## GROUNDWATER CONSERVATION DISTRICT

### **BOARD MEETING**

GREATER TEXOMA UTILITY AUTHORITY DENISON, TEXAS 75020 5100 AIRPORT DRIVE **BOARD ROOM** 

WEDNESDAY DECEMBER 14, 2011 2:00 PM

### GREATER TEXOMA UTILITY AUTHORITY BOARD ROOM RED RIVER GROUNDWATER CONSERVATION DISTRICT 2:00 P.M., **BOARD OF DIRECTORS MEETING** WEDNESDAY, DECEMBER 14, 2011 **DENISON, TEXAS 75020** 5100 AIRPORT DRIVE

the following items may be discussed, considered, and acted upon, including the expenditure of Texoma Utility Authority Board Room, 5100 Airport Drive, Denison TX, 75020, at which time Conservation District will be held on the 14th day of December, 2011, at 2:00 p.m. in the Greater Notice is hereby given that a meeting of the Board of Directors of the Red River Groundwater

### Agenda:

- Call to order, declare meeting open to the public, and take roll
- II. Public Comment
- $\coprod$ Consider approval of Minutes of October 19, 2011, board meeting
- IV. Review and approval of monthly invoices
- ≺ Application Receive update on the development of Ø Water Well Geodatabase and Web-Based
- VI. hydrogeological services Discuss development of Management Plan and consider approval of ಶಾ contract for
- VII. Discuss bylaws and establishing a date for a public hearing for the approval of amended
- VIII. Receive update on Groundwater Management Area 8 and representation on the Region C Water Planning Group
- XConsider and act upon renewal of agreement with Greater Texoma Utility Authority for
- X. General Manager's Report
- XI. Open forum / discussion of new business for future meeting agendas

the Administrative Offices of the Greater Texoma Utility Authority, on the west side of the Fannin and Grayson Counties with a request that it be posted. building, by 5:00 p.m. on December 7, 2011. I also provided this agenda to the County Clerks in This is to certify that I, Carmen Catterson, posted this agenda on the outdoor bulletin board of

Carmen Catterson

Sworn and subscribed to before me this day of 2011.

CAROLYN BENNETT My Commission Expires October 22, 2012 Z

(SEAL

Notary Public

MAY NEED ASSISTANCE, ARE REQUESTED TO CONTACT CARMEN CATTERSON AT (903) 786-4433 TWO (2) WORKING DAYS PRIOR TO THE MEETING, SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THIS MEETING, AND WHO

The Board may vote and/or act upon each of the items listed in this agenda.

<sup>&</sup>lt;sup>2</sup>At any time during the meeting or work session and in compliance with the Texas Open Meetings Act. Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the Red River Groundwater Conservation District Board may meet in executive session on any of the above agenda items or other lawful items for consultation concerning attorney-client matters subject to action during an open meeting. (§551.071); deliberation regarding real property (§551.072); deliberation regarding prospective gifts (§551.073); personnel matters (§551.074); and deliberation regarding security devices (§551.076). Any subject discussed in executive session may be

ATTACHMENT III – MINUTES

# MINUTES OF THE BOARD MEETING RED RIVER GROUNDWATER CONSERVATION DISTRICT

### MONDAY, OCTOBER 19, 2011

## AT THE GREATER TEXOMA UTILITY AUTHORITY BOARD ROOM 5100 AIRPORT DRIVE DENISON, TX 75020

Members Present: George "Butch" Henderson, George Olson, Don Wortham, David Gattis, Don Morrison,

Mark Patterson

Members Absent: Harold Latham

Staff: Jerry Chapman, Carolyn Bennett and Carmen Catterson

Visitors: Jeff Bice, Two Way SUD

Jonathan Cannon, Herald Democrat

Kevin Farley, City of Pottsboro Joey Rickman, City of Honey Grove

Adam Rose, Alan Plummer & Associates, Inc.

Joe Strong, Fannin County Commissioners Court

### \_\_\_\_ Call to order, declare meeting open to the public, and take roll

and the manner of their appointment to the Board. Board Member Latham was absent. President Henderson called the meeting to order at 2:06 PM. The board members introduced themselves

## II. Resolution of Appreciation for John Young

Authority. The resolution is now corrected to reflect the District. This is a resolution of appreciation for John Young's service. The copy of the resolution in the agenda included incorrect references to the Greater Texoma Utility

seconded by Board Member Morrison and passed unanimously Board Member Gattis motioned to execute a Resolution of Appreciation for John Young. The motion was

### III. Public Comment

No comments received.

## Ŋ. Consider approval of Minutes of September 29, 2011, board meeting and October 11, 2011, work session

October 11, 2011 work session. The motion was seconded by Vice President Olson and passed unanimously. Board Member Gattis motioned to approve the Minutes of the September 29, 2011 board meeting and the

## V. Review and approval of monthly invoices

Awards Unlimited for a total of \$4,789.60. The invoices received this month include GTUA, the Texas Alliance of Groundwater Districts, and

seconded by Board Member Gattis and passed unanimously. Board Member Patterson motioned to approve the monthly invoices totaling \$4,789.60. The motion was

## Application Consider and approve contract for the development of a Water Well Geodatabase and Web-Based

develop the mobile tool later. Mr. Rose responded that it would be less efficient to develop the tool later and located 250 wells in a half-mile radius. Mr. Chapman estimated that the geotechnical study needed for the Management Plan to cost \$10,000 or less. Board Member Gattis asked if it would cost the District more to needed as of April 1, 2012. Mr. Chapman explained that in Gainesville surrounding the municipal building, a firm develop. Vice President Olson asked how quickly the field technician would be locating wells and if it was of developing the mobile tool at this time. Mr. Chapman stated that this is something the District will need to difference of \$9,700 since the original estimate due to additional functionality. The Board discussed the benefits charges would be required regardless of the company contracted with to develop the geodatabase. There was a Qualifications. Two of the changes including the hosting fee of \$4,800 and a licensing fee of \$16,000. These could possibly be more costly. Mr. Rose is present to discuss this item. There were several changes made since the Request for

significant time and improve the accuracy of the data collected. the District's operations. Board Member Morrison stated that the mobile application would save the employee generate approximately \$280,000 for the District's operations, which would provide appropriate funds to cover have in 2011. Mr. Chapman responded that beginning registering wells takes a great deal of time and may require significant staff support. President Henderson stated that if the rate was set at \$0.06 per 1,000 gallons, it would The 2011 budget has \$31,000 in contract services and the 2012 budget has \$60,000 in contract services total of \$91,000. Vice President Olson asked if the Authority would spend as much time in 2012 as they

The Alan Plummer Associates, Inc. contract totals \$87,000 including the hosting and licensing fees. With an additional \$10,000 for hydrological studies, the total is \$97,000, which is only \$6,000 more than is currently budgeted. The Authority should be able to cut the \$6,000 from the Administrative line item.

approved, the footnote regarding the mobile unit should be struck from the contract. Rose recommended the Amazon Cloud since the downtime will be very minimal. If the mobile application is occasional upgrading, but should not require much funding. The cloud hosting will cost \$400 per month. Mr. understood that technology is changing. The \$16,000 licensing fee for ESRI is a one-time fee. It may need Board Member Gattis commented that utilizing mobile devices can be difficult when in the field, but

tool. The motion was seconded by Board Member Morrison and passed unanimously. and Web-Based Application with Alan Plummer Associates, Inc. in the amount of \$65,900 to include the mobile Board Member Gattis motioned to approve the contract for the development of a Water Well Geodatabase

## VII. Selection of an auditing firm for 2011 fiscal year.

for \$3,250 and McClanahan and Holmes, LLP for \$5,000. Either firm could perform the audit. and helps make the District accountable to the fee payers. Two proposals were received from Rutherford Taylor Mr. Chapman contacted six firms to solicit audit proposals. Several firms stated they had a maximum load of auditing firms. The District is not required to audit their accounts, but it adds a transparency to the District

seconded by Vice President Olson and passed unanimously Board Member Gattis motioned to engage Rutherford Taylor to perform the 2011 audit. The motion was

the Board as requested Secretary-Treasurer Wortham asked if Rutherford Taylor was a reliable firm and presented the audit to

## VIII. Discuss development of Management Plan and appoint a Management Plan Committee

three appointed members are David Gattis, George Olson and Don Wortham. board members who responded they would be willing to serve on a Management Plan Committee. The three President Henderson stated that the District will be required to develop a Management Plan. He contacted

## IX. Consider and approve amended 2011 budget

This item was approved on September 29, 2011.

### X. Consider and approve 2012 budget

administrative duties field technician amount was increased to include a full-time employee so that he would be able to assist in With a rate of \$0.06 per 1,000 gallons, it provides a small cushion in the event that an entity does not pay. The The Board will not be able to modify the rate once it is established. It will be in effect for all of 2012.

Secretary/Treasurer Wortham and passed unanimously. President Olson motioned to approve the 2012 budget. The motion was seconded ξţ

### XI. Establish user fees for 2012

will have to pay this rate and have made an effort to keep the cost low. gallons. President Henderson addressed the audience and stated that the Board represents water providers who and the next closest is \$0.20. Board Members Gattis and Morrison recommended staying at \$0.06 per 1,000 adequate funding, if necessary. The North Texas GCD is the next lowest rate in GMA 8 at \$0.10 per 1,000 gallons The print out provided with an estimate is for \$0.06 per 1,000 gallons. \$0.055 or \$0.0575 would provide

seconded by Board Member Morrison and passed unanimously. Board Member Gattis motioned to establish a user fee of \$0.06 per 1,000 gallons. The motion was

## Region C Water Planning Group Committee. Consider and act upon appointing a representative to represent Groundwater Management Area 8 on the

Management Area 8 group. GMA 8 will vote to appoint one of the nominees they receive for this position Board Member Latham volunteered to serve and serve as the District's nominee to the Groundwater

Region C. The motion was seconded by Board Member Morrison and passed unanimously. Board Member Gattis motioned to nominate Board Member Latham for the GMA 8 representative on

## and aquifer characterization for the northern Trinity and Woodbine Aquifers Review Request for Proposals for the construction of a revised regional groundwater availability model

approved depending on participation. This will be addressed at the November 16, 2011 meeting stated that he did not know what the future of this item was due to the proposed cost. This may or may not be This was removed from the budget for 2012. GMA 8 is soliciting proposals for the study. Mr. Chapman

### XIV. General Manager's Report

Mr. Chapman reported that groundwater is receiving a great deal of attention at the Legislative level. Senator Estes addressed the Sherman Rotary Club yesterday to discuss groundwater issues. Mr. Chapman also encouraged the Board to consider Propositions 2 and 6 on the November ballot. Proposition 2 would authorize the bonds would be self-supporting bonds with no additional cost to the State other than the election. Texas Water Development Board to issue up to \$6 billion bonds for water and sewer infrastructure projects. The

renew the contract until December 2013. This item will be placed on the November agenda. The contract with GTUA should have been on the agenda, but was inadvertently dropped. This would

XV. Consider amending future regular meetings and establish a date for a public hearing to amend the bylaws.

requested the bylaws be amended to allow the Board to establish meetings at least quarterly. The public hearing will be set 15 minutes before the next meeting to amend the bylaws. The Board

XVI. Open forum / discussion of new business for future meeting agendas

GTUA contract, bylaws, public hearing. December 14, 2011 at 2:00 PM.

meeting Board Member Patterson requested the staff provide a job description for the field technician at the next

XVII. Adjourn

unanimously, the Board adjourned at approximately 3:42 PM. Upon motion by Board Member Patterson seconded by Board Member Morrison and passed

	AMERICAN CONTRACTOR CO		Secretary-Treasurer	Recording Secretary
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ATTACHMENT IV – INVOICES

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### RED RIVER GROUNDWATER CONSERVATION DISTRICT TIME SHEET

Pay Period: October 1-15, 2011

Name: Carmen Catterson

Position: Secretary/Mapping Technician

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CLOV EMPLOYEE TIME SHEET

Pay Period: October 16-31, 2011

Name: Carmen Catterson

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	Technician	Secretary/Mapping	Position:

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### RED RIVER CROUNDWATER CONSERVATION DISTRICT TIME SHEET

Name: Carmen Catterson

Position: Secretary/Mapping Technician

Date:

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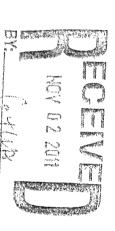
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Monthly Statement



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Billing Questions? Visit att.com/billing Pa	
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Total Current Charges

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- PREVENT DISCONNECT UNIVERSAL SVC FEE PAPERLESS BILLING

### News You Can Use Summary 🐇 🌼

LONG DIST. PROVIDERS RATE INCREASES SPECIAL OLYMPICS

- 2-LINE PHONE SYSTEM
  See "News You Can Use" for additional information

### Charges for 903 786-3501 3. Bus Local Calling U Charges for 903 786-3340 Charges for 903 786-4433 1. Bus Local Calling Unlimited B Mouthly Service - Oct 15 thru Nov 14 Bus Local Calling Unlimited B Business Line (Measured Rate) Bus Local Calling Unlimited B Expanded Local Calling Service Caller ID Name Delivery Caller ID Number Delivery Unlimited Local Usage Expanded Local Calling Service Caller ID Number Delivery Caller ID Name Delivery Touchtone Business Line (Measured Rate) Hunting Expanded Local Calling Service Unlimited Local Usage Touchtone Caller ID Number Delivery Business Line (Measured Rate) Caller ID Name Delivery MIGCE 30.00 30.00 30,50

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### Charges for 903 786-4434

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charge (IMTC) rates to some countries may change. updated IMTC rates or contact a Customer Service /isit http://www.att.com/mobileterm for all new

pasis thereafter, International Mobile Termination Effective January 1, 2010 and on a quarterly Important Information

4787 Long Distance

**Total Plans and Services** 

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Federal State and Local

Total Surcharges and Other Fees

Federal Universal Service Fee Federal Subscriber Line Charge Monthly Charges are Prorated from Jet 1, 2011 through Oct 14, 2011) 3. Federal Universal Service Fee

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Total Calls for 903-786-4434 Calls for 903-785-4435	Total Domestic Calls for 903-785-4434	402P HYRA TX 223P MESQUITE TX 1115A GAINESVL TX 1002A GRANDPRARI TX 1004A GRANDPRARI TX 1126A KRUM TX 319P GAINESVL TX 232P ARLINCTON TX 232P ARLINCTON TX 420P AUSTIN TX 1029A AUSTIN TX 1029A AUSTIN TX 519P JACKSBORO TX 519P JACKSBORO TX 519P JACKSBORO TX 50mestic Calis for 903-788	ITIME Place Called Number Code 312P DALLAS TX 214 855-8072 D 1235P AUSTIN TX 512 820-6083 D 1242P DALLAS TX 214 855-5335 D 249P WYLLE TX 972 442-5405 D 347P BELLSSAVOY TX 940 668-5425 D 347P BELLSSAVOY TX 903 965-0250 D 351P BELLSSAVOY TX 903 965-7744 D 1038A JAMESTONN NY 716 397-8986 D 1117A GAINESVL TX 9040 668-4500 D 155P GAINESVL TX 9040 668-4500 D 155P GAINESVL TX 9040 668-4500 D 155P GAINESVL TX 9040 688-4500 D 155P GAINESVL TX 940 482-3491 D 1139A MYRA TX 940 736-5533 D	Total Domestic Calls for 903-786-4433  Total Calls for 903-786-4433  Calls for 903-786-4434	Cail Charges - Sep 2nd thru Gct 1st - Continued         Cails for 903-786-4433         Item         Place Called       Number       Code       Min         44.9-26       242P       TOM BEAN TX       903 546-4749       D       0:30         45.9-28       154P       AUSTIN TX       512 239-2223       D       30:48         46.9-28       240P       AUSTIN TX       512 239-6939       D       2:00         47.9-28       416P       ARLINGTON TX       817 588-5886       D       7:00         48.9-29       1018A       GAINESVL TX       940 668-4510       D       0:30         49.9-29       1018A       GAINESVL TX       940 668-4500       D       0:30         Subtotal Domestic Calls for 993-786-4433
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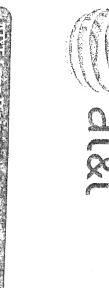
GREATER TEXOMA UTILITY 5190 AIRPORT DR DENISON TX 75020 - 8448 Page 5 of 7

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## Call All Strict

Call Charges - Sep 2nd thru Oct 1st - Continued Calls for 855-426-4433

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otal Call Charges stal Toll Free Service Calls for 855-426-4433

urcharges and Other Fees

Description	axes Signature S	otal Surcharges and Other Fees	20. Texas Universal Service	<ol><li>TX Utility Gross Receipts Assessment</li></ol>	<ol><li>State Cost-Recovery Fee</li></ol>	17. 9-1-1 Equalization Fee	<ol> <li>Federal Regulatory Fee</li> </ol>	<ol><li>Fed Universal Service Fund</li></ol>	Description
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aid each month to keep your account current and prevent collection activities. rank you for being a valued customer. Please be aware that all charges must be stance, voice mail, InLine®, wireless, and Internet may result in those rivice. These charges are already included in the Total Amount Due and e required to inform you that certain charges such as your telephone line, and fees id surcharges MUST be paid in order to prevent interruption of basic local rvices being interrupted e \$426.38 . Also, neglecting payment for other charges, such as long . We

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your primary long distance carrier. Please contact usif d'ais does not agree verb AT&T Long Distance or a company that resells their services as or a company that reselfs their services as your primary to cal toll cerrier and Our records indicate that you have selected AT&T Long Di stance

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the phone number listed on the front of your bill. high-cost areas, schools, libraries and rural hospitals. You'r current bill reflects the change. For more information, please contact an AT&TSe rvice Representative at supports telecommunication needs of low-income households, consumers living in Effective 10/1/2011, the Federal Universal Service Fee has increased. This fee

### RATE INCREASES

Effective 12/1/2011, the monthly recurring rates for the following will increase: Caller ID Number from \$10.00 to \$10.50, Caller ID Name from \$9.50 to \$10.00, Call Forwarding from \$3.50 to \$9.00, and Call Forwarding Busy Line Don't Answer from number listed on your bill. service without penalty. For more information, please visit us at att.com or call the S5.20 to S5.60. If you are not under a contract, you have the right to cancel this

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your monthly bill sooner. Paperless billing also provides access to six months of interactive bills online, seven years of your billing history, and the ability to do write a your bill to a CO. For more information, go to att.com/billsonline and read about the AT&T Account Manager tool With the paperless billing option, you can help eliminate paper waste and receive

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### KELLY SERVICES, INC

DATE 10/24/11 INVOICE NUMBER 42605944

GREATER TEXOMA UTILITY AUTHORITY 5100 AIRPORT DR DENISON TX 75020-8448

PAYMENT TO KELLY SERVICES, INC. P O BOX 530437 ATLANTA GA 30353-0437

PLEASE RETAIN THIS PART FOR YOUR RECORDS

### CUSTOMER COPY

CUSTOMER NO. BRANCH NO BRANCH PHONE NO. BRANCH LOCATION 821446-01 5772 903-893-7777 SHERMAN

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NUMBER

RELEASE NO

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SERVICE AGREEMENT

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GREATER TEXOMA UTILITY AUTHORITY 5100 AIRPORT DR DENISON TX 75020-8448

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### KELLY SERVICES, INC.

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GREATER TEXOMA UTILITY AUTHORITY 5100 AIRPORT DR DENISON TX 75020-8448 TEXOMA UTILITY

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SEND PAYMENT TO KELLY SERVICES, INC. P O BOX 530437 ATLANTA GA 30353-0437

PLEASE RETAIN THIS PART FOR YOUR RECORDS

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### SERVICES

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GREATER TEXOMA UTILITY AUTHORITY 5100 AIRPORT DR DENISON TX 75020-8448

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### PURCHASE ORDER GREATER TEXOMA UTILITY AUTHORITY

ORDER NO.

5100 AIRPORT DRIVE DENISON, TEXAS 75020 903-786-4433

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DENISON, TEXAS 75020 5100 AIRPORT DRIVE GREATER TEXOMA UTIL AUTHORITY ATTN: MR. JERRY CHAPMAN

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GREATER TEXOMA
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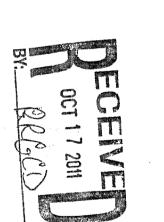
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GREATER TEXOMA UTIL AUTHORITY ATTN: MR. JERRY CHAPMAN 5100 AIRPORT DRIVE DENISON, TEXAS 75020

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# GREATER TEXOMA UTILITY AUTHORITY

5100 Airport Drive Denison, Texas 75020 903/786-4433 FAX: 903/786-8211

Red River Groundwater Conservation District
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Date

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# GREATER TEXOMA UTILITY AUTHORITY

5100 Airport Drive Denison, Texas 75020 903/786-4433 FAX: 903/786-8211

## Red River Groundwater Conservation District Postage Log

Date

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P.O. Box 1214 Sherman, Texas 75091-1214

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Pay Period: Movember 16 - 30, 2011

Carolyn Bennett

Date:

Employee's Signature:

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Position: Project Coordinator Name:

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Position: Project Coordinator Pay Period: November 1 - 15, 2011 Name: Carolyn Bennett CLIV EMPLOYEE TIME SHEET

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Name: Carmen Catterson

Pay Period: <u>November 16-30, 201</u>1

Position: Secretary/Mapping Technician

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### BED BIVER GROUNDWATER CONSERVATION DISTRICT TIME SHEET

Name: Carmen Catterson Position: <u>Secretary/Mapping Technician</u>

Pay Period: Movember 1-15, 2011

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## GREATER TEXOMA UTILITY AUTHORITY EXPENSE VOUCHER

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Bill To

Red River GCD Geroge "Butch" Henderson P O Box 1214 Sherman, TX 75091

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936-494-3436 936-494-3438	Phone # Fax #
8 dwalker@lonestargcd.org	E-mail
www.texasgroundwater.org	Web Site

## 

JERRY W CHAPMAN 4356 2200 0061 8666

October 16, 2011 - November 15, 2011

Posting	Transaction				
	Date	Description		Reference Number	Amount
	10/25	LAMAD-PRSTON FORST#09 DALLAS TX		24425131299572924010570	S# . サイベ 9.73
	10/26	HUCKS CATFISH DENISON TX	:	24013391300019757523647	10-14/A - 21.49
10/31	10/28	*	٠.	24736931301019828602774	Solv 2004 14.26
	10/31	HI TEK AUDIO SHERMAN TX		24394691305700083316676	AFGC 1 50.00
	11/03	THE GPS STORE 910-5759544 NC		24418001308308266473404	MT6 CD 234,85
	11/04	GODADDY.COM 480-5058855 AZ		24351781308349875318933	XT /RZ - 182.97 0
	11/07	CHILI'S GRI01300010132 DALLAS TX		24164071312426550744547	5 4 CVR 17.07
11/09	11/08	MAGDALENOS RESTAURANT IRVING TX		24431051313207102200479	12.81

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Your Annual Percentage Rate (APR) is the annual interest rate on your account

\$0.00	\$0.00	13.24% V 24.24% V	CASH
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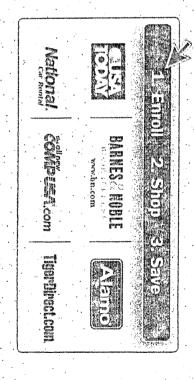
V = Variable Rate (rate may vary), Promotional Balance = APR for limited time on specified transactions.

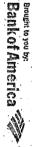
to save money on qualifying purchases to fill out. Just great discounts. Plus, no coupons. No hassles. No forms It's easy and there's no cost to enroll. Business card in Visa SavingsEdge Enroll your Bank of America Visa\*

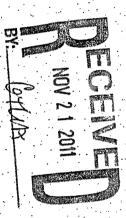
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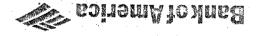
## visasavingsedge.com

for details.









Cardholder Statement

October 16, 2011 - November 15, 2011 4326 2200 0061 8666 NAMAHO W YRABA

Business Card

### Cash Advance Activity ..... \$0.00 Balance Transfer Activity ......\$0.00 Payments and Other Credits ..... -\$1,409.82 Account Summary's 2007

Purchases and Other Charges ...... \$2,134,79

Days in Billing Cycle ......31

Statement Closing Date ......11/15/11

Credit Available ......\$2,865.21

interest and it will take you longer to pay off your minimum payment each period, you will pay more in Minimum Payment Warning: If you make only the Payment Due Date ...... 12/12/11 New Balance Total ...... \$2,134.79 noisemioini mamvas

www.bankofamerica.com Account Information:

EL PASO, TX 79998-2238 PO BOX 982238 BANK OF AMERICA Mail Billing Inquiries to:

WILMINGTON, DE 19886-5796 96781 XO8 O9 BUSINESS CARD: Mail Payments to:

1,800,673,1044, 24 Hours Customer Service:

1,888,500,6267,24 Hours TTY Hearing Impaired:

anoH 42 ,8886.885.608.1 Outside the U.S.:

24 Hours 1990, 24 Hours For Lost or Stolen Card:

www.bankofamerica.com/mybusinesscenter Business Offers:

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No. 02031

101 N. TRAVIS ST.

892-8171

### OFFICE EQUIPMENT SHERMAN, TEXAS 75090 BOB & VENETA WEST AR NO 0

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# GREATER TEXOMA UTILITY AUTHORITY

5100 Airport Drive Denison, Texas 75020 903/786-4433 FAX: 903/786-8211

## Red River Groundwater Conservation District

Postage Log

Postage

Date

ATTACHMENT V – GEODATABASE UPDATE



## November 2011, Project Update

### Red River Groundwater Conservation District Contract No. 1722-001-01 Web Geodatabase

Friday, December 02, 2011

J. GIS Manager Carmen Catterson

Phone: 903.786.4433 e-mail: carmenc@gtua.org

> e-mail: arose@apaienv.com Alan Plummer Associates, Inc Adam Rose, PE

FROM:

Phone: 817,566,1804

The intent of this update is to enhance our team's communication. The following provides a brief list of our needs from you and upcoming events and issues we consider important. Please call me if you have any questions

### **Needs from Client**

- Action items from kickoff meeting minutes (final meeting minutes attached) Review calendars for first 1-2 weeks of January for availability for review meeting

### Work This Period

- Prepared project management plan for project

  Held internal and project kickoff meeting and produced meeting minutes
- Provided portable flow meter specifications to Authority

## Upcoming Deliveries to Client/Others

- Research TCOG server availability
- Produce draft database design (to be sent for review)
- Refine requirements documentation (to be sent for review)

## Completed & Upcoming Milestones, Events, and Meetings • Project Kickoff Meeting – 11/11/11 (COMPLETE)

- Initial Application Review Meeting January 2012

### **Outstanding Issues**

None

8 Jerry Chapman Brain Besier

bjbesier@itnexus.com jerryc@gtua.org



### NEETING NOTES

GTUA Conf Room	BOOM / CONF CALL #
5100 Airport Drive	LOCATION:
0850-002-01	APAI PROJECT NO.:
9:00AM	TIME:
November 11, 2011	DATE:

MEETING TITLE: Red River Groundwater Conservation District Web Geodatabase Kickoff Meeting

MEETING CALLED BY: Adam Rose	Adam Rose	MEETING PURPOSE:		Kickoff/ Needs Assessment
FACILITATOR:	Brian Besier	RECORDER:		Adam Rose
ATTENDEES:	Adam Rose, APAI	Brian Besier, IT Nexus,	Carmen Catter	Adam Rose, APAI Brian Besier, IT Nexus, Carmen Catterson, Jerry Chapman, GTUA
		NOTES		

- Carmen is the main client contact for the project.

  There will be fewer total registered wells (relative to North Texas GCD) and very little oil/natural gas wells. Larger users (with larger associated costs) will likely not use an online payment system. Note: Basic services will provide online well registration payment option but does not cover ongoing rate payments.
- All well owners will be encouraged to register regardless of pumping rate or exemption status. Exempt status includes wells producing under 40,000 GPD or any domestic well. TDLR will have valuable well driller information (contact info, driller number, etc).

- Mult-user reporting purpose is to roll-up, or aggregate, single user reporting

DECISION LOG	WHO
Most important project qualities: attractive, user friendly, clean, intuitive.	Carmen
The well numbering system should be compatible with the North Texas GCD system.	Carmen/Jerry
Base mapping will be provided by commercial service (Bing, Google or other). Little other than standard base mapping (city limits, streets, water sources) required with exception of parcel data	Carmen/Jerry
Database field schema discussed (see attached)	ALL
Public view of base map will only include commercial service. Admin view of base map will also include grid system and buffering capability. Admin will also allow searches by status/location/party/etc.	Carmen/Jerry
The mobile application will allow for field verification of meter type/flow/use type/location. It will display contact information and take site photographs and will allow for base-level data input for new well (location and name).	Carmen/Jerry
The next meeting (to review initial application storyboarding) will be the beginning of January 2012. Additional communication/update meetings will occur prior to this meeting as necessary.	Brian
A monthly status report will be submitted with invoices. The report will cover effort to date, major milestones and any data required of the Authority.	Adam

ACTION ITEMS	WHO	₩ H M N
Contact TCOG to discuss ArcGIS server availability for parcel data.	Brian	2 weeks
Contact TCOG about potential for shared server/hosting	Brian	4 weeks
Investigate grid numbering system as part of NTGCD site	Carmen	1 week
Research/begin TCEQ/TWDB database linkage.	Adam	3 weeks
Determine yearly state agency well reporting requirements.	Carmen	4 weeks
Send portable flow meter information to Authority for review.	Adam	1 week
Develop scenarios and reports requested for use in mailers and customer communication. Note: will require secondary review.	Carmen	2 weeks
Provide final registration fees for use in site payment option.	Carmen	3 weeks
Provide meeting minutes of kickoff meeting	Adam	1 week

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Well casing depth	Location	Float	tt
Status	Status	Text	43
Responsible Party Phone Number	Contacts	Text	7.5
Responsible Party Name	Contacts	Text	ΙÞ
Responsible Party Mailing Address	Contacts	Text	07
Responsible Party Fax Number	Contacts	Text	68
Responsible Party Email Address	Contacts	Text	88
Responsible Party Company Name	Contacts	Text	7.5
Registration paid status	sutate	Boolean	98
Registrant Phone Number	Contacts	Text	32
Registrant Name	Contacts	Text	34
Registrant Mailing Address	Contacts	Text	33
Registrant Email Address	Contacts	Text	78
Registrant Company Name	Contacts	Text	15
Permit Number	Status	Text	30
Paper well application	DsiM	Нурег	67
Owner Name (Parcel)	Physical	Text	87
Owner Address (Parcel)	Physical	Text	LZ
Operator Phone Number	Contacts	Text	97
9msN 10ts19q0	Contacts	Text	52
Operator Mailing Address	Contacts	Text	74
Operator Email Address	Contacts	Text	23
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Meter type	Physical	1x9T	OZ
Meter manufacturer	Physical	Text	61
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Location Y	Location	150l∃	41
Location X	Location	float	91
Latest meter reading	Status	16017	SI
Intended use category	Status	Text	14
Grid Name	Status	fxeT	13
Driller report	Historical	Нурег	15
Driller Phone Number	Contacts	1x9T	II
Driller Permit Number	Contacts	Text	OT
Driller Name	Contacts	Text	6
	Contacts	Text	8
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Driller Fax Mumber	Contacts	Text	9
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ATTACHMENT VI – HYDROGEOLOGICAL SERVICES

## LBG-GUYTON ASSOCIATES PROFESSIONAL GROUNDWATER AND ENVIRONMENTAL ENGINEERING

1101 CAPITAL OF TEXAS HIGHWAY SUITE B-220 AUSTIN, TX 78746 511-327-9640 FAX: 512-327-5673 www.lbgweb.com

November 29, 2011

Mr. Butch Henderson, President Red River Groundwater Conservation District P.O. Box 1214 Sherman, TX 75091

Dear Mr. Henderson,

assist the Red River Groundwater Conservation District in the development of its initial River Groundwater Conservation District is September 1, 2012. groundwater management plan. The deadline to have a completed and approved plan for the Red LBG-Guyton Associates is pleased to respond to your request for a proposal and cost estimate to

management plan is required to address the management goals listed below and provide the As provided in the Texas Water Code and the Texas Administrative Code, a groundwater following information:

### Goals:

- providing the most efficient use of groundwater;
- controlling and preventing waste of groundwater;
- controlling and preventing subsidence;
- addressing conjunctive surface water management issues;
- addressing natural resource issues;
- addressing drought conditions;
- addressing conservation, recharge enhancement, rainwater harvesting, enhancement, and brush control; and precipitation
- addressing in a quantitative manner the desired future conditions of the resources. groundwater

### Information:

- to achieve its management goals; performance standards and management objectives under which the district will operate
- methodology to achieve these goals;
- detailed descriptions of actions, procedures, performance and avoidance that are or may be necessary to effect the plan including specifications and proposed rules;



- estimates of the following:
- the managed available groundwater in the district based on the desired future conditions;
- 0 the amount of groundwater being used within the district on an annual basis:
- the annual amount of recharge from precipitation, if any, to the groundwater resources within the district;
- 0 the annual volume of water that discharges from each aquifer in the GCD to springs and surface water bodies;
- 0 the annual volumes of flow into and out of the district within each aquifer and between aquifers in the GCD if a groundwater availability model is present;
- 0 the projected surface water supply in the district according to the most recent state water plan;
- 0 the projected total demand for water within the district according to the most recent state water plan; and
- consideration of the water supply needs and water management strategies within the GCD according to the most recent state water plan.

groundwater management plan as attached to this letter. Development Board has developed a checklist that guides the review process. This checklist is The Executive Administrator of the Texas Water Development Board reviews and approves a being administratively complete. The Texas Water

in the groundwater management plan, as appropriate. item, or group of items, we have identified our proposed effort and how we propose to include it The organization of this proposal is based on the attached checklist. Note that for each checklist

## First Two Unnumbered Items

groundwater management plan are submitted. The first two items in the checklist simply denote that both paper and electronic version of the

## Item No. 1 - Modeled Available Groundwater Estimates

Development Board issued a Managed Available Groundwater Report (GAM Run 08-84mag) on desired future conditions for the Trinity Aquifer on September 17, 2008, and the Texas Water Report (GAM Run 08-14mag) on May 6, 2008. Groundwater Management Area 8 adopted 17, 2007, and the Texas Water Development Board issued a Managed Available Groundwater Management Area 8 adopted desired future conditions for the Woodbine Aquifer on December These values are obtainable from Texas Water Development Board reports. Groundwater Conservation District. Managed Available Groundwater reports occurred prior to the creation of the Red River 2009. Both actions of Groundwater Management Area 8 and the issuance of the

Board on December 20, 2010 (Trinity Aquifer: GAM Run 10-063MAG, and Woodbine Aquifer: Draft Managed Available Groundwater reports were reissued by the Texas Water Development



reports have not been finalized. represent the total pumping from the aquifer and do not account for exempt use. To date, these purposes. The values reported as "managed available groundwater" in GAM Run 08-14mag groundwater availability model to yield the managed available groundwater for permitting estimates of exempt use of the aquifer are now subtracted from the total pumping output from the Board updated its approach in 2010 to estimating managed available groundwater. Specifically, GAM Run 10-064MAG). These reports were reissued because the Texas Water Development

all aquifers, including the Woodbine and Trinity aquifers. This readoption has no impact on On April 27, 2011, Groundwater Management Area 8 readopted Desired Future Conditions for managed available groundwater estimates since the desired future conditions did not change.

available groundwater values that are now required by law to be used in the groundwater During the 2011 legislative session, legislation was passed that changed the term "Managed 2008 and 2009 contain managed available groundwater values that are equivalent to modeled Available Groundwater" to "Modeled Available Groundwater". equivalent to "Modeled Available Groundwater" equivalent to "Managed Available Groundwater" numbers in the original reports, which are management plan. The reports issued in 2010 contain "total pumping" numbers which are The original reports issued in

modeled available groundwater numbers. complete, we will also include the desired future conditions in a side-by-side table with the from the original managed available groundwater reports are proposed to be used. In order to comply with the requirements of this checklist item, we recommend that numbers

# Items No. 2 to 7 - Various Estimates Provided by the Texas Water Development Board

available (GAM Run 10-32), and the other report will be provided to Red River Groundwater appendices to the groundwater management plan. from the Texas Water Development Board. It is our understanding that one of these reports is The data required to meet the requirements for these checklist items are provided in two reports Conservation District within the next 60 days. We propose to simply include the reports as

# Item No. 8 and 9 - Water Supply Needs and Water Management Strategies

cover groundwater in Fannin and Grayson counties supply needs and water management strategies from the recently adopted Region C plan that Red River Groundwater Conservation District is located in Region C. We will tabulate all water

# Item No. 10 - Sufficient Detail for Actions, Procedures, Performance and Avoidance

those sections below. standards listed on the second page of the checklist. This checklist item is linked to the goals, progress, management objectives, and performance Our proposed approach is explained in



## Items No. 11 and 12 - Resolution, Posting and Public Hearing

Conservation District. We propose no effort for these items. These are items that would be the responsibility of the staff of the Red River Groundwater

## Item No. 13 - Coordination with Surface Water Management Entities

entity in Fannin and Grayson counties prior to adopting it. or electronic) of the draft groundwater management plan to each surface water management management plan in the final plan that would be adopted. management entities and include a list of those entities that received the draft groundwater the Red River Groundwater Conservation District to develop the This item requires that the Red River Groundwater Conservation District provide a copy (paper We propose to work with the staff of list of surface water

## Item No. 14 - Site Specific Information

there are no plans to include any district-supplied data that requires prior approval by the Texas Water Development Board. This requirement is not applicable to the Red River Groundwater Conservation District since

### Second Page of Checklist

the eight required elements that provide some suggestions and potential alternatives. numerous districts, and are familiar with these elements of numerous information would be available at least 30 days prior to the workshop session to provide your Prior to meeting with the Board, we would prepare a packet of information, organized by each of plans. We propose to meet with the Board in a workshop format to help develop these items. progress, the management objectives, and the performance standards. We have experience with This page of the checklist covers the eight required goals listed above, the methods to track Board sufficient time to review the material. groundwater management

### **Proposed Cost and Schedule**

goals, management objectives, and performance standards, 2) prepare the written management plan in a format that will facilitate review by the Texas Water Development Board, and 3) preparation for and meeting with your Board of Directors in a workshop format to develop the For costing purposes, the proposed work effort can be divided into three basic components: 1) Water Development Board. The summary table below provides cost estimates for each of these provide consultation to the staff of the district as they prepare to submit the plan to the Texas



			T				$\neg$	
Total	Consultation with district staff	Prepare written management plan		Develop goals, management objectives, and performance standards		Lask		
\$14,000	\$2,000	\$6,000		Φ0,000	000 %	Estimate	Cost	AND THE PROPERTY OF THE PROPER
		electronic and 10 paper copies	Includes costs for one	meeting	Includes travel costs for one	IN SECTION AND A SECTION AND ASSESSMENT OF THE SECTION AND ASSESSMENT OF THE SECTION ASSESSMENT	Remarks	

prepare and submit the package of information discussed above in January 2012 in order to 2012 to develop the goals, management objectives, and performance standards. and performance standards, we would have a draft groundwater management plan ready for the are comments from the district and changes required to the initial goals, management objectives, would be submitted to the district for its review by the end of March 2012. Assuming that there provide a 30 day review of the material prior to the workshop. We would anticipate that the workshop would be held with your Board of Directors in February district to submit to the Texas Water Development Board by May 31, 2012. We propose that a draft plan We would

I look forward to working with you, and particularly would appreciate the opportunity to continue working with the Red River Groundwater Conservation District in a new capacity. Please feel free to call me at (512) 327-9640 or on my cell at (512) 745-0599 if you have any

Sincerely, LBG-GUYTON ASSOCIATES

William R. Hutchein

William R. Hutchison, Ph.D., P.E., P.G. Associate



CONTRACTOR OF THE CONTRACTOR O	M SEVO	ator Dov	Texas Water Development Board	Dard Dard		ARTER STATEMENT OF THE
anagement Plan Interim Chec	list, effectiv	e September	1, 2011, expire	s pending	new Chape	r 356 rulemaking.
District name.			Date plan received:	ved:	de projetti kesi ya salama asama asama asama da	
NO PROPERTY OF THE PROPERTY OF			Present in plan	2	Evidence that best	
	Citation of rule	Citation of statute	administratively complete	i	data was	Notes
is a paper hard copy of the plan available?	31 TAC §356.6(a)(1)					openvikalistyring in den statement og 2000skalestyring og 100styring fra den statement og 100styring fra den s
is an electronic copy of the plan available?	31 TAC §356.6(a)(1)					
Is an estimate of the modeled available groundwater in the District based on the desired future condition established under Section 36.108 included?	Submittal of a plan fulfills TWC §36.1071	TWC §36.1071(e)(3)(A)		Parking and the second and the secon	p.	
ast	t i	TWC §36.1071(e)(3)(B)			p.	
nt of recharge, from ources within the	31 TAC §356.5(a)(5)(C)	TWC §36.1071(e)(3)(C)			Þ	
er in the district, is an estimate of the water that discharges from the aquifer ys urface water bodies, including for thers, included?		TWC §36.1071(e)(3)(D)			p	
					p.	
b) out of the District within each aquifer.	31 TAC	TWC			p	
c) and <u>between aguifers</u> in the District,					D	
if a groundwater availability model is available, included?						
Is an estimate of the <u>projected surface water supply</u> within the District according to the most recently     adopted state water plan included?	31 TAC §356.5(a)(5)(F)	TWC §36.1071(e)(3)(F)			0	
ital demand for water most recently		TWC §36.1071(e)(3)(G)			p	
ude the <u>water supply</u> r plan?		TWC §36.1071(e)(4)			م اد	
Did the District consider and include the <u>water</u> management strategies from the adopted state water     plan?	31 TAC §356.5(a)(7)	TWC §36.1071(e)(4)				
OP.	31 TAC §356.5(a)(4): §356.6(a)(3)	TWC §36.1071(e)(2)			Ī	
11.Was a <u>certified copy</u> of the District's <u>resolution</u> adopting the plan included?	31 TAC §356.6(a)(2)					Approximation of the control of the
	.31 TAC §356.6(a)(5)	TWC §36.1071(a)				
13. Was evidence that, following notice and hearing, the District coordinated in the development of its management plan with all surface water management entities, included?	31 TAC §356.6(a)(4)	TWC §36.1071(a)				
14. Has any available site-specific information been provided by the district to the executive administrator for review and comment before being used in the management plan when developing the <a href="mailto:estimates">estimates</a> required in subsection 31 TAC §§356.5(a)(5)(C), (D), and (E)?	31 TAC §356.5(b)	TWC §36.1071(h)				
Mark an affirmative response with YES  Mark a negative response with NO  Mark a non-applicable checklist item with N/A						

	***************************************	Methodology	Management	Performance	Notes
be addressed	goal (as applicable) present in plan	for tracking progress 31TAC §356.5(a)(6)		standard(s)	
Providing the most efficient use of groundwater 31 TAC 356.5(a)(1)(A); TWC §36.1071(a)(1)	15)	16)	17)		p.
nting waste of	19)	20)	21)		p.
venting subsidence	23)	24)	25)	26)	Đ.
Addressing conjunctive surface water management issues 31 TAC 356.5(a)(1)(D); TVC §36.1071(a)(4)	27)	28)	29)		p.
Addressing natural resource issues that impact the use and availability of groundwater and which are impacted by the use of groundwater 31 TAC 356.5(a)(1)(E); TWC §36.1071(a)(5)	31)	32)	33)	34)	D.
Addressing drought conditions 31 TAC 356.5(a)(1)(F); TWC §36.1071(a)(6)	35)	36)	37)	38)	Đ.
Addressing	39) 39a)	40) 40a)	41a)	42a)	p.
a) conservation,					
b) recharge enhancement,	39b)	40b)	41b)	42b)	p.
	39c)	40c)	41c)	42c)	Ď
c) rainwater harvesting,	39d)	40d)	41d)	42d)	p.
d) precipitation enhancement, and	39d)	400)	410)	120)	
e) brush control	39e)	40e)	41e)	42e)	Þ
where appropriate and cost effective 31 TAC 356.5(a)(1)(G);		127 (178) 147 (178) 147 (178)			
Addressing the desired future Addressing the desired future conditions adopted by the district under TWC §36.108; TWC §36.1071(a)(8)	43)	44)	45)	46)	p.
Does the plan identify the performance standards and management objectives for effecting the plan? 31 TAC §356.5(a)(2)&(3); TWC §35.1071(e)(1)	<b>0</b> 0		47)	48)	
Mark required elements that are present in the plan with YES  Mark any required elements that are missing from the plan with NO  Mark any required elements that are missing from the plan with NO	ent in the plan with \nissing from the pla	ÆS n with NO cable to the district w	ith (N/A)		

Mark Plan elements that have been indicated as not applicable to the district with (N/A)

ATTACHMENT VII – BYLAWS

## Red River Groundwater Conservation District Bylaws

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## SECTION 1. DISTRICT CREATION AND PURPOSE; DEFINITIONS

### 1.1 Creation and Purpose

The Red River Groundwater Conservation District (the "District") was created by the 81<sup>st</sup> Texas Legislature under the authority of Section 59, Article XVI, of the Texas Constitution, and in accordance with Chapter 36 of the Texas Water Code ("Water Code"), by the Act of May 25, 2009, 81<sup>st</sup> Leg., R.S., ch. 884248, 2009 Tex. Gen. Laws 2313686, codified at Tex. Spec. Distr. Loc. Laws Code Ann. ch. 88596 ("the District")

coextensive with the boundaries of Fannin and Grayson Counties, Texas, and all lands created to serve a public use and benefit, and is essential to accomplish the objectives set forth in Section 59, Article XVI, of the Texas Constitution. The District's boundaries are The District is a governmental agency and a body politic and corporate. The District was will be accomplished by the District. and other property within these boundaries will benefit from the works and projects that

### .2 Definitions

- "Water services district" means a district created under the authority of Section to provide retail water service in the District. 59 Article XVI. or Section 52, Article III. Texas Constitution, with the authority
- (b) "Water supply corporation" means a water supply corporation operating under Chapter 67, Water Code

## SECTION 2. BOARD OF DIRECTORS

## 2.1 Composition and Appointment: Terms of Office

(a) appointed Directors, three from Fannin County and four from Grayson County. Directors shall serve staggered four-year terms, with the terms of three or four directors from each appointing county expiring on August 31 of each odd-The District is governed by a Board of Directors, which is comprised of seven-

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shall be made appointed as follows: numbered year. In accordance with the District Act, the Directors appointments

- E Commissioners Court at the discretion of the Commissioners Court for Fannin County: one Director shall be appointed by the Fannin County:
- the governing bodies of the groundwater-producing-municipalities in Fannin County: Court from a list of nominees submitted to the Commissioners Court by one Director shall be appointed by the Fannin County Commissioners
- County, subject to the limitation provided by corporations that provide retail water service to customers in Fannin Commissioners Court by the water services districts and water supply Commissioners -one Director shall be Court from a list of nominees submitted to the appointed by Subsection (b); the Fannin County
- (4) volume for the four years preceding the appointment; Grayson County with the largest annual production of groundwater by Directors shall be appointed by the governing body of the municipality in . Director appointments shall be made as follows for Grayson County: two
- (3) described by Subsection (a)(4) of this section remaining-municipalities in Grayson County other than the municipality -one Director shall be jointly appointed by the governing bodies of the
- 6) water service to customers in Grayson County, subject to the limitation water services districts and water supply corporations that provide retail <del>rand one</del> Director shall be jointly appointed by the governing boards of all provided by Subsection (b).
- (b) or corporation used groundwater produced from wells located within the district perjury through the submission of a nomination that it is qualified entity submitting a nomination under this subsection certifies under penalty General Manager may require evidence of eligibility to participate appointment or the calendar year preceding the to provide retail water service in the district during the Counties may not participate in the appointment of a director unless that district -A water services district or water supply corporation in Grayson and Fannin entity that by submitting a nomination, the entity certifies that it is qualified the calendar year preceding the appointment, and such notice shall apprise each retail water service in the district during the calendar year of the appointment or subsection. The General Manager shall provide notice to each entity thought to have used groundwater produced from wells located within the district to provide appointment. calendar year The A person or under this Board or 9
- (c) To be eligible to serve as a Director, a person must be a registered voter in the appointing county and must qualify to serve as a Director in the manner provided by Section 36.055 of the Texas Water Code. A Director may serve multiple consecutive terms.

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(d) entity authorized to make an appointment, along with the applicable appointment Directors must be appointed not later than the second Monday in August of each odd-numbered year. Not later than the 60<sup>th</sup> day before the second Monday in August of each odd-numbered year, the District shall mail written notice to each

## 2.1.1 Procedural Overview: Appointment by Form and by Ballot

- 12 provided by mail to each of the appointing bodies designated in Subsections (a)(1) through (4) of Section 2.1. By convention, these appointing bodies shall make their appointments "by form General Managei create official appointment forms that shall be
- 9 shall be in the form of a write-in ballot, which shall not identify individual appointments "by ballot." appointing a Director as an appointing body designated in Subsections (a)(5) and provided to governing bodies or boards of directors responsible The General Manager shall create official appointment ballots directors to freely designate any person as their choice for appointed Director candidates or otherwise constrain the ability of a governing body or board of (6) of Section 2.1. BV The official ballot created by the General Manager convention. these appointing bodies that make their for: Will Ammor

### 2.1.2 Appointment by Form

- (a) Not later than 60 days before appointments are due, the General Manager shall by mail deliver an official appointment form to each appointing body, as designated in Subsection (a) of Section 2.1.1, that is entitled to make an appointment by form the established due date Manager and returning the official appointment form to the General Manager by its chosen appointment by completing the official form provided by appointed Director according to its own procedures, and shall submit the name of in that particular year Bach appointing body shall make SII He General
- (b) reminder to each entity that a list of nominees must be submitted to commissioners court not later than the 30th day before the second Monday nominees submit such nominations.
  nominees by the 30<sup>th</sup> day a list of nominees and submit responsibility of the individual entities authorized to nominate persons to compile (a)(2) or (3) to nominate persons for Director. by mail deliver a written notice to each entity that is authorized under Section 2.1 Not later than 120 days before appointments are due, the General Manager shallcourt may appoint a Director to the position for which the list was not received at August of each odd-numbered year ("the appointment deadline"). If the before the appointment deadline it to the commissioners court, or to individually commissioners court does not receive a list of Such notice shall serve as a fic submitted to the It shall be the E

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its selection for Director in accordance with Subsection (a) of this Section, the discretion of the commissioners court. The commissioners court shall make

0 in accordance with Subsection (a) of this Section, and shall make a reasonable names Following certification and verification, the General Manager shall present the effort to verify that the appointed Directors are qualified to serve on the Board shall certify in writing to the Board that the appointments by form were submitted follow the requirements for the instatement of new Directors General Manager is responsible for ensuring that the newly appointed Directors As soon as practicable after appointment forms are due. of the newly appointed Directors to the Board for instatement the General Manager The

### 2.1.3 Appointment by Ballot

- (2) designated in Subsection (b) of Section 2.1.1: mail deliver official appointment ballots to the following governing bodies or boards of directors entitled to jointly appoint a Director in that particular year, as Not later than 60 days before appointments are due, the General Manager shall by
- E accordance with its own procedures, each governing body the municipality in Grayson County with the largest annual production of The governing body of each municipality in Gravson County other than groundwater by volume for the four years preceding the appointment. the official appointment ballot with the name of their desired appointmen before the established due date for appointments. for Director and return the completed ballot to the General Manager on o shall complete
- (2) corporation that provides retail water service to customers in Grayson the completed ballot to the General Manager on or before the established County, subject to the limitation in Subsection 2.1 (b). In accordance with The governing board of each water services district and each water suppl due date for appointments ballot with the name of their desired appointment for Director and return its own procedures. each board shall complete the official appointmen
- (b) shall: As soon as practicable after appointment ballots are due, the General Manager

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- E individual is the appointed Director selected by Determine the individual with the greatest number of ballots in his or her designated in Subsection (a)(5) of Section 2.1. favor submitted according to Subsection (a)(1) of this the appointing Section. hody
- (2) favor submitted according to Subsection (a)(2) of this Section Determine the individual with the greatest number of ballots in his or her This

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individual is the appointed Director selected by the appointing body designated in Subsection (a)(6) of Section 2.1.

- (c) The General Manager shall certify his or her identification of the appointed Directors follow the requirements for the instatement of new Directors. for instatement. The General Manager is responsible for ensuring that the nextly Manager shall present the names of these newly appointed Directors to the Board to serve on the Board. Following certification and verification, the General appointed according to this Section, and that the appointed Directors are qualified Directors
- (d) MILLIAM appointing bodies by the General Manager. candidates. The tie-breaking appointment ballots must be received by the General Manager by 5 p.m. on the 30th day after the date such ballots were mailed to the boards of directors comprising the appointing body to select only from the listed forth the candidates tied for the appointment and direct the governing bodies or occurred. Manager shall resubmit appointment ballots to the appropriate appointing bodies event that the ballots for an appointment produce a tie, the General In order to break a tie, however, these appointment ballots shall set days of the determination by the General Manager that a tie has

## 2.1.4 Miscellaneous Appointment Provisions

- (a) p.m. of the date those appointment forms or ballots are due or ballots received after this time are invalid. All appointment forms or ballots forth in this Section cannot be retracted, altered, or otherwise amended after 5 timely received by the General Manager in accordance with the procedures set All appointment forms or ballots due to the General Manager must be received by p.m. on the date those appointment forms or ballots are due: appointment forms
- (4) appointing body to fill a vacancy in accordance with these Bylaws. during his or her term, except as provided under the laws of this State related to responsible for a Director's appointment has no power to remove that Director may only the removal of public officers generally Director appointed in accordance with the procedures set forth in this Section removed in accordance with This does not affect the power of the the laws of the State
- 0 procedures set forth in Section 2.2 of these Bylaws shall be followed governing body or board is invalid. refuses to follow the procedures set forth herein; the appointment ballot of such a appoint a Director under Subsection (a) of Section 2.1.3 of these Bylavys fails or ballot, however, simply because any governing body or board entitled to jointly followed and the General Manager shall not refuse to certify an appointment by follow the procedures set forth in this section. shall likewise be followed in the event that an appointing body fails or refuses to another appointee. If any appointee does not fulfill the qualifications for a Director, then the vacancy The vacancy procedures set forth in the District's Bylaws Vacancy procedures will not be 5 select

- (d) the General Manager will be honored Only appointments designated on completed, official forms or ballots provided by
- (c) by any Director of the Board of Directors as comprised prior to appointments or adopted records retention schedule. Upon written request to the Board President may destroy such ballots and related documents in accordance with the District's than four years after the date of appointment. Thereafter, the General Manager General Manager at the next available Board meeting and may ratify or overrule appointments shall review the appointments submitted and the certification of the upon the Board President's own initiative, the Board as The General Manager shall preserve ballots and related documents for not less instatement of newly appointed Directors pursuant to the General Manager's A request under this subsection must occur prior comprised prior

## 2.2 Terms of Office; Director Vacancies; Notification

appointment of a Director, the District shall notify the Executive Director of the Texas Commission on Environmental Quality in accordance with Section 35.054(e), Water requirements of The District Act and these Bylaws. entity(ies) that appointed the Director who vacated the office shall appoint a person to fill odd-numbered year, the District shall mail written notice to each entity authorized to Directors must be appointed not later than the second Monday in August of each odd-numbered year. Not later than the 60<sup>th</sup> day before the second Monday in August of each Directors shall serve staggered four year terms, with the terms of three or four directors Code. A Director shall serve until the Director's successor has been qualified vacancy for the unexpired term in a manner that meets the representational uirements of The District Act and these Bylaws. Within thirty (30) days after any each appointing county expiring on August 31 of each odd numbered eppointment-Should a vacancy occur on the Board for any reason, the

## 2.3 Sworn Statement; Bond; Oath of Office

statement, oath, and bond as prescribed in Section 36.055(d). statement prescribed by the Texas Constitution, take the oath of office, and execute a bond, as required by Section 36.055, Water Code. The District shall file the sworn As soon as practicable after a Director is appointed, the Director shall make the sworn

### 2.4 Officers

Each odd-numbered year at its regular August meeting, or at its next regular meeting if there is no August meeting, the Board shall meet and elect three Directors to serve as officers, whose titles shall be President, Vice-President, and Secretary/Treasurer. Officers shall be elected for terms of one year. Officers may serve multiple consecutive

documents on behalf of the District, and perform other duties prescribed by the Board. The President shall serve as the Board Chair, preside at all Board meetings, execute all

President, and perform other duties prescribed by the Board The Vice-President shall act as the President in case of the absence or disability of the

perform other duties prescribed by the Board. District are properly kept, according to the requirements of Sections 36.054(c) and 36.065, Water Code, shall attest the President's signature on all documents, and shall The Secretary/Treasurer shall be responsible for seeing that all records and books of the

all proceedings relating to bonds, contracts, or indebtedness of the District. Assistant Secretary to assist the Secretary/Treasurer, and any such person shall be entitled to certify as to the authenticity of any record of the District, including but not limited to The Board may appoint other Directors, the General Manager, or any employee as an

The Board shall fill vacant officer positions as needed to serve the remainder of the unexpired term of such vacant officer. A vacancy in the position of President/Board shall select another Director to serve the remainder of the unexpired term of such second who holds another office at the time of the vacancy to fill the unexpired term, the Board Chair must be filled by a Director from the same county. If the Board selects a Director

## 2.5 Indemnification of Directors and Employees

The District may purchase and maintain insurance or bonding on behalf of any person who is a Director or employee of the District in any capacity or arising out of his status as

of his being, or having been, a Director or employee, and against such sums as counsel made against him, or any action, suit or proceeding to which he may be a party by reason upon him and for any expense reasonably incurred by him in connection with any claim Each Director and employee is indemnified by the District against any liability imposed willful act or omission, an act or omission constituting gross negligence or official be indemnified with respect to actual damages arising out of a cause of action for a claim, action, suit, or proceeding; provided, however, that no Director or employee shall selected by the Board shall deem reasonable payment made in settlement of any such the District may at any time be entitled under the laws of the State of Texas; and if any indemnification that would otherwise be granted by this Section is disallowed by any addition to and not in lieu of any other such right for which any Director or employee of or against public policy. Any right of indemnification granted by this Section is in misconduct, or with respect to matters for which such indemnification would be unlawful public policy, it being the express intent of the District to indemnify its Directors and Director or employee, shall be indemnified to the fullest extent permitted by law or Director or employee with respect to whom such adjudication was made, and any other competent court or administrative body as illegal or against public policy, then any

employees to the fullest extent possible in conformity with these Bylaws, all applicable laws and public policy. The indemnification provided herein shall inure to the benefit of the heirs, executors, and administrators of each Director and employee of the District.

### 2.6 Conflicts of Interest

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Directors shall, pursuant to the provisions of Chapters 171 and 176, Local Government such matters. A person who qualifies as a Director may participate in all votes relating to and statements, and refrain from participation in any discussion or decision relating to matters pending before the Board, execute and file the appropriate disclosure affidavits Water Code, relating to conflicts of interest, does not apply to this District. prohibition related to conflicts of interest or incompatibility. the business of Code, and the current District Code of Ethics, disclose any conflict of interest with District, regardless of any common law doctrine Section 36.058. 2 statutory

## 2.7 Open Meetings and Public Information Training

Directors shall comply with the requirements for open meetings and public information training as provided by Sections 551.005 and 552.012, Government Code.

## 2.8 Fees of Office and Reimbursement of Expenses

activities on behalf of the District. A position on the board shall not be considered a civil office of emolument for any purpose. reimbursement of actual expenses reasonably and necessarily incurred while engaging in Directors may not receive fees of office or other compensation for performing the duties of director. However, subject to approval of the Board, a director is entitled to

## 2.9 Decennial Review of District Representation

and each member of the senate whose state legislative district includes territory in the representational structure of the Board to each member of the house of representatives recommendation the Board may have relating to the reapportionment of Directors or the groundwater production and use within the District. complete a review of the adequacy of representation of water users on the Board based on groundwater production and use within the District. Not later than the 20<sup>th</sup> day following Not later than January 1, 2019, and every 10 years following that date, the Board shall date the review S complete. the Board shall submit the review

## SECTION 3. BOARD MEETINGS

## 3.1 Regular and Special Meetings of the Board

from time to time. At the request of the President or presiding officer, or by written request of at least three Directors, the Board shall hold special meetings. All Board meetings shall be held in accordance with the Open Meetings Act, Chapter 551, Texas the official agenda of all Board meetings subject to policies and rules adopted by the Government Code. The Board President shall prepare and accept items for inclusion on The Board shall schedule regular meetings at least quarterly as the Board may establish

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permit application hearings and rulemaking hearings shall be as provided in the District seek public comment or ask questions of any person in attendance. Public comment at for this purpose. At the discretion of the President or presiding officer, the Board may provide comment to complete an information card. A registration form may be provided unduly repetitious comments or improper conduct, and requiring persons wishing to reasonable limitations on such public comment, including time limitations, prohibiting The Board may provide members of the public an opportunity to speak and may place

To the extent necessary for orderly conduct of meetings at the discretion of the President, the guidelines of "Roberts Rules of Order Newly Revised," New Edition, by Henry M. Robert III, 10<sup>th</sup> Edition, 2000, or as amended, or other guidelines as preferred may be followed, insofar as such procedures do not conflict with the District Rules, orders or resolutions of the District, or state law.

#### 3.2 Work Sessions

although they will be open to the public. During work sessions of the Board, no public issues that may require lengthy presentations not generally possible during a regular designated as a Work Session for the Board and its employees to discuss and evaluate From time to time, a regular or special Board meeting, or portion thereof, may be comment will be heard, unless specifically requested by a Director and recognized by the Work Sessions are primarily for the benefit of the Board and employees,

#### 3.3 Quorum

- (a) exists when four or more Directors are present. Unless otherwise expressly provided herein, a concurrence of a majority of the entire Board is required for transacting any business of the District. When the quorum is four Directors, all A quorum of the Board must be present to conduct District business. A quorum four Directors must vote in agreement for a motion to prevail.
- 9 following District business: `⊳ concurrence of not fewer than six Directors is required for transacting the
- $\Xi$ establishing or amending a groundwater production fee assessed by the withdrawn from a well or on the amount of water actually withdrawn from District based on the amount of groundwater authorized by permit to be
- (2)\_\_\_\_-adopting the annual budget of the District; and
- 3 -granting or denying a permit or permit amendment  $\Omega_{\rm FFOH}$  a well that is intended to produce water within the District which will be transported in

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any amount for use outside the boundaries of the District, except as provided by Subsection (c) of this Section.

- (c) service in the district and intends to: permit amendment submitted by a retail public utility that provides retail water A concurrence of a majority of the Board is sufficient to grant or deny a permit or
- boundaries or a certificated service area of a retail public utility; and water from a well located within the District and inside the
- 2 the same certificated service area or boundary of the retail public utility. transport the water outside the District, so long as the water is used within

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### SECTION 4. COMMITTEES

#### 4.1 Committees

The President may establish and appoint Directors and/or other persons for advisory issue before the committee. Written proxy votes shall not be allowed. A meeting of a committee where less than a quorum of the Board is present is not subject to the committee comprised only of Directors. The President shall select a person to serve as Chair of each committee. Each member of a committee shall have a single vote on any as the President may designate. The President shall establish an audit or finance committees for formulation of recommendations to the Board or for such other purposes provisions of the Open Meetings Act.

Committee members serve at the pleasure of the President. Committee membership is voluntary and without compensation or reimbursement, except for reimbursement of expenses of Directors as set forth under Section 2.8.

### SECTION 5. EMPLOYEES

### 5.1 General Manager and Employees

actions and performance of the General Manager to determine how the General Manager has fulfilled his responsibilities and whether additional responsibilities should be delegated employed as General Manager of the District. At least annually, the Board shall review the Manager for the District and set the General Manager's salary. The Board may employ or contract with a person to perform such services as General Manager for the District and set the General Manager's salary. A Director may not be

### 5.2 Delegation of Authority

The General Manager shall be the chief administrative officer of the District and shall have full authority to manage and operate the affairs of the District, subject only to the direction given by the Board through policies, resolutions, and orders adopted by it. The General Manager, with the approval of the Board, may employ all persons necessary for the proper handling of the business and operations of the District and determine the constraints of the annual budget approved by the Board. The General Manager may compensation to be paid all employees other than the General Manager, subject to the of responsibilities which are ultimately his under the District Act, District Rules, District delegate his administrative duties as may be necessary to effectively and expeditiously accomplish his duties, provided however, that no such delegation shall ever relieve him exercise all of the duties delegated to the General Manager. Bylaws, or Board orders. In the absence of a General Manager, the President shall

# SECTION 6. DISTRICT ADMINISTRATION

#### 6.1 District Address:

Such addresses may be changed by resolution of the Board. The District's mailing and physical address is 5100 Airport Drive, Denison, Texas 75020

# 6.2 Minutes and Records of the District

All documents, reports, records, taped recordings, and minutes of the District shall be available for public inspection in accordance with the Texas Public Information Act, Chapter 552, Texas Government Code. The preservation, storage, destruction, or other disposition of the District's records is subject to Chapter 201, Texas Government Code.

#### 6.3 Office Hours

Manager to modify these hours on a temporary basis. Operating hours, both regular and determined by the Board. From time to time, circumstances may require the General After an office has been established, the regular office hours of the District shall be temporary, shall be posted on or near the front door to the District office. Permanent

time as needed or as may be appropriate. changes in the District's regular office hours may be approved by the Board from time to

#### 6.4 Official Seal

documents of the District. The Board, by resolution, may adopt an official seal for the District to be used on official

### SECTION 7. FINANCIAL

# 7.1 Contracts, Instruments, and Documents:

attested by the Board Secretary/Treasurer, and, if deemed necessary by the Board or District. All contracts shall be executed by either the President or the General Manager, or to execute and deliver any instrument or document in the name of and on behalf of the The Board may authorize the President or the General Manager to enter into any contract General Manager, approved by the District's legal counsel.

#### 7.2 Loans

No loans shall be contracted on behalf of the District and no evidence of indebtedness shall be issued in its name unless authorized by the Board, executed by the President, and attested to by the Board Secretary/Treasurer.

#### 7.3 Expenditures

which shall be signed by at least two Directors unless the Board has authorized by The District's money may be disbursed only by check, draft, order, or other instrument, resolution certain employees, or a combination of employees and Directors, to so sign.

#### 7.4 Depositories

The Board shall name one or more banks to serve as depository for district funds and shall deposit such funds in accordance with Section 36.155, Water Code.

#### 7.5 Investments

Funds of the District may be invested and reinvested in accordance with the provisions of the Public Funds Investment Act, Chapter 2256, Government Code, and in accordance with the investment policy of the District.

#### 7.6 Annual Audit

independent certified public accountant, which shall have no personal interest directly or The Board at the end of each fiscal year shall have prepared an audit of its affairs by an indirectly in the fiscal affairs of the District and shall be experienced and qualified in the

accounting and auditing of public bodies. This audit shall be open to public inspection. The audit shall be performed in accordance with generally accepted auditing standards and shall satisfy all requirements imposed by Chapter 36, Texas Water Code. The District's auditors may undertake consulting services for the District in addition to their duties in connection with the annual audit.

#### 7.7 Budget

accordance with Section 36.154, Water Code. Prior to the commencement of each fiscal year, the Board shall adopt an annual budget in

# 7.8 Taxes Prohibited; Assessment of Fees; Use of Revenue

may use revenues generated from fees for any lawful purpose. The District may not impose a tax. The Board shall annually set groundwater production fees and other fees in accordance with the District Act and the Water Code. The District

#### 7.9 Fiscal Year

The District's fiscal year shall begin on the first day of January

#### 7.10 Purchasing

goods or services valued at greater than five hundred dollars (\$500.00) require approval Manager without prior Board approval if the expenditure falls within the existing budget. presented to the Board for approval and validation at its next meeting. (\$500.00), he shall obtain verbal approval from the President. The transaction shall be acquisition must be made which requires an expenditure greater than five hundred dollars by the Board in advance. and machinery needed by the District to perform its purposes. Expenditures to acquire The Board shall have the right to purchase all materials, supplies, equipment, vehicles, less than five hundred dollars (\$500.00) may be made by the President or General If the General Manager determines that an emergency Expenditures of

or that reserve funds are available. shall not, however, prevent the Board from amending the budget at the same time that it authorizes an expenditure, provided that funds are available from other budget categories No expenditures shall be made that are not authorized by the budget. This requirement

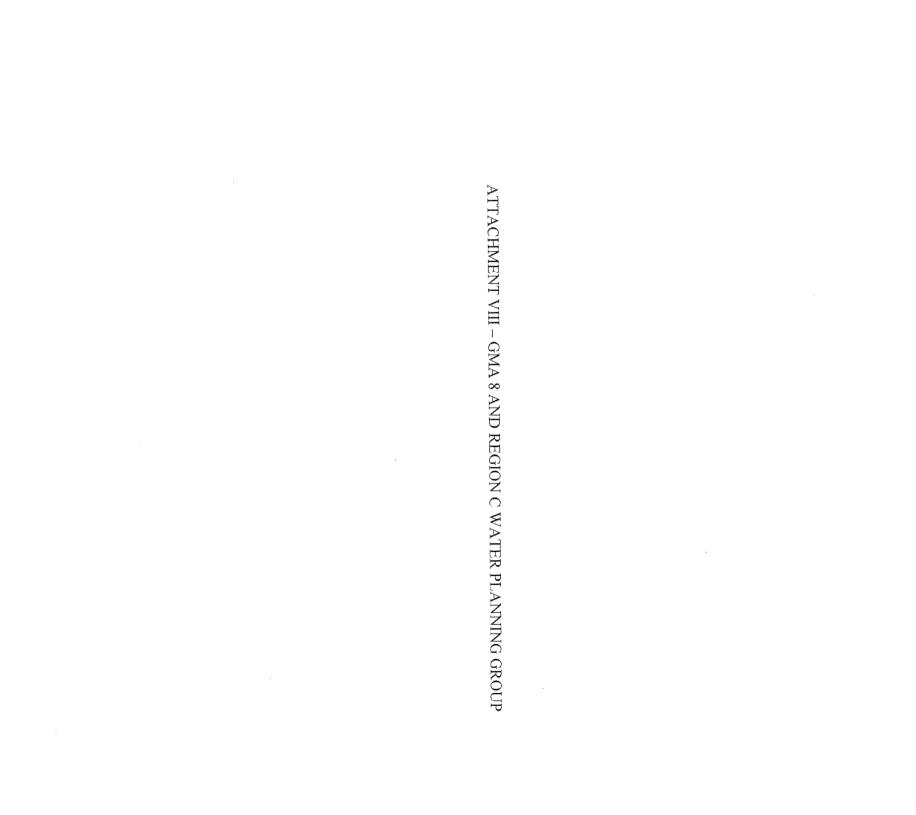
the purchase is not from a sole-source vendor. Construction contracts and contracts for the acquisition of materials and machinery requiring the expenditure of \$50,000 or more purchases between \$5,000 and \$50,000 shall require at least three written bids/quotes if must be purchased under formal competitive sealed bidding rules or other competitive All purchases from \$500 to \$5000 shall require at least three verbal estimates, and all procurement method as provided by law.

### 7.11 Bond Requirement

The Board shall require a Director, employee, or consultant who collects, pays, or handles any funds of the district to furnish good and sufficient bond as provided under Section 36.057(d), Water Code.

### SECTION 8.0. BYLAWS

The Board may amend or repeal in whole or in part these Bylaws by a majority vote of the entire Board.





# COLLIN COUNTY COOKE COUNTY DENTON COUNTY

December 2, 2011

Region C Water Planning Group Wylie TX 75098-2408 P O Box 2408 Jim Parks

Groundwater Management Area 8 Regional Water Planning Group Representation

Dear Jim:

do not hesitate to contact me selected to serve as the alternate representative. If you have any questions regarding this matter, please members present selected Harold Latham to represent GMA 8 on the Board. Thomas Smith was from GMA 8 to serve on the Region C Water Planning Group. I am pleased to inform you that the November 16, 2011 in Cleburne, Texas. One of the items on the agenda was to select representatives The member districts of the Groundwater Management Area 8 (GMA 8) met in a scheduled session on

Sincerely

Eddy\Daniel, P.E., Chairman

Groundwater Management Area 8

cc:

Harold Latham, RRGCD

Angela Kennedy, TWDB Thomas Smith, NTGCD

North Texas GCD Red River GCD

ATTACHMENT IX – GTUA CONTRACT

### BETWEEN THE GREATER TEXOMA UTILITY AUTHORITY AND THE RED RIVER GROUNDWATER CONSERVATION DISTRICT ADMINISTRATIVE SERVICES AGREEMENT

GREATER TEXOMA UTILITY AUTHORITY	STATE OF TEXAS
so so so	n son
RED RIVER GROUNDWATER CONSERVATION DISTRICT	STATE OF TEXAS

Authority, hereinafter referred to as ("Authority") and the Red River Groundwater Conservation District in Fannin and Grayson Counties, Texas, hereinafter referred to as ("District"). This Agreement, made and entered into by and between the Greater Texoma Utility

#### WITNESSETH:

achieve the objectives provided in its enabling legislation and Chapter 36 of the Texas Water Code; and WHEREAS, the District is experiencing a need for administrative services in order to

WHEREAS, the Authority has staff experienced in water related activities; and

programs and activities; and engage the Authority to assist in providing administrative assistance in establishing the District's WHEREAS, the District has determined that it is in the best interest of the District to

providing such services; herein, is in the best interest of the District and that the Authority is qualified and capable of revised on October 17, 2011 from the Authority, as said proposal is modified and supplemented WHEREAS, the District has determined that the proposal dated October 11, 2011 and

the terms and conditions hereinafter set forth, the parties agree as follows: NOW, THEREFORE, in consideration of the mutual covenants contained herein, and of

as amended, modified, or supplemented herein. (attached hereto as "Exhibit A") Scope of Services made and submitted by the Authority to the District dated October 11, 2011. The Scope of Services. The term "Scope of Services" as used herein refers to the

activities and related services. Said Scope of Services is amended and superseded by specific the Authority and the District. terms of this Agreement, which may be amended in writing from time to time upon agreement of The Scope of Services is a general guideline for the commencement of administrative

at the direction of the District Board, and the District Board President to the extent that the Board Administrative Services. The Authority shall perform administrative services for the District

or Authority Board. Such directions from the District Board and Board President regarding the President's direction does not conflict with any District or Authority rule, policy, or order of the District retain outside professional services to be reimbursed by the District without prior authorization from the subject to the directions and orders of the District Board and Board President. The Authority shall not the "General Manager" as set forth in the District's Temporary District Rules, Bylaws, rules and orders. developing a management plan. Administrative services shall also include performance of the duties of assistance in developing personnel policies, operating procedures, refining of temporary rules and to recording and communication services, database collection and well registration services, as well as Agreement or the attached Scope of Services. Administrative services shall include, but not be limited performance of administrative services shall supplement any specific services delineated in this District. The District Board shall retain ultimate authority in decision-making under the District's Rules

- shall invoice the District for any such services performed hereunder during the preceding thirty (30) day actual costs incurred including hourly wages and benefits of the Authority employees, extra travel costs termination under Paragraph 4 unless the parties can otherwise agree in writing to a schedule of Authority within seven (7) business days after receipt of said invoice. Failure of the Authority and the month following receipt of any such invoice unless notice of protest or disagreement is given to the The District shall pay the full amount of invoices received from the Authority by the tenth day of the itemized in such a manner that the District may determine the reasonableness of the charges submitted. period, said invoice to be presented by the 25th day of the following month. to and from the District, and other direct costs, including fees for professional services. The Authority District to agree upon payment of such invoice within thirty (30) days of protest shall be grounds for Charges and Payment. Monthly payments shall be made by the District to the Authority for Said invoice shall be
- month term of this Agreement by written agreement between the parties. Either the District or the commencing as of the effective date of this Agreement, which shall be the later date that the District or the District shall remain responsible for its share of any costs for which it is obligated that remain of termination to the other party. Should the Authority or the District elect to terminate this Agreement, Authority may terminate this agreement for any reason at any time upon ninety (90) days written notice the Authority executes this Agreement. This Agreement may be renewed upon expiration of the 12existing and unpaid as of the effective date of termination. Terms of Agreement. The Term of this Agreement shall be for a 12-month period
- direct or consequential. All such claims for any and all loss, however caused, are hereby waived. contemplated that each party shall look to its respective insurance carriers for reimbursement of any the negligence of either party or of any of their respective agents, servants, or employees. absence of liability shall exist whether or not the damage, destruction, injury, or loss of life is caused by create a joint enterprise, nor does it appoint any party as an agent of any other party, for any purpose the contrary is hereby expressly disavowed. It is understood and agreed that this Agreement does not this Agreement is intended by either party to create a partnership or joint venture, and any implication to proceeds thereof, unless it is specifically covered therein as an additional insured. Nothing contained in such loss. Neither party shall have any interest or claim in the other's insurance policy or policies, or the Indemnity. Neither the District nor the Authority shall be liable to the other for loss, either

whatsoever. It is understood and agreed that by execution of this Agreement, no governmental powers or immunities are waived or surrendered by either the District or the Authority

- officer or servant of the District. No employee or agent of the District shall be, represent, act, or purport represent, act, purport to act or be deemed to be the agent, representative, subcontractor, employee, subcontractors, agents, and operations. Neither the Authority nor anyone employed by it shall be, independent contractor, and as such, shall have and maintain complete control over all of its employees. to act or be deemed to be the agent, representative, subcontractor, employee, officer, or servant of the Independent Contractor. The Authority is, and shall perform this agreement as,
- determined by the District Board to safeguard the District. The bond shall be conditioned on the faithful any funds of the District shall furnish good and sufficient bond payable to the District in an amount the officers, employees, and agents of the Authority who have been bonded in accordance with this reimburse the Authority for costs incurred in connection with providing administrative services to the Board shall provide the Authority with notice of any such alternative amount. The District shall the amount pursuant to a minute order or resolution adopted at a properly noticed meeting. The District Board hereby determines that the initial amount of each bond shall be set at \$50,000.00, and may alter bond shall be signed or endorsed by a surety company authorized to do business in Texas. The District performance of that person's duties and on accounting for all funds and property of the District. The District Board. The Authority shall limit the collection, payment, or handling of District funds only to 7. Surety Bond. Any officer, employee, or agent of the Authority who collects, pays, or handles Any such out-of-pocket costs exceeding \$2,500.00 per year shall require prior approval of the
- this Agreement shall be for the sole and exclusive benefit of the parties hereto, and not for the benefit of benefits to anyone other than the parties hereto, and all duties and responsibilities undertaken pursuant to any other party. No Third Party Rights. Nothing in this Agreement shall be construed to give any rights or There are no third party beneficiaries to this Agreement.
- and assigns of the Authority and the District thereto. Authority and the District hereto, and if so assigned, shall extend to and be binding upon the successors Assignment. This Agreement shall not be assignable except at the written consent of the
- delivered in writing personally, or sent by certified mail to George "Butch" Henderson, President, Red addresses for notice by providing notice of such address change in the aforesaid manner with specific deposited in a post office of the United States Postal Service. Either party may change their respective reference to this Agreement. Authority addressed to the President, Greater Texoma Utility Authority, 5100 Airport Drive, Denison, River Groundwater 75020-8448. Date of service of notice served by mail shall be the date on which such notice is Conservation District, PO Box 1214, Sherman, TX 75091-1214, and to the All notices given under this agreement shall be deemed properly served if
- 11. Authority Financial Obligations. Nothing in this agreement shall be construed to require the

required by valid rules, regulations, laws, or orders passed or promulgated by the United States of Authority to expend funds from any source other than the revenues received hereunder. be the responsibility of the District. America, the State of Texas, and regulatory or judicial branches thereof having lawful jurisdiction shall All costs

- or altered in any respect except in writing signed by the Authority and the District. Authority and the District hereto relative to the subject matter hereof and shall not be modified, changed Entire Agreement. This agreement embodies the entire understanding between the
- 13. Governing Law and Severability. This of Texas and the venue in Grayson County, Texas. of this Agreement shall take precedence. conflict between the terms of this Agreement and any exhibit attached hereto, the terms and conditions be severable and the invalidity of or inability to enforce other provisions hereof. This agreement shall be governed by the laws of the State The provisions of this agreement shall be deemed to In the event of a
- dispute over its meaning or application, be interpreted fairly and reasonably, and neither more strongly only and shall not be deemed a part of this Agreement. for or against either party. Interpretation. Captions and headings used in this Agreement are for reference purposes Although drawn by the Authority, this contract shall, in the event of any

authorized representatives to be affixed hereto, having been duly approved by the respective governing bodies and effective on the last date of execution as set forth below. WITNESS WHEREOF, the parties hereto have caused the signatures of their legally

GREATER TEXOMA UTILITY AUTHORITY 5100 AIRPORT DRIVE DENISON TX 75020-8448	RED RIVER GCD PO BOX 1214 SHERMAN TX 75091-1214
BY:President	BY:
DATE:	
ATTEST:	ATTEST:
Secretary-Treasurer	Secretary-Treasurer

#### Scope of Services

# Recording and Communication Services

- Act as point of contact for well owners by answering questions regarding rules
- Provide all postings for meetings and submit to county clerks
- Provide notice postings in timely manner
- Mail notices and rules as needed
- Prepare agenda after consultation with President
- Prepare and e-mail draft minutes to Board of Directors
- Complete minutes after review by Board of Directors
- Maintain website as needed
- Establish and maintain paper and electronic filing system
- Provide written communications to well owners, TWDB and others as needed
- Draft correspondence for signature by designated persons

# Ξ. Database Collection for Registered and Non-Registered Wells in the District

- mapping program, which will depict wells in the District Work with Alan Plummer & Associates, Inc. to develop well registration and
- Work with well owners to register wells and collect well registration fees
- Employ field technician to locate and verify wells in the District

# III. Development of Personnel and Other Policies

- committee and Board of Directors Prepare and present drafts of personnel policies for review by appropriate
- Prepare and present drafts of operating procedures for future staff to follow
- Assist Board of Directors in training personnel for District at appropriate time

# IV. Assistance for Rule Development

- Assist Board of Directors in refining temporary rules
- Assist Board of Directors in the development of a Management Plan

#### V. Accounting

- Provide accounting services including keeping financial records, issuing invoices paying invoices, etc.
- Prepare and present monthly financial statements
- Assist Board of Directors with development of budget
- Prepare and provide documentation for audit

## Approach to Provision of Services

- Staff is able to work diplomatically with well owners and others
- easier for well owners Use 800 number on all letterhead and other communication for calls to make contact
- Well-acquainted with TWDB staff
- Utilize assistance from Texas Alliance of Groundwater District members
- Coordinate District activities with GMA 8 activities
- desired Develop records and procedures in a manner that will make for easy transition when

### **Estimated Cost of Services**

to seek reimbursement for the costs of providing the services requested. These costs include: The Authority is a public agency. The Board's approach to provision of services has always been

- insurance, retirement, and accounting, etc.) The salary and employer personnel costs (social security, worker's compensation
- Mileage for travel required at the rate set annually by IRS
- copies, postage, and similar expenses directly associated with the project) Any direct expenses required to provide the services requested (telephone charges
- accounting without prior authorization from the Board of Directors The contract for services will not exceed \$100,000 for administration and \$4,300 for
- Billing Rates:
- Administration \$80 per hour
- Project Coordinator \$45 per hour
- Secretary/Mapping Technician \$35 per hour
- Finance Officer \$55 per hour
- Accounting Assistant \$35 per hour
- o Office Clerk \$10 per hour