



c/o San Antonio River Authority
P.O. Box 839980
San Antonio, Texas 78283-9980

(210) 227-1373 Office
(210) 302-3692 Fax
www.RegionLTexas.org

EXECUTIVE COMMITTEE

- Con Mims
Chair / River Authorities
- Mike Mahoney
Vice-Chair / Water Districts
- Gary Middleton
Secretary / Municipalities
- Evelyn Bonavita
Public
- Ron Naumann
Water Utilities

DATE: January 24, 2012

TO: Members of the South Central Texas Regional Water Planning Group

FROM: Steven J. Raabe, P.E.

MEMBERS

- Jason Ammerman
Industries
- Dr. Donna Balin
Environmental
- Darrell Brownlow
Small Business
- Karl Dreher
Water Districts
- Greg Sengelmann
Water Districts
- Kevin Janak
Electric Generating/Utilities
- Rey Chavez
Industries
- Bill Jones
Agriculture
- John Kight
Counties
- Alan Cockerell
Agriculture
- Will Conley
Counties
- Tim Andruss
Water Districts
- Iliana Peña
Environmental
- Steve Ramsey
Water Utilities
- Suzanne Scott
River Authorities
- Milton Stolte
Agriculture
- Thomas Taggart
Municipalities
- Bill West
River Authorities
- Robert Puente
Municipalities
- Tony Wood
Small Business
- Vic Hilderbran
GMA 7
- Don Dietzmann
GMA 9
- Dan Meyer
GMA 10
- Art Dohmann
GMA 15

The schedule and location of the meeting of the South Central Texas Regional Water Planning Group is as follows:

TIME AND LOCATION

Thursday, February 2, 2012
10:00 a.m.
San Antonio Water System
Customer Service Building
Room CR 145
2800 US Highway 281 North
San Antonio, Bexar County, Texas 78212

Enclosed is a copy of the posted public meeting notice.

GMM/en

Enclosure

**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, February 2, 2012 at 10:00 a.m. 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 Minutes
3. Election of Officers for Calendar Year 2012
4. Status of Edwards Aquifer Recovery Implementation Program (EARIP)
5. Chair's Report
6. Texas Water Development Board (TWDB) Communications
7. Discussion and Appropriate Action Regarding Proposed Region L By-Laws Revisions
8. 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) and Nueces River and Corpus Christi and Baffin Bays Stakeholder Committee (BBASC) and Expert Science Team (BBEST)
9. Discussion and Appropriate Action Regarding Consultants Work and Schedule
10. Discussion and Appropriate Action Regarding Developing a Process of Identifying Potentially Feasible Water Management Strategies
11. Discussion and Appropriate Action Regarding Non-Municipal Water Demand Projections
12. Possible Agenda Items for the Next South Central Texas Regional Water Planning Group Meeting
13. Public Comment

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.

www.RegionLTexas.org

AGENDA ITEM 1

Public Comment

AGENDA ITEM 2

Approval of Minutes

**Minutes of the
South Central Texas Regional Water Planning Group
May 5, 2011**

The meeting was called to order at 10:00 a.m. in the San Antonio Water System's (SAWS) Customer Service Building, Room CR 145, 2800 US Highway 281 North, San Antonio, Bexar County, Texas.

Twenty-three of the 24 voting members, or their alternates, were present.

Voting Members Present:

Jason Ammerman	Con Mims
Tim Andruss	Ron Naumann
Tyson Broad for Donna Balin	Iliana Peña
Evelyn Bonavita	Robert Puente
Rey Chavez	Steve Ramsey
Will Conley	Suzanne Scott
Karl Dreher	Greg Sengelmann
Kevin Janak for Mike Fields	Milton Stolte
Bill Jones	Tom Taggart
Micah Voulgaris for John Kight	Bill West
Diane Savage for Mike Mahoney	Tony Wood
Gary Middleton	

Voting Members Absent:

Darrell Brownlow

Non-Voting Members Present:

Norman Boyd, Texas Department of Parks and Wildlife (TPWD)
Ron Fiesler, Lower Colorado RWPG
Matt Nelson, Texas Water Development Board (TWDB)

AGENDA ITEM NO. 1: Public Comment

Humberto Ramos, Bexar Metropolitan Water District, introduced Tom Gallier, the new Interim General Manager for Bexar Metropolitan Water District.

AGENDA ITEM NO. 2: Approval of Minutes

Chairman Con Mims asked if there were any corrections to the minutes or a motion to approve the minutes. Gary Middleton made a motion to approve the minutes. Ron Naumann seconded the motion. The motion carried by consensus.

AGENDA ITEM NO. 3: Status of the Edwards Aquifer Recovery Implementation Program (EARIP)

Dr. Robert Gulley, EARIP, provided an update of EARIP activities to the Planning Group. The EARIP has developed a good, valuable plan. The funding is divided into two approaches – the first is a regional vote on a possible sales tax to fund the Habitat Conservation Plan (HCP). The EARIP was able to get a hearing with the House of Natural Resources and presented their case for the proposed regional sales tax. The second approach was coming up with a mechanism to fund the HCP within the region; dividing the cost between the pumpers and the non-pumpers. Meetings have been held since early December 2010 regarding this option with both sides continuing communications. Though some suggestions within the EARIP have been to delay the HCP until after the 2013 Legislation Session due to funding issues within the region, the overall consensus is to continue working towards a solution, stay on schedule meeting deadlines in Senate Bill (SB) 3 and come up with a plan that will satisfy the requirements of the Endangered Species Act. Discussions continue within the EARIP to search for creative ways to fund the HCP.

AGENDA ITEM NO. 4: Chair's Report

Mr. Mims had no report at the time, but asked Bill West to discuss any legislation effecting regional water planning. Mr. West stated the largest issue at this time is the budget and potential funds available through the Texas Water Development Board for water projects through loans.

AGENDA ITEM NO. 5: 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)

Suzanne Scott, Chair of the Guadalupe, San Antonio, Mission, and Aransas Rivers and Mission, Copano, Aransas and San Antonio BBASC, provided an update of what BBASC is currently working on. The BBASC has received the report from the BBEST and is reviewing the report, which is extremely comprehensive and complex. The next step for the BBASC will be to take the information from the report and begin to understand the science and how it relates to preserving and protecting the ecology of the rivers, bays and estuaries. The group must also take the science and apply it to human needs for water, to include water supply.

The BBASC has hired a Technical Consultant to apply BBEST flow regime recommendations to various scenarios, both real and hypothetical, to assist stakeholders in understanding how the recommendations are applied and the potential effects.

AGENDA ITEM NO. 6: Discussion and Appropriate Action Regarding Authorizing Administrator to Begin Soliciting Nominations for SCTRWPG Voting Members Whose Terms Expire in August 2011 (13 members)

Erin Newberry, SARA, informed the Planning Group that there will be thirteen voting members whose terms expire in August 2011. Ms. Newberry asked the Planning Group for authorization for the Administrator to begin soliciting nominations for the upcoming vacancies.

Ron Naumann made a motion to approve authorizing the administrator to begin the process to solicit nominations for the thirteen vacancies. Gary Middleton seconded the motion. The motion carried by consensus.

AGENDA ITEM NO. 7: Texas Water Development Board (TWDB) Communications

Matt Nelson, TWDB, provided an update to the Planning Group on the next steps the Planning Group will be taking for the next round of regional water planning. Mr. Nelson stated the Application for Funding for all sixteen regional water groups will be going before their board in June to ask authorization to begin negotiating and executing contracts for regional water planning grants for the next round. The grant contract will be executed with the Administrator for Region L, the San Antonio River Authority, by August 31, 2011.

Mr. Nelson informed the Planning Group the next round will be different from the last round of regional water planning in that all projections will be revisited from scratch. The planning period will be extended to 2070. The mining projections are available on the TWDB website now for review and comments.

AGENDA ITEM NO. 8: CONVENE PUBLIC MEETING to Receive Public Input on Issues that Should be Addressed or Provisions that Should be Included in the Regional or State Water Plan for the Fourth Cycle of Regional Water Planning (Public Meeting Notice Posted Separately on February 18, 2011)

At this time, 10:45 am, Mr. Mims recessed the Region L meeting and convened the Public Meeting.

Mr. Mims convened the public meeting to receive public input on issues that should be addressed or provisions that should be included in the Regional or State Water Plan for the fourth cycle of regional water planning. Mr. Mims received three comment cards.

C. Thomas Koch, P.E., asked the Planning Group to address the assumed cap to be placed on the availability of water from the Trinity Aquifer for water users in Comal County. Mr. Koch stated throughout the first three rounds of regional water planning the cap has been set at less than 1,600 acre-feet per year. This is equivalent to limiting the production from all wells withdrawing water from the Trinity Aquifer in Comal County so that the total production is less than 1,600 gpm, assuming each well is operated 62% of the time. The assumed cap is an issue that needs to be addressed early in the fourth round of regional water planning.

Mr. Koch stated current withdrawals in Comal County already exceed the Region L assumed cap several fold. Comal County is one of the fastest growing counties in Region L and in the future will face a water shortage. The assumed cap on Trinity Aquifer water availability in Comal will determine the year that a major multi-hundred-million dollar water supply project will need to be financed and constructed.

Two Groundwater Management Areas cover Comal County, GMA 9 and GMA 10; which have adopted Desired Future Conditions and preliminary estimates of Managed Available Groundwater for permitting from the Trinity Aquifer. These estimates are substantially different from the assumed cap used in the 2011 Regional Water Plan. The estimates of GMA 9 and GMA 10 need to be incorporated into the regional water plan so water users can plan for future water needs with more certainty than presently exists.

Mr. Koch presented his second public comment on behalf of the Bexar Medina Atascosa Counties Water Control and Improvement District No. 1 ("BMA"). BMA requests that it be included as a Wholesale Water Provider in the fourth round of regional water planning. BMA fulfills the requirements of a wholesale water provider since it has a contract for delivery of 19,974 acre-feet per year of municipal water from Medina Lake (via bed and banks of the Medina River) to Bexar Metropolitan Water District. The term of the contract is from January 1, 2008 and continues through December 31, 2049.

Mr. Koch delivered his written comments, in the form of two letters, to Ms. Newberry.

Alan Cockerell, General Manager Schertz-Seguin Local Government Corporation (SSLGC), announced a new organization has been formed to work in conjunction with SSLGC, the Cibolo Valley Local Government Corporation (CVLGC). Five cities have joined Cibolo Valley LGC, Cibolo, Converse, Schertz, Seguin and Selma. The Cibolo Valley LGC will work with SSLGC to complete the Guadalupe County portion of the Regional Carrizo for SSLGC for expansion project, a water management strategy included in the 2011 Regional Water Plan. Both entities will also work together to design and develop the Regional Carrizo/Brackish Wilcox SSLGC Expansion Water Management Strategy which was introduced in the last planning cycle and reflects as a project that requires further study. The entities will work together towards this project becoming a Recommended Strategy.

Kirk Holland, General Manager Barton Springs Edwards Aquifer Conservation District, which is in both Region K and Region L asked for the Planning Group to give serious consideration to brackish groundwater desalination, especially in the Edwards Aquifer. Mr. Holland believes this is a water management strategy whose time has come and Region L can be a catalyst to help overcome the obstacles regarding Edwards Aquifer desalination.

Mr. Mims asked if there were any additional public comments. As there were none at this time, **Mr. Mims closed the Public Meeting at 10:55 am.**

AGENDA ITEM NO. 9: Discussion and Appropriate Action Regarding Consultant Selection for the Fourth Cycle of Regional Water Planning

Mr. Mims provided an update on the selection process for consultant selection for the fourth round of regional water planning. One proposal for consultant services was received from HDR Engineering, Inc. The selection committee reviewed the proposal and is recommending that HDR Engineering, Inc. be approved as Region L's consultant for the fourth cycle of regional water planning.

Milton Stolte made a motion to approve HDR Engineering, Inc. as the selected consultant for Region L for the fourth cycle of regional water planning. Mr. Middleton seconded the motion. The motion carried by consensus.

AGENDA ITEM NO. 10: Discussion and Appropriate Action Authorizing Administrator to Enter Into a Contract with TWDB for Fourth Cycle Regional Water Planning

Ms. Newberry presented the draft task budget for initial regional water planning from TWDB and requested Planning Group authorization for SARA, as Administrator, to negotiate and enter into a contract with TWDB for the grant contract. The draft task budget has been set at

\$306,119.00, which will assist in developing the Technical Memorandum and the regional water plan. The contract must be executed by August 31, 2011.

Mr. Middleton made a motion to authorize SARA, as Region L's Administrator, to negotiate and enter into a contract with TWDB for Fourth Cycle Regional Water Planning. Mr. Naumann seconded the motion. The motion carried by consensus.

AGENDA ITEM NO. 11: Possible Agenda Items for the Next South Central Texas Regional Water Planning Group Meeting

Mr. Mims proposed the following agenda item for the August 4, 2011 meeting:

- EARIP Update
- Status of SB3, Environmental Flows Process
- Replacement of Planning Group Members
- Discussion Regarding TWDB Mining Numbers

AGENDA ITEM NO. 13: Public Comment

There were no public comments made.

There being no further business, the meeting adjourned by consensus at 11:38 a.m.

Recommended for approval.

GARY MIDDLETON, SECRETARY

Approved by the South Central Texas Regional Water Planning Group at a meeting held on February 2, 2012.

CON MIMS, CHAIR

**Minutes of the
South Central Texas Regional Water Planning Group
August 4, 2011**

The meeting was called to order at 10:00 a.m. in the San Antonio Water System's (SAWS) Customer Service Building, Room CR 145, 2800 US Highway 281 North, San Antonio, Bexar County, Texas.

Twenty-four of the 24 voting members, or their alternates, were present.

Voting Members Present:

Jason Ammerman	Gary Middleton
Tim Andruss	Con Mims
Donna Balin	Ron Naumann
Evelyn Bonavita	Iliana Peña
Darrell Brownlow	Robert Puente
Rey Chavez	Steve Ramsey
Will Conley	Suzanne Scott
Rick Illgner for Karl Dreher	Greg Sengelmann
Mike Fields	Milton Stolte
Bill Jones	Tom Taggart
John Kight	Bill West
Mike Mahoney	Tony Wood

Voting Members Absent:

None

Non-Voting Members Present:

Norman Boyd, Texas Department of Parks and Wildlife (TPWD)
Matt Nelson, Texas Water Development Board (TWDB)
Ken Weidenfeller, Texas Department of Agriculture (TDA)

AGENDA ITEM NO. 1: Public Comment

There was no public comment at the time.

AGENDA ITEM NO. 2: Approval of Minutes

Minutes from the May 5, 2011 meeting were not available for consideration.

AGENDA ITEM NO. 3: Status of the Edwards Aquifer Recovery Implementation Program (EARIP)

Dr. Robert Gulley, EARIP, provided an update of EARIP activities to the Planning Group. Dr. Gulley stated a recommendation will be made on the plan for addressing the Endangered Species Act. The EARIP members have reached an agreement on the plan and a funding mechanism to implement the project. The members are currently waiting to review the

documents – the complete draft of the Habitat Conservation Plan (HCP) and the Implementing Agreement. A final recommendation may be ready for review by the Edwards Aquifer Authority (EAA) October 12, 2011. After reviewing the recommendations, the EAA must make a decision to accept or reject the recommendation.

At this time, the EAA has sent out letters to municipal and industrial users to address the increase in aquifer management fees. Municipal and industrial users may bear a large part of the cost of implementing the HCP.

AGENDA ITEM NO. 4: Chair's Report

Chairman Mims had no report at this time.

AGENDA ITEM NO. 5: Texas Water Development Board (TWDB) Communications

Temple McKinnon, TWDB, provided a report on the modification of Senate Bill 660 which requires that, in addition to the representation of the 11 interest groups currently required by statute, each Regional Water Planning Group (RWPG) will now have to maintain additional representation for each Groundwater Management Area (GMA) from a Groundwater Conservation District located within the regional water planning area and the GMA that is at least partially located within the regional water planning area. Senate Bill 660 will take effect on September 1, 2011.

Region L has five GMAs within its region – GMA 7, GMA 9, GMA 10, GMA 13 and GMA 15. Each Groundwater Conservation District in the GMA is responsible for informing the Planning Group of the appointed GMA representative. RWPGs must accept the individuals appointed by the GCDs in the GMAs without a vote or other confirmation by other RWPG members and the newly appointed representative is a voting member of the RWPG.

AGENDA ITEM NO. 6: Replacement of Planning Group Members

Mr. Mims informed the Planning Group the Executive Committee met to review the nomination packages and interview nominees for the thirteen vacancies on the Planning Group at this time, two of which are vacancies and eleven expired terms. The thirteen vacancies are in the following Interests: 2 River Authorities, 1 Water Districts, 3 Municipalities, 2 Environmental, 1 Counties, 1 Industries, 2 Agricultural, 1 Electric Generating Utilities.

The Executive Committee recommended the reappointment of current incumbents as follows: Con Mims and Bill West, River Authorities; Mike Mahoney, Water Districts; Gary Middleton, Robert Puente and Tom Taggart, Municipalities; Iliana Pena and Donna Balin, Environmental; John Kight, Counties; Rey Chavez, Industries; and Milton Stolte, Agricultural.

The Executive Committee recommended Alan Cockerell to the Agricultural position and Kevin Janak to the Electric Generating Utilities position.

Gary Middleton made a motion to approve the Executive Committee's recommendations for all thirteen vacancies. Bill West seconded the motion. The motion passed by consensus.

All thirteen vacancies terms will expire in 2016.

AGENDA ITEM NO. 7: 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) and Nueces River and Corpus Christi and Baffin Bays Stakeholder Committee (BBASC) and Expert Science Team (BBEST)

Suzanne Scott, Chair of the Guadalupe, San Antonio, Mission, and Aransas Rivers and Mission, Copano, Aransas and San Antonio BBASC, provided an overview to the Planning Group of the BBASC draft recommendations accomplished so far. Ms. Scott explained each level of a recommendation for flow regimes at several gage locations (subsistence flows, base flows, pulses, etc.), using the San Antonio River recommendations for flow regimes as an example for the 16 gage sites the stakeholder group is developing flow regime recommendations for. Though the recommendations are complex, the stakeholder committee strives to balance environmental needs and human needs while structuring the flow recommendations.

Ms. Scott discussed the balancing issues the stakeholder group is currently discussing regarding the bays and estuaries recommendations. Ms. Scott provided background on the methodology used and attainment criteria provided by the BBEST and the reasoning behind the BBEST recommendations for the bays and estuaries. The BBASC stakeholder group is currently working through their draft recommendations for the bays and estuaries while taking all issues into consideration, such as habitat, seasonal flows, current permits, etc.

Mr. Mims reminded the Planning Group this recommendation process is going on throughout the state with several stakeholder groups, but all eyes are currently on Ms. Scott's stakeholder group. Ms. Scott also informed the Planning Group the recommendation report will include recommended strategies the stakeholder group will work on.

Mr. Mims also reiterated the BBASC Instream Flow Recommendations, the new census, the EARIP and the Managed Available Groundwater actions will significantly impact the planning process for the 2016 RWP.

AGENDA ITEM NO. 8: Discussion and Appropriate Action Regarding Consultant Work and Schedule

Brian Perkins, HDR Engineering, provided a draft working schedule for the Planning Group which outlines the schedule of tasks to be completed for the planning process. Mr. Perkins provided a schedule based on each task and dates information will be due to TWDB during the planning process phase. Mr. Perkins briefly reviewed how HDR will evaluate water availability and existing water supplies and needs, as well as considering EARIP and BBASC recommendations and how they will affect water availability and supplies. The consultant schedule will be updated and briefed on at each Planning Group meeting.

Mr. Perkins provided a brief update on his review of the University of Texas Bureau of Economic Geology (BEG) Mining Report on Projected Water Use as requested by the Planning Group at the May meeting. Mr. Perkins provided general comments on the projected water use amounts within Region L and specific comments on the BEG report to Mr. Mims for his review and approval to be forwarded to TWDB.

The Planning Group had several questions regarding county numbers TWDB has estimated, specifically regarding current mining within Region L counties. Mr. Perkins informed the Planning Group the numbers under discussion today came straight from the final BEG report. These numbers do not represent what TWDB will use as the final mining projections. The Planning Group still has the opportunity to provide comments to the TWDB before the final mining projections for Region L are released. Ms. McKinnon confirmed the Planning Group still has time to review the mining use numbers from the BEG Report and provide comments to TWDB. At this time, Planning Groups must provide comments on all projections (municipal, mining, population, non-municipal) to TWDB by July 2012, tentatively.

Mr. Perkins also provided an update on the draft modeled available groundwater (MAG) numbers available within Region L. Mr. Perkins stated the numbers are draft only and not final, but will affect the planning process as well. Darrell Brownlow expressed to the Planning Group that having just completed the Desired Future Conditions (DFC) process, there are substantial differences between numbers was used in the 2011 RWP versus what should be considered in the next round of planning

Mr. Mims suggested we place an item on the next planning group meeting to discuss the draft projections provided by the BEG report, as well as the draft projections TWDB will be sending to the regional water planning groups. The agenda item may cover how the projections were developed by TWDB and any other information that will assist the planning group on understanding how the projections will affect the planning process.

AGENDA ITEM NO. 9: Discussion and Appropriate Action to Authorize Administrator to Negotiate and Execute Interlocal Agreement for Funding of SB1 Region L Administrative Costs, 2012 – 2016

Erin Newberry, San Antonio River Authority (SARA), provided a draft Interlocal Agreement for Funding of SB1 Region L Administrative Costs, 2012 – 2016 for Planning Group approval. The Interlocal Agreement is between participating entities and the San Antonio River Authority for five years. The participating entities have agreed to fund administrative costs, based on the approved budget each calendar year, incurred by the Administrator, on behalf of Region L activities. Mr. West made a motion to approve the Administrator to negotiate and execute the Interlocal Agreement for Funding of SB1 Region L Administrative Costs, 2012 – 2016 with participating entities. Evelyn Bonavita seconded the motion. The motion passed by consensus.

AGENDA ITEM NO. 10: Review/Approve Administrator's Budget for CY2012

Ms. Newberry reviewed the proposed administrator's budget for 2012 with the Planning Group. The budget is operated on a calendar year basis. The Administrator has proposed the budget remain the same as the 2011 budget, \$58,000.00. Rick Illgner made a motion to approve the budget for 2012 at \$58,000.00. Mike Mahoney seconded the motion. The motion passed by consensus.

AGENDA ITEM NO. 11: Possible Agenda Items for the Next South Central Texas Regional Water Planning Group Meeting

Mr. Mims proposed the following agenda item for the February 2, 2012 meeting:

- EARIP Update

- Status of SB3, Environmental Flows Process
- Discussion Regarding TWDB Projections
- Presentation and Discussion on BEG Report and Mining Projections
- Discussion Regarding New Planning Group Member Orientation

AGENDA ITEM NO. 12: Set Dates and Times of Regional Water Planning Group Meetings for 2012

Mr. Mims asked the Planning Group if the quarterly dates provided in the agenda packet would suffice for 2012 meeting dates. There were no objections. Mr. Mims stated if concerns came up closer to those dates, specifically November 1, 2012, we would discuss at that time.

AGENDA ITEM NO. 13: Public Comment

Steve Raabe, SARA, handed out information for the Alamo Area Council of Government (AACOG) on a potential grant application within a few counties in Region L the AACOG will be applying for. Mr. Raabe stated if the representatives from the effected counties had questions, to please contact Brian Mast at SARA or Ms. Newberry.

Ms. Scott informed the Planning Group that Dr. Brownlow has been appointed by Governor Perry to represent Wilson County on the Board of Directors of the San Antonio River Authority.

There being no further business, the meeting adjourned by consensus at 12:38 p.m.

Recommended for approval.

GARY MIDDLETON, SECRETARY

Approved by the South Central Texas Regional Water Planning Group at a meeting held on February 2, 2012.

CON MIMS, CHAIR

AGENDA ITEM 3

Election of Officers for Calendar Year 2012

AGENDA ITEM 4

Status of Edwards Aquifer Recovery Implementation Program
(EARIP)

AGENDA ITEM 5

Chair's Report

AGENDA ITEM 6

Texas Water Development Board (TWDB) Communications

AGENDA ITEM 7

Discussion and Appropriate Action Regarding Region L Proposed By-Laws Revisions

South Central Texas Bylaws

**SOUTH CENTRAL TEXAS
REGIONAL WATER
PLANNING GROUP BYLAWS**

| 05/03/072/2/2012

Table of Contents

ARTICLE I NAMES 1
 Section 1 Organization 1
 Section 2 Regional Water Planning Area 1

ARTICLE II ESTABLISHMENT AND PURPOSE 1

ARTICLE III PRINCIPAL ADMINISTRATIVE OFFICE 1

ARTICLE IV RESPONSIBILITIES 1

ARTICLE V VOTING MEMBERSHIP 2
 Section 1 Composition 2
 Section 2 Terms of Office 2
 Section 3 Conditions of Membership 2
 Section 4 Selection of Members 2
 Section 5 Attendance 3
 Section 6 Code of Conduct 3
 Section 7 Removal of Voting Members 4

ARTICLE VI NON-VOTING MEMBERSHIP 4
 Section 1 Mandatory Members 4
 Section 2 Discretionary Members 5
 Section 3 Code of Conduct 5

ARTICLE VII DESIGNATED ALTERNATES 5

ARTICLE VIII OFFICERS 5
 Section 1 Officers, Restrictions and Terms of Office 5
 Section 2 Selection 6
 Section 3 Removal of Officers 6
 Section 4 Vacancies of Officers 6
 Section 5 Duties of Each Officer 6
 Section 6 Executive Committee 7

ARTICLE IX MEETINGS 7
 Section 1 Open Meetings and Notice 7
 Section 2 Regular or Called Meetings 7
 Section 3 Agenda 8
 Section 4 Quorum 8
 Section 5 Applicability of Robert’s Rules of Order 8
 Section 6 Public Meetings Required by Law 8
 Section 7 Minutes 8

ARTICLE X MAKING DECISIONS 8
 Section 1 Applicability; No Written Proxies 8
 Section 2 Decision-Making Process 9

South Central Texas Bylaws

Section 3	Alternative Dispute Resolution.....	9
Section 4	Final Adoption of Regional Water Plan; Amendments	10
ARTICLE XI	BOOKS AND RECORDS.....	10
Section 1	Required Documents and Retainment.....	10
Section 2	Inspection and Copying.....	11
Section 3	Availability of Reports.....	11
ARTICLE XII	COMMITTEES	11
Section 1	Establishment.....	11
Section 2	Membership	11
Section 3	Officers.....	11
Section 4	Meetings.....	11
Section 5	Books and Records	12
Section 6	Code of Conduct	12
ARTICLE XIII	COMPENSATION	12
Section 1	Compensation	12
Section 2	Reimbursement.....	12
ARTICLE XIV	CONTRACTUAL SERVICES	12
ARTICLE XV	ADOPTING AND AMENDING THE BYLAWS	13

ARTICLE I NAMES

Section 1 Organization

The official name of this organization shall be the "South Central Texas Regional Water Planning Group" (hereinafter "South Central Texas RWPG")

Section 2 Regional Water Planning Area

The official name of the regional water planning area designated as Region L by the Texas Water Development Board (hereinafter "TWDB") in accordance with 31 Texas Administrative Code (hereinafter "TAC") Chapter 357 on February 19, 1998, shall be the "South Central Texas Regional Water Planning Area" (hereinafter "South Central Texas RWPA"). 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.

ARTICLE II ESTABLISHMENT AND PURPOSE

The South Central Texas RWPG was established by appointment of an initial coordinating body of the TWDB on February 19, 1998, and subsequent additional appointments by the initial coordinating body. The purpose of the South Central Texas RWPG shall be to provide comprehensive regional water planning and to carry out the related responsibilities placed on regional water planning groups by state law, including Texas Water Code Chapter 16 and TWDB rules, including 31 TAC Chapters 355, 357 and 358, in and for the South Central RWPA.

ARTICLE III PRINCIPAL ADMINISTRATIVE OFFICE

The principal administrative office of the South Central Texas RWPG shall be the principal business offices of the San Antonio River Authority. The administrative officer of the South Central Texas RWPG for purposes of the Texas Open Records Act shall be designated and hold office until replaced by the South Central Texas RWPG. The Chair of the South Central Texas RWPG shall ensure that the mailing address and physical address of the principal office and administrative officer are provided to all members of the South Central Texas RWPG and the Executive Administrator of the TWDB.

ARTICLE IV RESPONSIBILITIES

The South Central Texas RWPG shall have the responsibility for performing the functions defined in Texas Water Code, Chapter 16 and in 31 TAC Chapters 355, 357 and 358 related to regional water planning groups for the South Central Texas RWPA. Foremost among those responsibilities shall be the development of a regional water plan for the South Central Texas RWPA that identifies both short and long-term water supply needs and recommends water management strategies for addressing them.

ARTICLE V VOTING MEMBERSHIP

Section 1 Composition

The initial voting members of the South Central Texas RWPG include the initial coordinating body appointed by the TWDB on February 19, 1998, plus the additional voting members appointed by the initial coordinating body to ensure adequate representation of the interests comprising the South Central Texas RWPA stated in Texas Water Code §16.053(c), if present and other interests determined by the South Central Texas RWPG, to include representatives appointed by Groundwater Management Areas in accordance with Section §16.053(c). Thereafter, the voting membership of the South Central Texas TWPG shall include persons added and exclude those removed as provided under this Article and any 31 TAC § 357.4(g)(4) member selected for voting membership under Article VI.

Section 2 Terms of Office

~~Terms of office for voting members shall be five years~~Except for members appointed by Groundwater Management Areas under Texas Water Code Section §16.053(c). Terms of office for voting members shall be five years

Section 3 Conditions of Membership

In order to be eligible for voting membership on the South Central Texas RWPG, a candidate must represent the interest for which a member is sought, be willing to participate in the regional water planning process, and abide by these Bylaws.

Section 4 Selection of Members

At least forty-five calendar days prior to the expiration of the term of a voting member, or within two weeks following a Planning Group meeting at which the Planning Group decides to replace a voting member, the South Central Texas RWPG will post public notice in a newspaper of general circulation in each county located in whole or in part in the South Central Texas RWPA soliciting nominations for a successor, identifying the particular interest for which nominations are sought, stating the conditions of membership, delineating the method for submitting nominations, and establishing a deadline for submission of nominations between thirty and forty-five calendar days from the date that public notice was posted. Members of the South Central Texas RWPG may also submit nominations in the manner prescribed in the public notice.

The Executive Committee will receive and process the nominations and after the deadline for submitting nominations, will recommend a nominee for the position to the voting membership as a whole, giving strong consideration to a consensus nominee from those individuals and entities that collectively represent that interest. The Executive Committee shall consider and report all nominations received but may consider only persons who meet the conditions of membership. The voting membership as a whole is not bound by the recommendation of the Executive Committee and may consider any nominee who meets the conditions of membership.

The voting members shall attempt to make a decision for a successor by consensus. If efforts to reach consensus fail, the Chair shall call for a vote on a nominee. An affirmative vote of a majority of the voting membership shall be required to elect a nominee as a new voting member. If voting fails to select a new voting member, the voting members shall consider other nominations until a

new member can be selected by consensus or affirmative majority vote of the voting membership.

In addition to selecting new voting members to fill vacancies caused by removal, resignation or the expiration of a term, the voting members may add members to ensure adequate representation of the interests comprising the South Central Texas RWPA by using the selection process set forth in this section. In both the consideration of nominees and the selection of new voting members, the Executive Committee and other voting members shall strive to achieve geographic, ethnic and gender diversity.

Outgoing voting members shall be given the opportunity to fully participate in the selection process for their successors and shall serve until successors take office. However, no member shall participate in a vote in which he/she is a nominee.

A membership created by a Groundwater Management Area in accordance with Texas Water Code §16.053(c) shall be maintained by that Groundwater Management Area. The Planning Group shall notify a Groundwater Management Area of a vacancy created by its appointed member.

Section 5 Attendance

All members shall make a good faith effort to attend all South Central Texas RWPG meetings and hearings. Records of attendance shall be kept by the Secretary at all South Central Texas RWPG meetings and hearings and presented as part of the minutes. Voting members of the South Central Texas RWPG who have missed three consecutive regular meetings, or at least one-half of all meetings in the preceding twelve months, shall be considered to have engaged in excessive absenteeism and are subject to removal from membership under Section 7 of this Article. The Planning Group shall notify any Groundwater Management Area of excessive absenteeism of a member appointed by that Groundwater Management Area under Texas Water Code §16.053(c) and request its consideration of replacing that member. Members are encouraged to notify the Chair if they will miss a meeting and/or send a designated alternate.

Section 6 Code of Conduct

Members and designated alternates of the South Central Texas RWPG shall ethically conduct the business of the South Central Texas RWPG and shall avoid any form or appearance of a conflict of interest, real or apparent, by observing the following:

- (a) No member or designated alternate of the South Central Texas RWPG shall knowingly:
 - (1) Solicit or accept gratuities, favors or anything of monetary value from suppliers or potential suppliers of services, materials or equipment, including subcontractors under recipient contracts or any other person who has a substantial financial interest in the regional water plan; or
 - (2) Participate in the selection, award or administration of a procurement where the member or designated alternate has a financial or other substantive interest in the organization being considered for award. Such conflict may be due to any of the following having a financial or familial relationship with the organization:
 - i) the member or designated alternate;
 - ii) the member's or designated alternate's family;

- iii) the member's or designated alternate's business partner(s); or
 - iv) a person or organization that employs, or is about to employ any of the persons listed in (i)-(iii) above; or
- (3) Participates in any deliberation, decision or vote that would constitute a conflict of interest under federal, state or local law.
- (b) Potential conflicts of interest shall be clearly stated by the voting member or designated alternate prior to any deliberation or action on an agenda item with which the voting member or designated alternate may be in conflict. Where the potential conflict is restricted to a divisible portion of an agenda item, the Chair may divide the agenda item into parts for deliberation and voting purposes. An abstention from participation in deliberations, decisions or voting and the reasons therefore shall be noted in the minutes.

Section 7 Removal of Voting Members

- (a) Grounds for Removal of Voting Members. The following shall constitute grounds for removal of a voting member:
- (1) Engaging in excessive absenteeism as defined under Section 5 of this Article;
 - (2) Incapacity;
 - (3) Failure to abide by the code of conduct provisions set forth under Section 6 of this Article;
 - (4) appointment of a successor by the voting members upon expiration of the member's term;
 - (5) Change in status so that the member no longer represents the interest he/she was selected to represent;
 - (6) Falsifying documents;
 - (7) Any other serious violation of these Bylaws as may be determined by the voting members; or
 - (8) The voting member's designated alternate engages in any acts described in subdivisions (3), (6) or (7) of this subsection.
- (b) Process for Removing Voting Members. Voting members may be removed at any time for any of the grounds for removal of voting members set forth in subsection (a) of this section. Any member with knowledge or suspicion that a voting member or designated alternate has engaged in acts or that events have occurred constituting grounds for removal under subsection (a) of this section shall report such information or suspicion to the Chair. The Chair, upon discovering or receiving such information, shall make a written request to that member for an explanation as to why he/she should not be removed from voting membership. The member shall make written response to the Chair within fifteen calendar days from the date of receipt of the Chair's request. Within five calendar days of receipt of the member's response, the Chair shall forward copies of the response to the Executive Committee. The Chair shall place an item on the next meeting agenda calling for the removal of the member if, 1) after meeting the Executive Committee continues to suspect that grounds for removal may exist; 2) the member fails to make a timely response to the Chair's request; or 3) the Chair or a majority of the Executive Committee requests its inclusion on the agenda after reviewing the written response from the accused member. At the meeting, the member subject to the possible removal action may request evidence of why he/she should not be removed. The voting members may remove the member by affirmative vote of a majority of the voting membership. The member subject to the removal action shall not participate in any way in the removal decision, nor shall

his/her membership count as part of the total voting membership for purposes of calculating the vote.

~~(b)~~(c) A Groundwater Management Area whose appointed member has acted in a way that constitutes grounds for removal, under subsection (a), above, shall be so notified by the Planning Group with a request for the Groundwater Management Area's consideration of replacement of that member.

Formatted: Font: 11 pt

ARTICLE VI NON-VOTING MEMBERSHIP

Section 1 Mandatory Members

(a) The voting members of the South Central Texas RWPG shall add the non-voting members set forth in 31 TAC §357.4(g)(1)-(g)(3) and (g)(5) and accept the designees appointed by the entities set forth therein. Such designees shall have no terms of office and shall serve until replaced by the designating entity. However, if the voting members decide by consensus or affirmative majority vote of the voting membership, that a particular designee is hindering the regional water planning efforts of the South Central Texas RWPG, the Chair shall make a written request to the entity within ten calendar days requesting the designation of another person to serve as the entity's designee.

Section 2 Discretionary Members

The voting members of the South Central Texas RWPG may add or remove as a non-voting member an entity set forth in 31 TAC §357.4(h) by consensus or by a majority vote of the voting membership. If an entity is added, the Chair shall make a written request within ten calendar days to the entity requesting the designation of a person to serve until replaced by the designating entity or until the entity is removed as a non-voting member. However, if the voting members determine by consensus or by a majority vote of the voting membership that a particular entity's designee is hindering the regional water planning efforts of the South Central Texas RWPG but also that the entity should remain as a non-voting member, the Chair shall make a written request to the entity within ten calendar days requesting the designation of another person to serve as the entity's designee.

Section 3 Code of Conduct

All non-voting members shall comply with the code of conduct provisions under Section 6 Article V of these Bylaws.

ARTICLE VII DESIGNATED ALTERNATES

Each member may designate an alternate to represent him/her when he/she is unable to attend a meeting or hearing. Each member must notify the Chair of the name of the member's designated alternate prior to the meeting or hearing at which the designated alternate will appear on behalf of the member. If the member fails to provide such notice, the Chair may forbid the participation of the designated alternate at the meeting or hearing. The Chair shall not recognize the designation of more than one alternate per member at any given time.

The designated alternate shall enjoy the same voting privileges, or lack thereof, and shall be bound by the same duties, terms and conditions as the member they represent, except as otherwise provided in these Bylaws. However, a designated alternate for a voting member who serves as an officer shall not be allowed to serve in the capacity as an officer in the member's absence.

Because it is important in achieving consensus for all members to participate actively, keep up-to-date on the progress of the group, and develop a common base of information, members shall in good faith attempt to minimize the number of time they are absent from meetings or are represented by their designated alternates.

The Administrative Officer shall maintain a current list of all members and their designated alternates.

ARTICLE VIII OFFICERS

Section 1 Officers; Restrictions and Terms of Office

Voting members of the South Central Texas RWPG shall elect from the voting membership a Chair, Vice-Chair and Secretary to serve as officers. Each officer shall serve a term of one calendar year. Except as provided under Section 4 of this Article, an officer shall serve a term of one calendar year. Except as provided under Section 4 of this Article, an officer shall serve until his/her successor takes office. No two voting members representing the same interest shall serve as officers at the same time. Elections shall be held annually, with no restrictions on the number of consecutive terms an individual may serve as an officer other than those that apply because of his/her status as a voting member under these Bylaws.

Section 2 Selection

Officers shall be elected at the first meeting of each calendar year. Nominations shall be made from the floor by voting members. The voting members shall elect officers from among the nominees by consensus or by affirmative vote of a majority of the voting membership.

Section 3 Removal of Officers

Any officer may be removed from office for any of the grounds for removal of voting members set forth under Article V of these Bylaws, or for repeated failure to carry out the duties of the office, by a consensus or by majority vote of the voting membership. Removal of an officer shall be set as an agenda item at the next scheduled meeting upon written request signed by five voting members to the Chair or Secretary. The Chair or Secretary receiving the request shall notify the officer in writing that he/she shall be subject to a removal action at the next scheduled meeting. At that meeting, the officer subject to the possible removal action may present evidence of why he/she should not be removed. If the Chair is the subject of the possible removal action, The Vice-Chair shall preside over the meeting during the agenda item concerning the Chair's removal. The officer subject to the removal action shall not participate in any way in the removal decision, nor shall his/her membership count as part of the total membership for purposes of calculating the vote. The notice of the meeting shall be posted in accordance with the Open Meetings Act and shall state that the issue of possibly removing the officer will be on the agenda. Any vacancy caused by the removal shall be filled as provided under Section 4 of this Article.

Section 4 Vacancies of Officers

Whenever an officer vacancy exists, the vacancy shall be filled at the next properly noticed South Central Texas RWPG meeting. Nominations shall be made from the floor by voting members. The voting members shall elect a

replacement officer from among the nominees by consensus or by affirmative vote of a majority of the voting membership. The next highest-ranking officer shall serve in the vacant position until a successor takes office, unless the office of the Secretary becomes vacant, in which case the Chair shall appoint a willing voting member to serve as Secretary until the successor to the Secretary takes office. The person selected to fill a vacancy for an officer shall serve for the unexpired term of his/her predecessor in office.

Section 5 Duties of Each Officer

- (a) Chair: The Chair shall be the executive officer of the South Central Texas RWPG. The Chair will preside at all meetings of the South Central Texas RWPG and perform all duties provided by these Bylaws. The Chair may establish and appoint such committees as may be necessary or desirable to assist in conducting the business of the South Central Texas RWPG, or as may be directed by the South Central Texas RWPG. If the Chair is unable to carry out his/her duties, the Vice-Chair shall assume the duties of the Chair.
- (b) Vice-Chair: The Vice-Chair shall assist the Chair in the discharge of his/her duties and, in the absence of the Chair, shall assume the Chair's full responsibilities and duties. In the event the Chair is unable to carry out his/her duties, the Vice-Chair shall serve as Chair until the South Central Texas RWPG elects a new Chair under Section 4 of this Article. The Vice-Chair shall perform other duties as assigned by the Chair or these Bylaws.
- (c) Secretary: The Secretary or the Administrative Officer shall maintain the minutes and take attendance of the South Central Texas RWPG meetings. The minutes and attendance shall be kept as part of the South Central Texas RWPG official records. The Secretary, or the Administrative Officer, shall ensure that all notices are properly posted as provided in the Bylaws, as required by law and as required by the Texas Open Meetings Act. The Secretary shall perform other duties as assigned by the Chair or these Bylaws. If both the Chair and Vice-Chair are unable to carry out the duties of the Chair, the Secretary shall assume the duties of the Chair.

Section 6 Executive Committee

The Executive Committee shall be composed of five South Central Texas RWPG members, including the Chair, Vice-Chair, Secretary and two members-at-large. No two voting members representing the same interest shall serve as members of the Executive Committee at the same time. The two members-at-large shall be elected annually in the same manner and with the same terms as set forth for the election of officers under this Article. Members-at-large shall be removed and their vacancies filled in the manner prescribed for officers under this Article.

The Executive Committee shall be responsible for carrying out the duties imposed on it in these Bylaws. The voting members of the South Central Texas RWPG may delegate any administrative decisions to the Executive Committee unless provided otherwise in these Bylaws.

All meetings of the Executive Committee shall comply with the provisions related to meetings generally as set forth in Article IX of these Bylaws.

ARTICLE IX MEETINGS

Section 1 Open Meetings and Notice

All meetings of the South Central Texas RWPG, its committees and/or sub-groups, shall be posted and open to the public in the manner of a governmental body under the Texas Open Meetings Act and as set forth in TWDB rules. All

actions of the South Central Texas RWPG shall be deliberated and undertaken in open meeting, unless otherwise authorized by the Texas Open Meetings Act. The time and place of meetings shall be set to facilitate, to the greatest extent possible, the participation of the public in the regional water planning process. Copies of all materials presented or discussed shall be made available for public inspection prior to and following any meeting of the South Central Texas RWPG, to the extent reasonably possible.

Section 2 Regular or Called Meetings

At the first meeting of each calendar year, the South Central Texas RWPG shall establish and adopt a regular meeting schedule for the ensuing year. The Chair or a majority of the voting members of the South Central Texas RWPG may also call a special or emergency meeting of the South Central Texas RWPG. The Secretary or Administrative Officer shall ensure that an advance notice and an agenda for regular meetings will be provided to the full membership of the South Central Texas RWPG at least seven calendar days in advance by first class U.S. Mail, facsimile or electronic mail. Supporting information and member-requested materials shall be distributed to the full membership with the notice and agenda or at the meeting, as deemed appropriate by the Chair.

Section 3 Agenda

The Secretary of the South Central Texas RWPG shall ensure that agendas are prepared and distributed for all meetings, in accordance with this Article. Items shall be placed on the agenda at the request of any voting member of the South Central Texas RWPG. Copies of the agenda and all supporting information shall be made available for public inspection prior to and following any meeting of the South Central Texas RWPG.

Section 4 Quorum

A quorum of the South Central Texas RWPG shall be a simple majority of the voting members or their designated alternates excluding vacancies. No less than a quorum shall be necessary to conduct any business of the South Central Texas RWPG.

Section 5 Applicability of Robert's Rules of Order

Except as otherwise provided in these Bylaws, meetings of the South Central Texas RWPG shall be conducted under the provisions of the most current edition of *Robert's Rules of Order*. However, failure to follow such rules shall not constitute grounds for appeal of an action or a decision of the South Central Texas RWPG.

Section 6 Public Meetings Required by Law

The South Central Texas RWPG shall post notice and conduct public meetings specifically required by statute and/or TWDB rule, including those set forth for preplanning, draft regional water plan presentation, adoption of amendments to the regional water plan, and final regional water plan adoption, in accordance with the requirements of the relevant state law and/or TWDB rules. Notification requirements may be different from those in Section 1 of this Article and are specifically delineated in Texas Water Code §16.053 and/or 31 TAC §357.12.

Section 7 Minutes

(a) The Secretary shall ensure that minutes of all meetings of the South Central Texas RWPG are prepared. The minutes shall:

- (1) state the subject of each deliberation;
 - (2) indicate each vote, order, decision or other action taken;
 - (3) indicate those members in attendance, noting the presence of a quorum, and noting the presence of those members of the public who participate in the course of the meeting;
 - (4) represent an accurate summary of the meeting's record; and state any other information required by these Bylaws to be included in the minutes.
- (b) The Secretary shall ensure that true copies of the minutes are provided to the full membership as soon as possible following the meeting.

ARTICLE X MAKING DECISIONS

Section 1 Applicability; No Written Proxies

- (a) Unless the method for making a particular decision is set forth in these Bylaws, the South Central Texas RWPG, its committees and subgroups shall make all decisions using the process set forth in Section 2 of this Article
- (b) Written proxies shall not be allowed in any decision-making by the South Central Texas RWPG, its committees or its subgroups. However, designated alternates shall be allowed to participate in decision making as set forth in these Bylaws. (Moved to Article VII)

Section 2 Decision-Making Process

- (a) Use of Consensus. The South Central Texas RWPG shall attempt to make decisions using a consensus decision-making process. Consensus is an agreement built by identifying and exploring all members' interests and by assembling a package agreement which satisfies these interests to the greatest extent possible. A consensus is reached when all voting members agree that their major interests have been taken into consideration and addressed in a satisfactory manner so that they can support the decision of the group. The process of building consensus involves the development of alternatives and the assessment of the impacts of those alternatives.

Consensus does not necessarily mean unanimity. Some members may strongly endorse a particular solution while others may accept it as a workable agreement. A member can participate in the consensus without embracing each element of the agreement with the same fervor as other members, or necessarily having each of his/her interests satisfied to the fullest extent. In a consensus agreement, the members recognize that, given the combination of gains and trade-offs in the decision package and given the current circumstances and alternative options, the resulting agreement is the best one the voting members can make at this time.

- (b) Failure to Reach Consensus. If after good faith negotiations it appears likely to the Chair that the voting members will be unable to reach consensus, the Chair shall entertain the following:
- (1) a motion to put the issue to a vote to be conclusively decided by agreement of a majority of the voting membership; or
 - (2) a motion to put the issue to a vote as to whether to submit the issue to Alternative Dispute Resolution ("ADR") as set forth under Section 3 of this Article and identifying the members that shall participate in the ADR procedure ("ADR members"), such

- motion to be decided either by consensus or agreement of not less than a majority of the voting membership.
- (c) Decision-Making Process for Committees. Committees established in accordance with these Bylaws shall use the process described in subsection (a) and (b)(1), above.

Section 3 Alternative Dispute Resolution

- (a) If a vote under Section 2 (b)(2) of this Article prevails, the ADR members shall agree upon the method of ADR and the use of a mutually acceptable impartial third party to facilitate resolution of the dispute. The ADR procedures shall be in writing, shall be executed by all ADR members before ADR begins, and shall include the following:
- (1) The type or series of ADR criteria determined by all ADR members to be appropriate for the size and complexity of the issue, project or proposed action in dispute;
 - (2) The length of time to be allowed the parties to engage in any ADR procedure;
 - (3) The name(s) of the impartial third party who will facilitate any process, procedure or method by which a resolution may be agreed upon;
 - (4) An agreement between all ADR members as to the method of payment for any costs associated with an ADR procedure, such method being subject to approval by the South Central Texas RWPG;
 - (5) An agreement between all ADR members that the impartial third party may not compel the ADR members to enter into a binding agreement, nor shall the impartial third party have the authority to sanction or penalize any ADR member;
 - (6) An agreement between all ADR members that, by mutual consent, they may permit persons who are not ADR members to be included as participants in discussion and as experts;
 - (7) An agreement between all ADR members that they will continue with ADR procedures through the time frame established in subdivision (2) of this subsection until a settlement is reached, one of the ADR members withdraws from the process, or the impartial third party concludes and informs the parties that ADR measures are not working; and
 - (8) An agreement between all ADR members that any ADR procedure used shall provide the method(s) by which any agreement between the parties shall become effective, such as a change order to a plan or a written agreement governing the issue.
- (b) An agreement or settlement reached under this section shall not become binding on the ADR members until all ADR members agree in writing to all of the terms of the agreement or settlement.
- (c) If the ADR members reach an agreement on the issue, the voting members shall once again consider the issue using the decision-making process set forth under Section 2 of this Article. However, if the voting members fail to reach consensus on the issue a second time, the Chair shall call for a vote as provided under Section 2(b)(1) of this Article. The parties shall use the procedures set forth in this Article until the issue is resolved or abandoned.

Section 4 Final Adoption of Regional Water Plan; Amendments

The voting members of the South Central Texas RWPG shall finally adopt the regional water plan for the South Central Texas RWPA and any amendments thereto in accordance with this article.

ARTICLE XI BOOKS AND RECORDS

Section 1 Required Documents and Retainment

Records of the South Central Texas RWPG, in accordance with the Public Information Act, shall be kept at the principal office of the South Central Texas RWPG for a period of at least five years. Minutes shall be maintained at the principal office of the South Central Texas RWPG for as long as the South Central Texas RWPG exists and for a period of five years thereafter.

Section 2 Inspection and Copying

Records of the South Central Texas RWPG shall be available for inspection and copying at the principal administrative office during normal business hours. Procedures and fees for copying and inspection shall be the same as those used by the political subdivision housing the principal office of the South Central Texas RWPG for inspection and copying of its own public records.

Section 3 Availability of Reports

All reports, planning documents and work products resulting from projects funded by the TWDB shall be made available to the TWDB, the Texas Parks and Wildlife Department and the Texas Commission on Environmental Quality or their successor agencies. At least one copy of the approved regional water plan shall be placed in the county clerk's office for each county and in at least one public library of each county having land within the South Central Texas RWPA, in accordance with state law.

ARTICLE XII COMMITTEES

Section 1 Establishment

The South Central Texas RWPG may by motion establish committees and subgroups to assist and advise the South Central Texas RWPG in the development of the regional water management plan. The committee or subgroup may be formed to address specific issues assigned by the South Central Texas RWPG and may have a specified term of membership.

Section 2 Membership

Membership in the committees and subgroups shall generally follow the requirements and procedures of Article V of these Bylaws; membership of the committees and subgroups should be inclusive, rather than exclusive, in nature; the interests identified in the initial coordinating body will be invited to participate, as well as other interests that have been identified. Appointment to committees or subgroups shall be made by the Chair. The terms of office for all members of committees and subgroups shall be either upon the expiration of the term, if any, specified by the South Central Texas RWPG in the establishing motion for the committee or subgroup, or upon the expiration of the persons' membership in the South Central Texas RWPG.

Section 3 Officers

The Chair, Vice-Chair and Secretary of a committee or subgroup established by the South Central Texas RWPG shall be elected from the members of the committee or subgroup. The Chair, Vice-Chair and Secretary of the committee or subgroup established by the South Central Texas RWPG shall be elected to their respective offices by a majority affirmative vote of the members of the committee or subgroup. Additional committee or subgroup officers with associated responsibilities may be created as necessary by a majority affirmative vote of the members of the committee or subgroup. The additional officers shall be elected by a majority affirmative vote of the members of the committee or subgroup.

Section 4 Meetings

Requirements and procedures for committee or subgroup meetings shall follow those established in Article IX of these Bylaws, including requirements for notice. Committees or subgroups may adopt their own rules of procedure, if authorized by the South Central Texas RWPG and the rules are not in conflict with stat law, TWDB rules or these Bylaws.

Section 5 Books and Records

Requirements and procedures for committee or subgroup books and records shall follow those established for the South Central Texas RWPG in Article XI of these Bylaws.

Section 6 Code of Conduct

Members of a committee or subgroup are subject to the requirements of Article V, Section 6 of these Bylaws.

ARTICLE XIII COMPENSATION AND REIMBURSEMENT

Section 1 Compensation

Members of the South Central Texas RWPG are not to be compensated for their time.

Section 2 Reimbursement

Reimbursement of a South Central Texas RWPG member's expenses will be issued from the local agency funds made available through interlocal funding agreements. Requests for reimbursement of travel and other expenses must meet the following requirements to be eligible:

- a. The member must submit a completed Expense Report and appropriate receipts.
- b. Requested reimbursement for travel expenses must be in conformance with the State rate that is in effect at the time the travel was conducted.
- c. The Administrative Agency will issue a check to the member after the completed expense report has been approved by the Chair or Vice-Chair of the South Central Texas RWPG and the mileage and rates have been verified.

All expenses, except those specifically listed below, are eligible for reimbursement under this policy:

- a. Cost incurred by a South Central Texas RWPG member eligible for reimbursement by the member's employer.

ARTICLE XIV CONTRACTUAL SERVICES

The voting members of the South Central Texas RWPG shall make all decisions related to final approval of persons or entities selected to provide contractual services for the South Central Texas RWPG, including all services related to preparation, development or revisions of the regional water plan for the South Central Texas RWPA. However, the voting members may delegate to the Executive Committee the authority to make all administrative decisions concerning amendments to TWDB Research and Planning Fund grant contracts for services related to regional water planning, except those decisions concerning amendments related to scopes of work and budgets.

ARTICLE XV ADOPTING AND AMENDING THE BYLAWS

These Bylaws shall have full force and effect upon approval and adoption by the voting members of the South Central Texas RWPG, acting on behalf of the interests comprising the South Central Texas RWPA, and upon submission to the TWDB in compliance with 31 TAC § 357.4. The voting members shall adopt these Bylaws and any amendment thereto by consensus or by affirmative vote of not less than two-thirds of the voting membership. The Secretary shall ensure that proposed amendments to the Bylaws are provided to the full membership no later than ten calendar days prior to the next regular meeting of the South Central Texas RWPG when such amendments are to be considered.

_____ May 3, 2007

Chair **Date**
South Central Texas
Regional Water Planning Group

AGENDA ITEM 8

Status of Guadalupe, San Antonio, Mission, and Aransas Rivers and Mission, Copano, Aransas and San Antonio Bays Basin and Bay Stakeholder Committee and Expert Science Team (BBEST) and Nueces River and Corpus Christi and Baffin Bays Stakeholder Committee (BBASC) and Expert Science Team (BBEST)

AGENDA ITEM 9

Discussion and Appropriate Action Regarding Consultants Work and
Schedule

February 3, 2012

Ms. Melanie Callahan
Executive Administrator
Texas Water Development Board
P.O. Box 13231
Austin, Texas 78711-3231

RE: HYDROLOGIC ASSUMPTIONS AND MODELS FOR USE IN THE
2016 SOUTH CENTRAL TEXAS REGIONAL WATER PLAN

Dear Ms. Callahan:

Pursuant to Texas Water Development Board (TWDB) General Guidelines for Regional Water Plan Development (2012-2016), the South Central Texas Regional Planning Group (SCTRWPG) respectfully requests your approval of the 2016 South Central Texas Regional Water Plan Hydrologic Assumptions and Operational Procedures for Assessment of Groundwater and Surface Water Supply (Attachment A). Contents of Attachment A were approved by consensus of the SCTRWPg during its meeting of February 2, 2012 and are consistent with such assumptions and procedures approved by the TWDB for our use in development of the 2001, 2006, and 2011 regional plans.

The SCTRWPg also respectfully requests your approval of our potential use, as necessary and appropriate, of the hydrologic models listed in Attachment B for regional water planning purposes. Contents of Attachment B were approved by consensus of the SCTRWPg during its meeting of February 2, 2012 and are consistent with hydrologic models approved by the TWDB for our use in development of the 2011 regional plan.

Should you or your staff need additional information regarding these requests, please contact Sam Vaugh (512-912-5142), Brian Perkins (512-912-5173), or me at your convenience.

Sincerely,

Con Mims, Chair
South Central Texas Regional Water Planning Group

Cc: Steve Raabe, San Antonio River Authority
Matt Nelson, Texas Water Development Board
Sam Vaugh, HDR Engineering, Inc.

Attachment A
2016 South Central Texas Regional Water Plan

**Hydrologic Assumptions and Operational Procedures for
Assessment of Groundwater and Surface Water Supply**

- 1) Full exercise of surface water rights. Data files updated with latest existing permanent water rights.
- 2) Edwards Aquifer withdrawals, critical period management, and resulting springflows consistent with Habitat Conservation Plan (Phase I) developed through the Edwards Aquifer Recovery Implementation Program (pending approval by USFWS) for the period 1947-1989. Pre-1947 withdrawals, critical period management, and resulting springflows consistent with SB 3 (80th Texas Legislature) using GWSIM-IV and historical Edwards Aquifer recharge estimates developed by EUWD/HDR.
- 3) Operation of Canyon Reservoir at firm yield in accordance with Certificate of Adjudication No. 18-2074E, including subordination of all senior Guadalupe River hydropower permits to Canyon Reservoir.
- 4) Delivery of GBRA's present contractual obligations from Canyon Reservoir to points of diversion.
- 5) Effluent discharge / return flow in the Guadalupe - San Antonio River Basin will be that reported for 2006 and adjusted for current SAWS direct recycled water commitments. Smaller reuse commitments of San Marcos, New Braunfels, Seguin, Kyle, San Antonio River Authority, and/or Cibolo Creek Municipal Authority may be considered in analyses of cumulative effects of plan implementation.
- 6) Operation of power plant reservoirs (Braunig, Calaveras, and Coletto Creek) subject to authorized consumptive uses at the reservoir, with makeup diversions as needed to maintain full conservation storage to the extent possible subject to senior water rights, instream flow constraints, and/or applicable contractual provisions.
- 7) Desired San Antonio River flows at Falls City gage of 55,000 acft/yr under current SAWS/SARA/CPS draft agreement (reporting purposes only).
- 8) Operation of Choke Canyon Reservoir/Lake Corpus Christi (CCR/LCC) System at firm yield subject to the Corpus Christi Phase 4 (maximum yield) policy and TCEQ Agreed Order regarding freshwater inflows to the Nueces Estuary.
- 9) Period of record for simulations: Guadalupe-San Antonio River Basin (1934-89, Critical Drought = 1950s) and Nueces River Basin (1934-97, Critical Drought = 1990s).
- 10) Firm supply of surface water rights based on monthly availability.

Attachment B
2016 South Central Texas Regional Water Plan

Hydrologic Models

Surface Water – Guadalupe-San Antonio River Basin

- Guadalupe-San Antonio River Basin Water Availability Model (GSA WAM) (TCEQ)
- Guadalupe-San Antonio River Basin Water Availability Model (GSA WAM) (Region L/HDR)
- Guadalupe-San Antonio River Basin Model (HDR)

Surface Water – Nueces River Basin

- Nueces River Basin Water Availability Model (N WAM) (TCEQ)
- Lower Nueces River Basin & Estuary Model (NUBAY) (HDR)
- Nueces River Basin Model (HDR)

Surface Water – Rainfall/Runoff

- Pilot Recharge Models of the Nueces and Blanco Recharge Basins (HSPF) (EAA/HDR)
- HSPF Recharge Models for the San Antonio Segment of the Balcones Fault Zone of the Edwards Aquifer (HSPF) (EAA/LBG-Guyton)

Groundwater – Edwards Aquifer

- MODFLOW (EAA/USGS)
- GWSIM-IV (TWDB/HDR)

Groundwater – Carrizo/Wilcox Aquifer

- Southern Carrizo-Wilcox-Queen City-Sparta GAM (TWDB)
- Central Carrizo-Wilcox-Queen City-Sparta GAM (TWDB)

Groundwater – Gulf Coast Aquifer

- Gulf Coast (Central) GAM (TWDB)

Groundwater – Trinity Aquifer

- Trinity (Hill Country) GAM (TWDB)

AGENDA ITEM 10

Discussion and Appropriate Action Regarding Developing a Process of Identifying Potentially Feasible Water Management Strategies

2016 South Central Texas Regional Water Plan

Identification of Potentially Feasible Water Management Strategies¹

February 2, 2012

In the development of the 2016 South Central Texas Regional Water Plan (SCTRWP), the process for Identification of Potentially Feasible Water Management Strategies outlined below will be followed²:

- 1) The South Central Texas Regional Water Planning Group (SCTRWPG) recognizes that the 2016 SCTRWP is an update of the 2011 SCTRWP.
 - a) There are new population and municipal water demand projections based on the 2010 Census.
 - b) The groundwater availability will now incorporate the Modeled Available Groundwater values from the Groundwater Management Area (GMA) process.
 - c) Approval of the Edwards Aquifer Habitat Conservation Plan later this year will define the groundwater withdrawals, critical period management, and resulting springflows from the Edwards Aquifer.
 - d) The adoption of environmental flow standards by TCEQ will define inflow passage requirements for the environment for new surface water projects.These changes will affect the demand projections, existing supplies, and/or new supplies from Water Management Strategies (WMS). Hence, the SCTRWPG will be evaluating WMSs from the 2011 SCTRWP to determine if they are still viable in the 2016 SCTRWP.
- 2) Current water planning information, including specific water management strategies of interest, will be solicited from water user groups in Summer 2012.
 - a) Solicitation of planning information will include a draft list of water management strategies deemed potentially feasible to meet projected needs.
 - b) Draft list will generally include the recommended water management strategies in the 2011 SCTRWP and/or other strategies perceived to be of interest to water user groups.
 - c) Water user groups will be encouraged to classify each water management strategy on their draft list as recommended, alternative, or rejected.
- 3) Considering information responsive to the solicitation and information from required technical evaluations, lists of potentially feasible water management strategies will be prepared and comments received during the November 2012 meeting of the SCTRWPG.
- 4) A draft version of the scope of work will be presented and comment received during the public meeting of the SCTRWPG in November 2012.
- 5) Refined scope of work with due consideration of comments received will be presented at the February 2013 SCTRWPG meeting and submitted to TWDB with the Technical Memorandum on February 28, 2013.

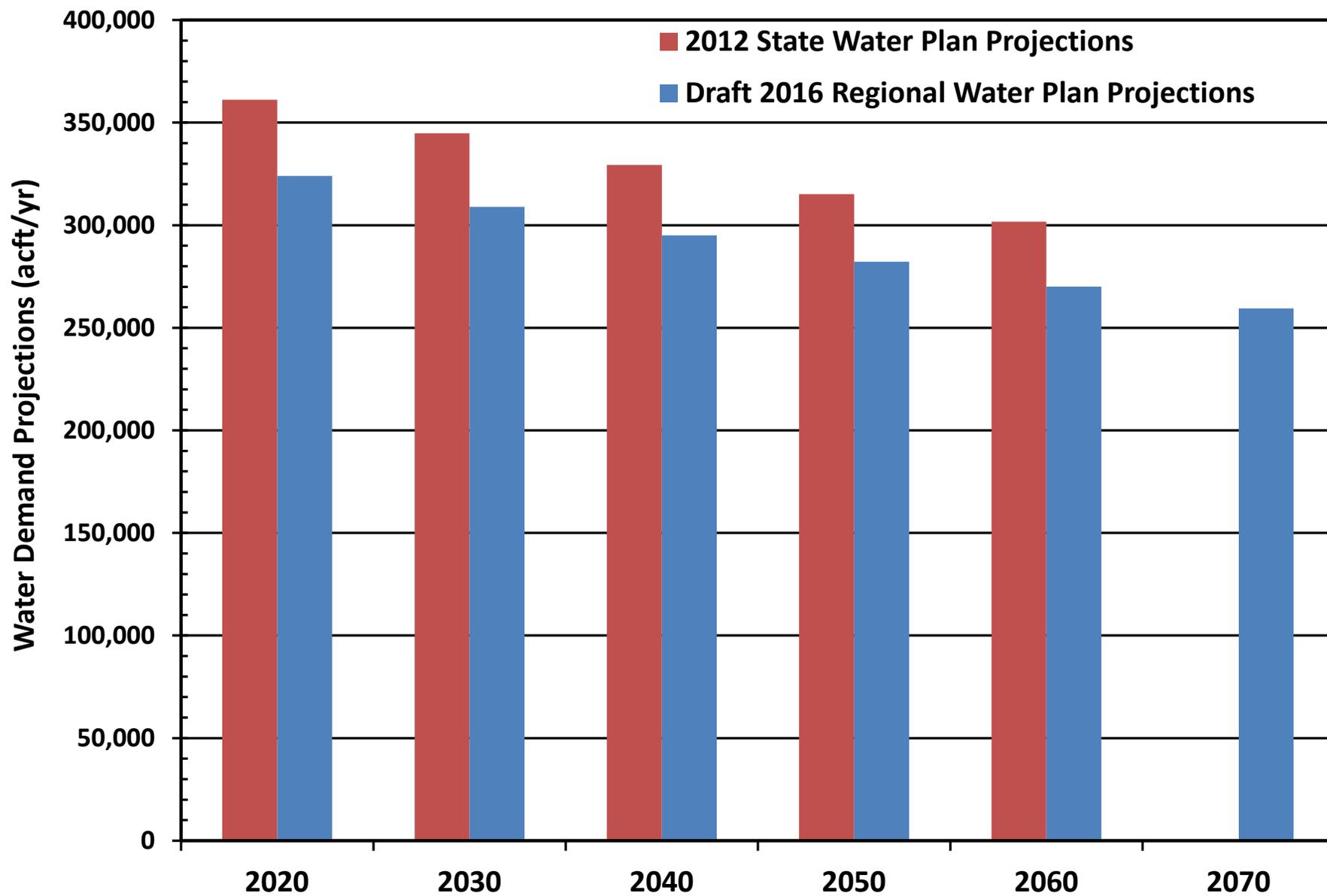
¹ Schedule shown is subject to change based on the availability of the fundamental data/decisions in Item 1 and/or TWDB discretion.

² Pursuant to the regional water planning rules which state: “Before a regional water planning group begins the process of identifying potentially feasible water management strategies, it shall document the process by which it will list all possible water management strategies and identify the water management strategies that are potentially feasible for meeting a need in the region.”

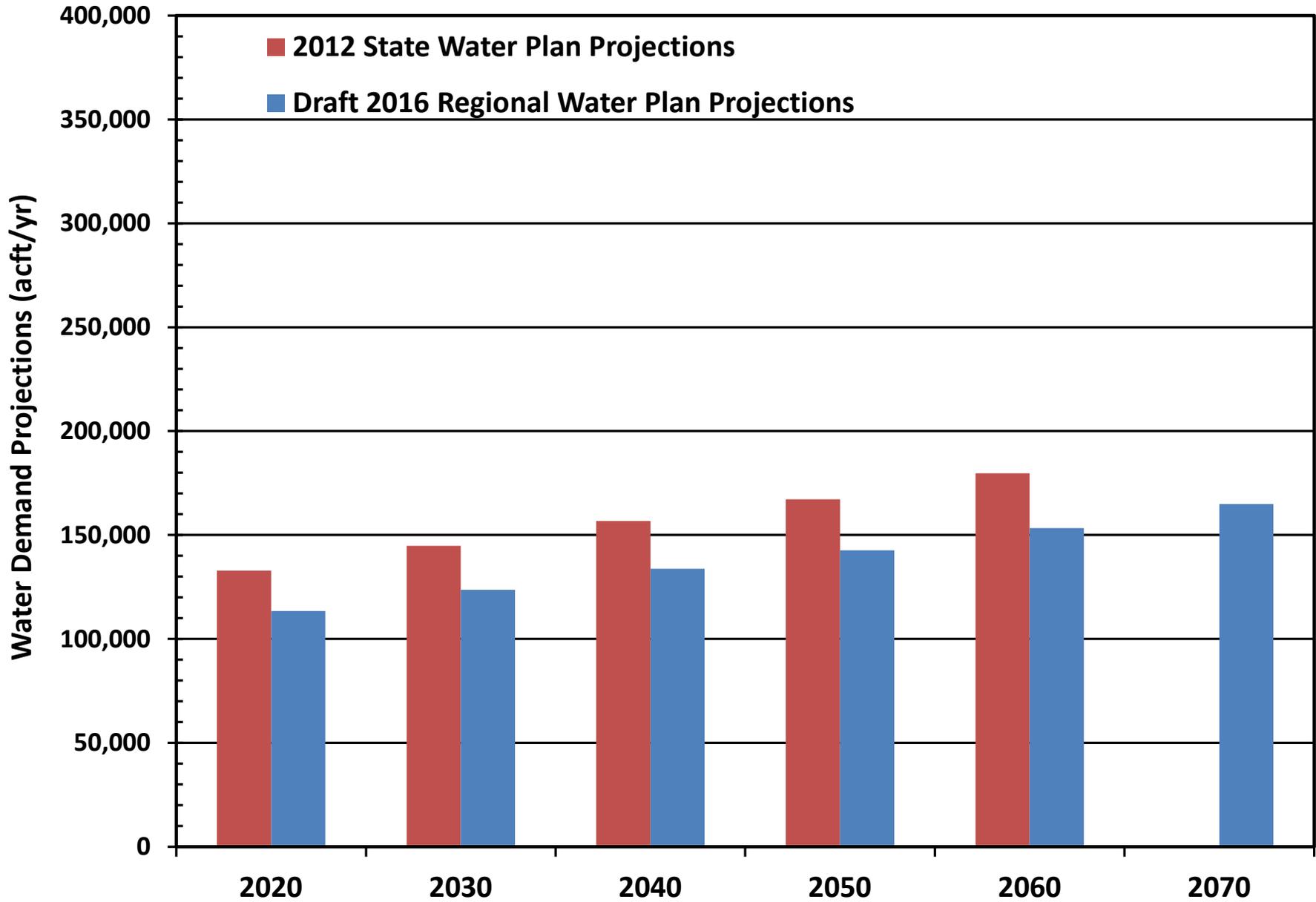
AGENDA ITEM 11

Discussion and Appropriate Action Regarding Non-Municipal Water
Demand Projections

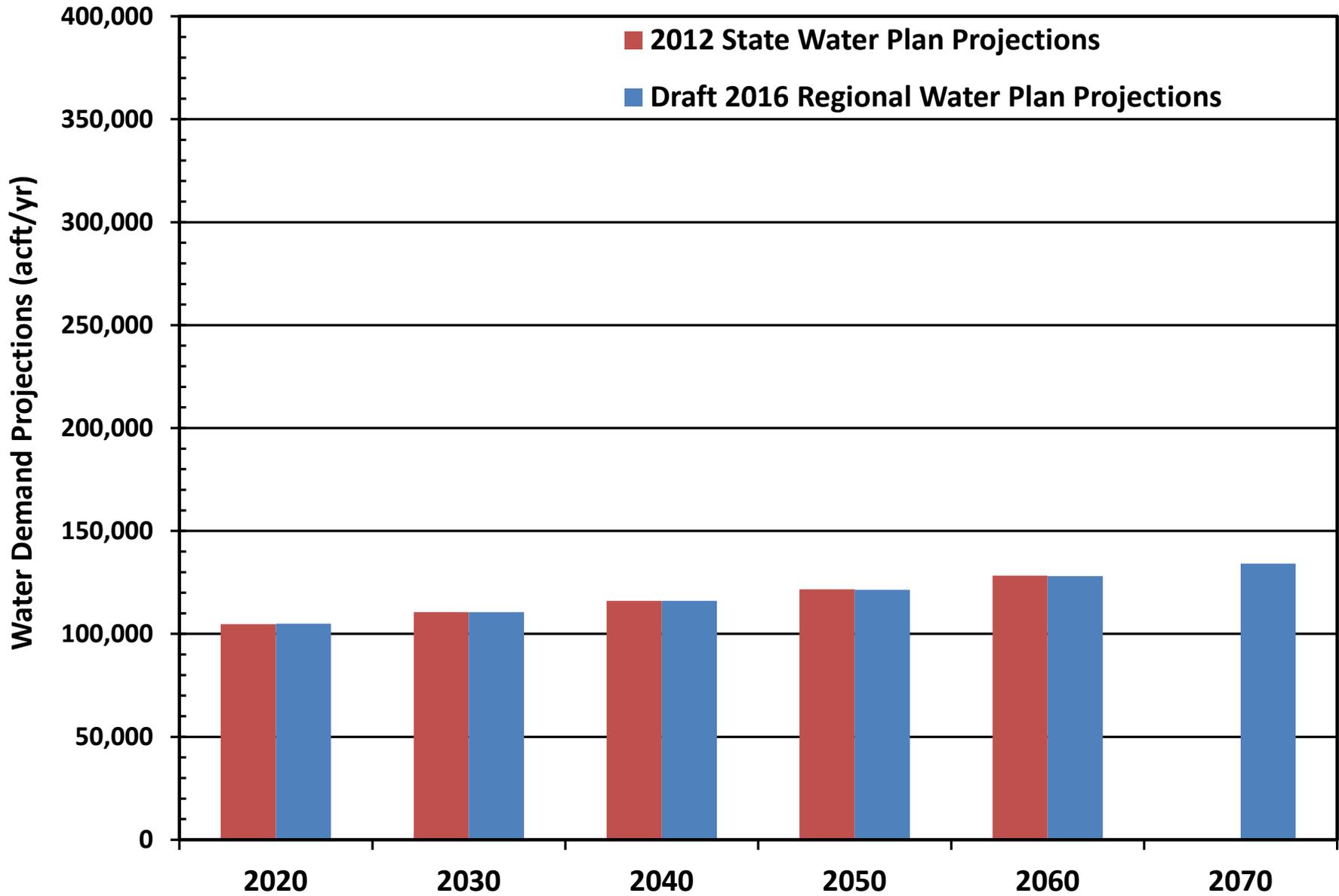
Region L Non-Population Based Water Demand Projections: Irrigation



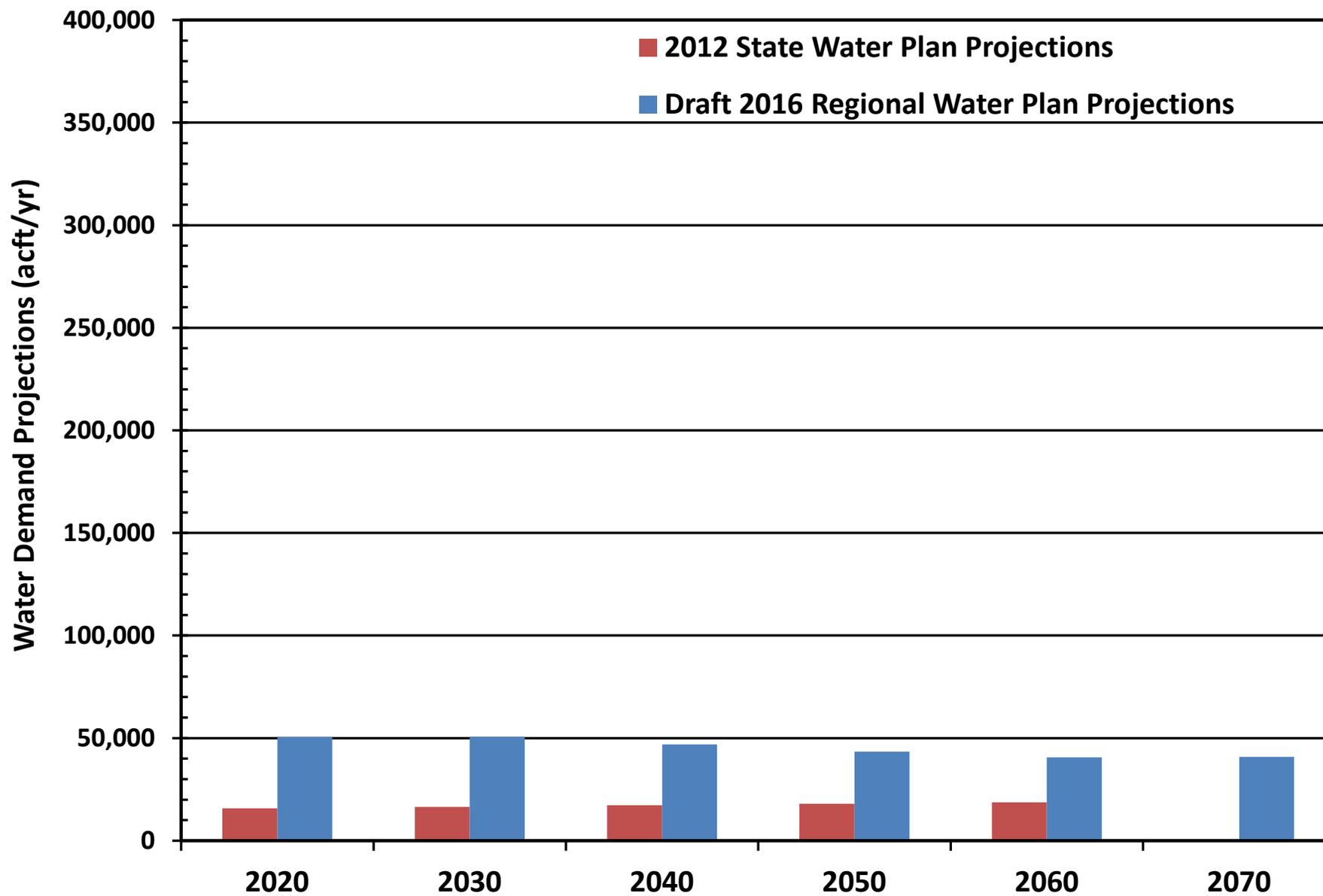
Region L Non-Population Based Water Demand Projections: Manufacturing/Industry



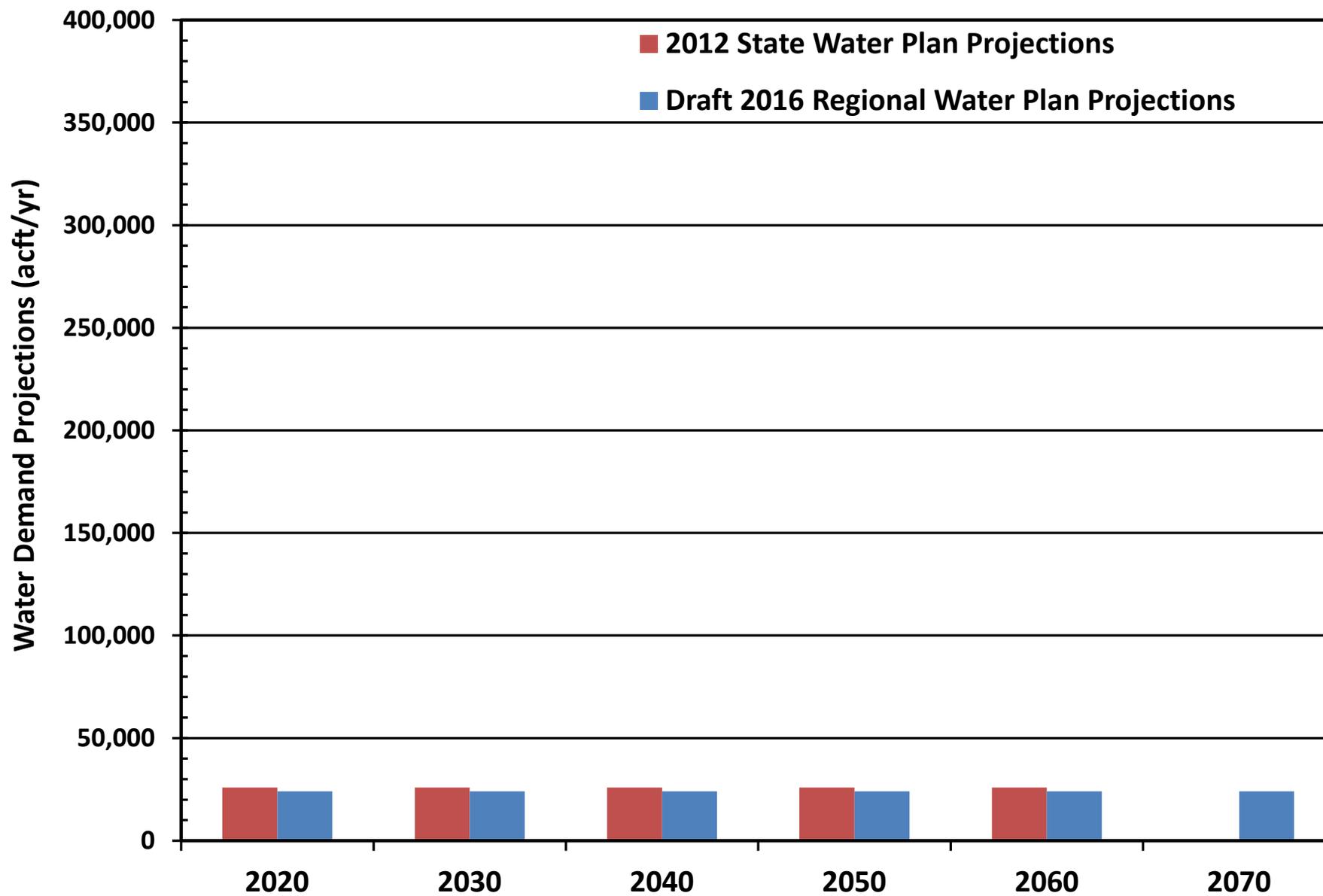
Region L Non-Population Based Water Demand Projections: Steam-Electric Power



Region L Non-Population Based Water Demand Projections: Mining



Region L Non-Population Based Water Demand Projections: Livestock



AGENDA ITEM 12

Possible Agenda Items for the Next South Central Texas Regional
Water Planning Group