fousse offered the City of Cibolo's facilities for the next Regional Water Alliance Meeting.

Adjourned.

MINUTES RECOMMENDED FOR APPROVAL BY THE SECRETARY.

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Avery Lunsford, Secretary

### 3. Discussion and Appropriate Action Regarding the Membership of Alliance Water



4. South Central Texas Regional Water Planning Group (SCTRWPG)  
Administrative Update and Recap of May 3, 2018 Meeting

15. Possible Agenda Items for the Next Region L Meeting

16. Public Comment

NOTICE OF OPEN MEETING OF THE  
SOUTH CENTRAL TEXAS REGIONAL  
WATER PLANNING GROUP

TAKE NOTICE that a meeting of the South Central Texas Regional Water Planning Group as established by the Texas Water Development Board will be held on Thursday, May 3, 2018, at 9:30 AM at San Antonio Water System (SAWS), Customer Service Building, Room CR 145, 2800 US Highway 281 North, San Antonio, Bexar County, Texas. The following subjects will be considered for discussion and/or action at said meeting.

1. Public Comment
2. Approval of the Minutes from the February 15, 2018, Meeting of the South Central Texas Regional Water Planning Group (SCTRWPG)
3. Status of Edwards Aquifer Habitat Conservation Plan (HCP) – Nathan Pence, Executive Director EAHCP
4. Status of Guadalupe, San Antonio, Mission, and Aransas Rivers and Mission, Copano, Aransas, and San Antonio Bays Basin and Bay Stakeholder Committee (BBASC) and Expert Science Team (BBEST)
5. Texas Water Development Board (TWDB) Communications
6. Chair's Report
7. Discussion and Appropriate Action Regarding the Consultant's Work and Schedule
8. Discussion and Appropriate Action Regarding the SCTRWPg's Definition of "Wholesale Water Provider"
9. Discussion and Appropriate Action Regarding the Designation of "Major Water Providers" in the 2021 Regional Water Plan
10. Discussion and Appropriate Action Requiring Designated Alternates to Comply with the Texas Open Meetings Act by Maintaining a Texas Open Meetings Act Certificate on File with the Designated Political Subdivision
11. Discussion and Appropriate Action Regarding Compliance with the Open Meetings Act During Meetings of the SCTRWPg and its Workgroups
12. Discussion and Appropriate Action Regarding Interest Category Representation on the SCTRWPg
13. Discussion and Appropriate Action Authorizing the San Antonio River Authority (SARA) to Solicit Nominations to Fill the Vacant SCTRWPg Seats Expiring August 2018, and to Post Public Notice in Accordance with the SCTRWPg Bylaws
14. TWDB Presentation on Recently Adopted Rules Revisions

**Region L: Approved List of Major Water Providers**

The South Central Texas Regional Planning Group defined Major Water Providers as all Wholesale Water Providers, plus any Water User Group with a water demand of at least 20,000 acft/yr by the year 2070. This list includes:

- San Antonio Water System
- Guadalupe-Blanco River Authority
- Canyon Regional Water Authority
- Schertz-Seguin Local Government Corporation
- Alliance Regional Water Authority (formerly Hays-Caldwell PUA)
- Cibolo Valley Local Government Corporation
- City of New Braunfels (NBU)
- City of San Marcos
- City of Victoria

**Region L: Approved List of Wholesale Water Providers**

The South Central Texas Regional Planning Group defined Wholesale Water Providers as entities that are selling or plan to sell at least 1,000 acft/yr of water on a wholesale basis within the planning timeline. This list includes:

- San Antonio Water System
- Guadalupe-Blanco River Authority
- Canyon Regional Water Authority
- Schertz-Seguin Local Government Corporation
- Alliance Regional Water Authority (formerly Hays-Caldwell PUA)
- Cibolo Valley Local Government Corporation
- Springs Hill WSC

5. Discussion and Appropriate Action Regarding SCTRWPG Voting Member Nominations



#### *Executive Board*

*Chairman  
Pat Allen*

*Vice Chairman  
Humberto Ramos*

*Secretary  
Avery Lunsford*

*Member-at-large  
Gene Camargo*

*Member-at-large  
Darren Thompson*

#### *Alliance Members*

*Canyon Regional  
Water Authority*

*Cibolo Creek Municipal  
Authority*

*City of Alamo Heights*

*City of Cibolo*

*City of Elmhurst*

*City of La Vernia*

*City of Live Oak*

*City of Marion*

*City of Schertz*

*City of Selma*

*City of Shavano Park*

*City of Universal City*

*Crystal Clear WSC*

*East Central SUD*

*Green Valley SUD*

*SS WSC*

*San Antonio River  
Authority*

*San Antonio Water  
System*

*Schertz-Seguin LGC*

*Springs Hill WSC*

*McCoy WSC*

Chair Suzanne Scott  
South Central Texas Regional Water Planning Group,  
c/o San Antonio River Authority,  
100 East Guenther St.  
San Antonio, TX 78204

### **Re: Request for an Agenda Item on the May 3, 2018, Meeting of the South Central Texas Regional Water Planning Group**

Dear Chair Scott,

At its March 2, 2018, meeting, the Regional Water Alliance (RWA) discussed in some detail the representation of water utilities on the South Central Texas Regional Water Planning Group (SCTRWPG). Several weeks later, the Regional Water Alliance Executive Board met to discuss requesting an agenda item on the May 4 meeting of the SCTRWPG. On behalf of the RWA, I am requesting time at your meeting to voice our thoughts on the imbalance of represented interests on the SCTRWPG.

### **Regional Water Alliance**

As you are aware, RWA formed in 2006 to promote collaboration among its members, and to realize regional efficiencies in the development, distribution and operation of water projects. The group consists of 21 water purveyors throughout South Central Texas, and has long served as an avenue for water purveyors, who are not represented on the SCTRWPG, to engage the regional water planning process. As the RWA's designated administrator, the San Antonio River Authority has been instrumental in facilitating a more equitable and inclusive regional water planning process.

### **Under-Representation of Municipalities and Water Utilities on the SCTRWPG**

Despite past efforts to improve equal representation and inclusion of municipalities and water utilities throughout South Central Texas, the current structure of the SCTRWPG does not provide adequate opportunity for representation of municipalities and water utilities.

Specifically, representation of groundwater districts along with permanent Groundwater Management Areas comprise nine (9) of 30 planning group seats. Hence, groundwater districts hold 30 percent of the total representation on the Region L Planning Group.

By comparison, there are three Municipality seats and two Water Utility seats representing only 17 percent of the Region L seats and it is these entities with the responsibility to meet future water demands with recommended water management strategies to ensure water security for all Texans.

The RWA respectfully requests a more balanced representation of these interests.



On behalf of the RWA, I am requesting time at the May 4, 2018, meeting of the SCTRWPG to discuss the following potential solutions. These recommendations come in light of the impending expiration of 12 voting members' terms in August 2018.

1. Add one "Water Utility" interest category representative in place of one "Water District," to better balance the overrepresentation of groundwater districts' interests on the SCTRWPG; or
2. Add one "Municipality" interest category representative in place of one "Water District," to better balance the overrepresentation of groundwater districts' interests on the SCTRWPG.

Additionally, the RWA would like to submit some policy recommendations to be considered for inclusion in Chapter 8 (Policy Recommendations and Unique Sites) of the 2021 South Central Texas Regional Water Plan. The Texas Water Development Board should better define the type of organization that constitutes a "water district" and a "water utility," under section 357.11 (d) of the Texas Administrative Code (TAC).

The current rules state that "water district" means,

any districts or authorities, created under authority of either Texas Constitution, Article III, section 52(b)(1) and (2), or Article XVI, section 59 including districting having the authority to regulate the spacing or production from water wells, but not including river authorities...

The term "water district," in the context of regional water planning, gives interested parties, including planning group voting members, a mistaken understanding that "water districts" only means groundwater districts. In fact, the "water districts" definition, as written in the TAC, is broad, making districts and authorities created under the Texas Constitution to improve waterways and construct and maintain reservoirs (see *TEX. CONST. art. III, § 52 (b) (1)-(2)*), and conservation and reclamation districts (see *TEX. CONST. art. XVI, § 59*)—except for river authorities—eligible to represent the "water districts" interest category on regional water planning groups. This has potentially led to an overrepresentation of groundwater districts on the SCTRWPG.

Moreover, the TAC currently defines water utilities as,

any persons, corporations, cooperative corporations, or any combination thereof that provide water supplies for compensation except for municipalities, river authorities, or water districts...

The RWA believes that restricting the definition of "water districts" to groundwater districts, and expanding the definition of water utilities to include special utility districts, municipal utility districts and other non-groundwater district entities created under Article III, section 52(b)(1) and (2) or Article XVI, section 59 of the Texas Constitution, could correct the "water district" misnomer. The RWA is aware that there may be other potential fixes to this problem, and is open to any other recommendations that might be included in Chapter 8 of the 2021 South Central Texas Regional Water Plan.

It is our understanding that the Planning Group will consider authorizing the San Antonio River Authority to solicit nominations to fill the impending vacant seats at the May 2018 meeting. The timing is ripe for re-evaluating the balance of interests on the SCTRWPG. It is in this light, that the RWA seeks to raise the issue of equal representation on the SCTRWPG.

I will attend the April 23, 2018, SCTRWPG Staff Workgroup meeting to further discuss this request, and answer any questions. Please contact me at (830) 660-4044 or email me at [allengvsud@yahoo.com](mailto:allengvsud@yahoo.com) should you wish to discuss further prior to the staff workgroup meeting. The RWA is sincerely grateful for your regional leadership through both RWA and SCTRWPG. Thank you for your thoughtful consideration of this request.

Sincerely,



Pat Allen, Chair  
Regional Water Alliance

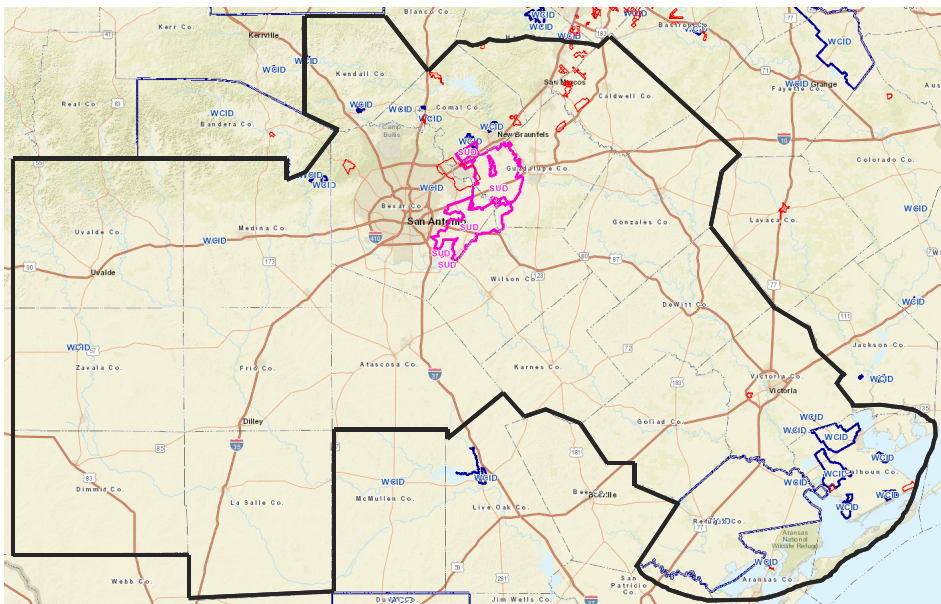


## WUGs/WWPs that are Water Districts in Region L\*

- Alliance Regional Water Authority
- Canyon Regional Water Authority
- Bexar County WCID 10 (6,349; 1,312)
- County Line SUD (34,560; 2,322)
- Crystal Clear SUD (34,372; 4,661)
- East Central SUD (23,672; 3,099)
- East Medina County SUD (12,733; 1,038)
- Goforth SUD (85,485; 9,057)
- Green Valley SUD (55,462; 3,818)
- Kendall County WCID 1 (5,703; 495)
- Medina County WCID 2 (1,058; 201)
- Port OConnor MUD (2,195; 151)
- Quail Creek MUD (2,043; 1,312)
- South Buda WCID 1 (4,118; 626)
- Victoria County WCID 1 (2,894; 285)
- Zavala County WCID 1 (2,546; 701)

\*Excludes Groundwater Districts

Red = 2070 Population Estimates  
Blue = 2070 Water Demand Estimates (acft/yr)



SUDs  
WCIDs  
MUDs



**SOUTH CENTRAL TEXAS REGIONAL WATER PLANNING GROUP**  
**MEMBERS' TERMS OF OFFICE**  
**AUGUST 2018**

<b>Member Name</b>	<b>Position</b>	<b>Interest Represented</b>	<b>Term Expires</b>
<b>Executive Committee</b>			
Suzanne Scott	Chair	River Authorities	2018
Tim Andruss	Vice Chair	Water Districts	2018
Gary Middleton	Secretary	Municipalities	2021
Kevin Janak	At-Large	Elec. Generating Utilities	2021
Adam Yablonski	At-Large	Agriculture	2021
Dianne Wassenich		Public	2018
Charlie Flatten		Environmental	2021
Iliana Pena		Environmental	2021
Will Conley		Counties	2018
Pat Calhoun		Counties	2021
Robert Puente		Municipalities	2021
Gary Middleton		Municipalities	2021
Tom Taggart		Municipalities	2021
Glenn Lord		Industries	2018
Rey Chavez		Industries	2021
Weldon Riggs		Agricultural	2021
Adam Yablonski		Agricultural	2021
Blair Fitzsimons		Agricultural	2018
Doug McGooky		Small Business	2018
David Roberts		Small Business	2018
Kevin Patteson		River Authorities	2021
Con Mims		River Authorities	2021
Suzanne Scott		River Authorities	2018
Roland Ruiz		Water Districts	2018
Greg Sengelmann		Water Districts	2018
Tim Andruss		Water Districts	2018
Russell Labus		Water Districts	2021
Steve Ramsey		Water Utilities	2018
Gene Camargo		Water Utilities	2018
Kevin Janak		Elec. Generating Utilities	2021
Vic Hilderbran		GMA 7	Indefinite
Curt Campbell		GMA 9	Indefinite
Daniel Meyer		GMA 10	Indefinite
Diane Savage		GMA 13	Indefinite
Heather Sumpter		GMA 15	Indefinite

**FROM: South Central Texas Regional Water Planning Group (Region L)**

**DATE: May 8, 2018**

**SUBJECT: Solicitation of Nominations to Fill Vacancies of the South Central Texas Regional Water Planning Group Voting Membership**

**NOTICE TO PUBLIC**  
**REGIONAL WATER PLANNING GROUP (REGION L)**

The South Central Texas Regional Water Planning Group (SCTRWPG), as established by the Texas Water Development Board in accordance with 31 TAC 357, is soliciting nominations to fill vacancies of voting members on the SCTRWPG in the following interest areas: **Public, Counties, Municipalities, Industries, Agriculture, Small Business, River Authorities, Water Districts, and Water Utilities**. Persons interested in Counties, Municipalities, River Authorities, and Water Districts interest areas must be nominated by the governing board or chief executive officer of an entity within the respective interest area.

Nomination forms may be submitted online at [www.regionltexas.org](http://www.regionltexas.org), or by printing the nomination form, completing it, and mailing or emailing the form as provided below. A nomination form must be completed and submitted for each nominee to be considered. For specific definitions and eligibility requirements in each of the areas of interest, and to obtain a nomination form, please contact Cole Ruiz, (210) 302-3293 or [cruiz@sara-tx.org](mailto:cruiz@sara-tx.org).

The South Central Texas Regional Water Planning Area consists of Atascosa, Bexar, Caldwell, Calhoun, Comal, DeWitt, Dimmit, Frio, Goliad, Gonzales, Guadalupe, Karnes, Kendall, La Salle, Medina, Refugio, Uvalde, Victoria, Wilson, Zavala and part of Hays Counties.

Nominations must be received by 5:00 pm, Friday, June 15, 2018, addressed to Suzanne Scott, Chair, South Central Texas Regional Water Planning Group, c/o San Antonio River Authority, Attn: Cole Ruiz, 100 East Guenther Street, San Antonio, Texas 78204, or emailed to [cruiz@sara-tx.org](mailto:cruiz@sara-tx.org).

# SOUTH CENTRAL TEXAS REGIONAL WATER PLANNING GROUP

## Nomination for Interest Group (check one):

- ☐ Public ☐ Counties ☐ Municipalities ☐ Industries ☐ Agriculture  
☐ Small Business ☐ Water Utilities ☐ River Authority ☐ Water Districts

Pursuant to official Bylaws and Guiding Principles adopted by the South Central Texas Regional Water Planning Group (SCTRWPG), nominators shall provide information regarding the nominee's current employer, and provide a description of the nominee's experience that qualifies him/her for the position in the interest group being sought to represent. Please refer to section 357.11 (d) (see *addendum*) of the Texas Administrative Code for the definitions of the interest categories represented on the SCTRWPG. **For your convenience, this nomination form can also be completed online at <http://www.regionltexas.org/home/voting-member-nomination-form/>.**

### NOMINATOR

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_ FAX: \_\_\_\_\_ EMAIL: \_\_\_\_\_

OCCUPATION \_\_\_\_\_

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### NOMINEE

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_ FAX: \_\_\_\_\_ EMAIL: \_\_\_\_\_

INTEREST AREA: \_\_\_\_\_

COUNTY: \_\_\_\_\_

OCCUPATION: \_\_\_\_\_

**PLEASE GIVE A BRIEF DESCRIPTION OF THE NOMINEE'S EXPERIENCE THAT WOULD QUALIFY HIM/HER FOR THE POSITION (please use additional pages if needed):**

**PLEASE LIST ANY PERTINENT AFFILIATIONS (please use additional pages if needed):**

**DATE SUBMITTED:**\_\_\_\_\_

***PLEASE ATTACH ADDITIONAL INFORMATION IF DESIRED***

Nominations must be received by **5:00 p.m., Friday, June 22, 2018** addressed to Suzanne Scott, Chair, South Central Texas RWPG, c/o San Antonio River Authority, Attn: Cole Ruiz, 100 East Guenther St., San Antonio, Texas 78204 or email to [cruiz@sara-tx.org](mailto:cruiz@sara-tx.org)

## **Addendum**

31 TAC § 357.11

§ 357.11. Designations

(a) The Board shall review and update the designations of RWPAs as necessary but at least every five years, on its own initiative or upon recommendation of the EA. The Board shall provide 30 days notice of its intent to amend the designations of RWPAs by publication of the proposed change in the Texas Register and by mailing the notice to each mayor of a municipality with a population of 1,000 or more or which is a county seat that is located in whole or in part in the RWPAs proposed to be impacted, to each water district or river authority located in whole or in part in the RWPA based upon lists of such water districts and river authorities obtained from the Commission, and to each county judge of a county located in whole or in part in the RWPAs proposed to be impacted. After the 30 day notice period, the Board shall hold a public hearing at a location to be determined by the Board before making any changes to the designation of an RWPA.

(b) If upon boundary review the Board determines that revisions to the boundaries are necessary, the Board shall designate areas for which RWPs shall be developed, taking into consideration factors such as:

- (1) River basin and aquifer delineations;
- (2) Water utility development patterns;
- (3) Socioeconomic characteristics;
- (4) Existing RWPAs;
- (5) Political Subdivision boundaries;
- (6) Public comment; and
- (7) Other factors the Board deems relevant.

§ 357.11. Designations, 31 TX ADC § 357.11

(c) After an initial coordinating body for a RWPG is named by the Board, the RWPGs shall adopt, by two-thirds vote, bylaws that are consistent with provisions of this chapter. Within 30 days after the Board names members of the initial coordinating body, the EA shall provide to each member of the initial coordinating body a set of model bylaws which the RWPG shall consider. The RWPG shall provide copies of its bylaws and any revisions thereto to the EA. The bylaws adopted by the RWPG shall at a minimum address the following elements:

- (1) definition of a quorum necessary to conduct business;
- (2) method to be used to approve items of business including adoption of RWPs or amendments thereto;
- (3) methods to be used to name additional members;
- (4) terms and conditions of membership;
- (5) methods to record minutes and where minutes will be archived as part of the public record; and
- (6) methods to resolve disputes between RWPG members on matters coming before the RWPG.

(d) RWPGs shall maintain at least one representative of each of the following interest categories as voting members of the RWPG. However, if an RWPA does not have an interest category below, then the RWPG shall so advise the EA and no membership designation is required.

(1) **Public**, defined as those persons or entities having no economic interest in the interests represented by paragraphs (2)-(12) of this subsection other than as a normal consumer;

(2) **Counties**, defined as the county governments for the 254 counties in Texas;

(3) **Municipalities**, defined as governments of cities created or organized under the general, home-rule, or special laws of the state;

(4) **Industries**, defined as corporations, partnerships, sole proprietorships, or other legal entities that are formed for the purpose of making a profit and which produce or manufacture goods or services and which are not small businesses;

(5) **Agricultural** interests, defined as those persons or entities associated with production or processing of plant or animal products;



§ 357.11. Designations, 31 TX ADC § 357.11

(6) Environmental interests, defined as those persons or groups advocating the conservation of the state's natural resources, including but not limited to soil, water, air, and living resources;

(7) **Small businesses**, defined as corporations, partnerships, sole proprietorships, or other legal entities that are formed for the purpose of making a profit, are independently owned and operated, and have fewer than 100 employees or less than \$1 million in gross annual receipts;

(8) Electric generating utilities, defined as any persons, corporations, cooperative corporations, or any combination thereof, meeting each of the following three criteria: own or operate for compensation equipment or facilities which produce or generate electricity; produce or generate electricity for either wholesale or retail sale to others; and are neither a municipal corporation nor a river authority;

(9) **River authorities**, defined as any districts or authorities created by the legislature which contain areas within their boundaries of one or more counties and which are governed by boards of directors appointed or designated in whole or part by the governor or board, including, without limitation, San Antonio River Authority and Palo Duro River Authority;

(10) **Water districts**, defined as any districts or authorities, created under authority of either Texas Constitution, Article III, §52(b)(1) and (2), or Article XVI, §59 including districts having the authority to regulate the spacing of or production from water wells, but not including river authorities;

(11) **Water utilities**, defined as any persons, corporations, cooperative corporations, or any combination thereof that provide water supplies for compensation except for municipalities, river authorities, or water districts; and

(12) Groundwater management areas, defined as a single representative for each groundwater management area that is at least partially located within an RWPA. Defined as a representative from a groundwater conservation district that is appointed by the groundwater conservation districts within the associated groundwater management area.

(e) The RWPGs shall add the following non-voting members, who shall receive meeting notifications and information in the same manner as voting members:

(1) Staff member of the Board to be designated by the EA;

(2) Staff member of the Texas Parks and Wildlife Department designated by its executive director;

(3) Member designated by each adjacent RWPG to serve as a liaison;

**§ 357.11. Designations, 31 TX ADC § 357.11**

(4) One or more persons to represent those entities with headquarters located in another RWPA and which holds surface water rights authorizing a diversion of 1,000 acre-feet a year or more in the RWPA, which supplies water under contract in the amount of 1,000 acre-feet a year or more to entities in the RWPA, or which receives water under contract in the amount of 1,000 acre-feet a year or more from the RWPA;

(5) Staff member of the Texas Department of Agriculture designated by its commissioner; and

(6) Staff member of the State Soil and Water Conservation Board designated by its executive director.

(f) Each RWPG shall provide a current list of its members to the EA; the list shall identify the interest represented by each member including interests required in subsection (d) of this section.

(g) Each RWPG, at its discretion, may at any time add additional voting and non-voting representatives to serve on the RWPG for any new interest category, including additional representatives of those interests already listed in subsection (d) of this section that the RWPG considers appropriate for water planning.

(h) Each RWPG, at its discretion, may remove individual voting or non-voting members or eliminate RWPG representative positions in accordance with the RWPG bylaws as long as minimum requirements of RWPG membership are maintained in accordance with subsection (d) of this section.

(i) RWPGs may enter into formal and informal agreements to coordinate, avoid conflicts, and share information with other RWPGs or any other interests within any RWPA for any purpose the RWPGs consider appropriate including expediting or making more efficient water planning efforts. These efforts may involve any portion of the RWPG membership. Any plans or information developed through these efforts by RWPGs or by committees may be included in an RWP only upon approval of the RWPG.

(j) Upon request, the EA will provide technical assistance to RWPGs, including on water supply and demand analysis, methods to evaluate the social and economic impacts of not meeting needs, and regarding Drought Management Measures and water conservation practices.

**Credits**

**Source:** The provisions of this §357.11 adopted to be effective August 12, 2012, 37 TexReg 5797; amended to be effective December 8, 2016, 41 TexReg 9589; amended to be effective April 11, 2018, 43 TexReg 2158.

Current through 43 Tex.Reg. No. 2204, dated April 6, 2018, as effective on or before April 13, 2018

31 TAC § 357.11, 31 TX ADC § 357.11

End of Document

6. Location of August 17, 2018, Regional Water Alliance Meeting

SS Water Supply Corporation  
10393 US-87, La Vernia, TX 78121  
10:00 AM

## 7. Future Items for Consideration

## 8. Adjourn