

MINUTES OF THE REGULAR MEETING
of the
REGIONAL WATER PLANNING GROUP "I"
Wednesday, July 17, 2019 – 10:00 a.m.
Nacogdoches Recreation Center
1112 North Street, Nacogdoches, Texas

1. **Call to Order** – Kelley Holcomb, Chair, called the meeting to order at 10:10 a.m.
2. **Invocation & Pledge of Allegiance** – Worth Whitehead
3. **Roll Call and Determination of Quorum** – The roll was called by Stacy Corley and a quorum was determined as follows:

Voting Members Present: (13 of 22)

David Alders
Josh David
Chris Davis
Mark Dunn
Roger Fussell
Scott Hall
Kelley Holcomb
Fred Jackson
Amanda Maloukis
John Martin
Monty Shank
Randy Stanton
Worth Whitehead

Voting Members Absent: (6)

David Brock
Stevan Gelwick
Matthew McBroom
David Montagne
Gregory Morgan
Darla Smith

Voting Member Category Vacancies: (3)

(1) Public (Don Iles)
(1) Small Business
(1) Industries

Non -Voting Members Present: (1)

Ben A. Stephenson – Dallas Water Utilities

Government Reporting Agencies:

Lann Bookout, TWDB

Mark Cochran, TSSWCB – Nacogdoches

Staff and Consultants:

Stacy Corley, City of Nacogdoches

Cynthia Syvarth, Alan Plummer Associates, Inc.

Jordan Skipwith, Freese & Nichols

Jeremy Rice, Freese & Nichols

Other Guests:

Mary S. Vann, Sabine River Authority

Debra Malus, Sabine River Authority

Gary Ashmore, LTGCD

John McFarland, PWGCD

Terry Stelly, Texas Parks & Wildlife

Yassin Gallardo, LNVA

Connie Standridge, Region C

Teresa Griffin, Panola GCD

4. Consideration and approval of the minutes of the April 17, 2019 meeting.

David Alders moved to approve the minutes as written. The motion was seconded by Mark Dunn and unanimously passed.

5. Report from City of Nacogdoches – Stacy Corley – No report.**6. Reports of adjoining regions activity:**

- a. Region C – Vacant, however, Connie Standridge from Region C was in attendance and stated they met June 24th and just completed Task 8 working on Task 7 and Hydrologic Variance request for Water Management Strategies
- b. Region D – Amanda Maloukis – stated Region D had met twice since Region I last met and will meet on the 1st August. Region D is running similar to Region I in tasks. Dialogue between Region C and D had begun.
- c. Region H – Scott Hall – stated Region H met June 5th and is focusing on conservation and waste water reuse for irrigation purposes.

7. Reports from Standing Committees:

- a. Executive Committee – Kelley Holcomb – No meeting or report
- b. Finance Committee – Mark Dunn – met today discussed the budget and the outstanding county dues but defers to Agenda Item 12.

- c. Bylaws Committee – David Alders – met this morning but defers proposal to Agenda Item 13.
- d. Technical Committee – Scott Hall – No meeting or report
- e. Nominations Committee – Monty Shank stated the committee met, he noted there are four (4) vacancies: Water Utilities, Public, Small Business and Industrial. Mr. Shank reported he had received four names but only two were viable. He asked for membership help in reaching out to people in their regions for submission of nominations.

8. Reports from other state agencies:

- a. Texas Water Development Board staff – Lann Bookout

Lann reviewed the following House and Senate Bills:

HB 807 – established an Interregional Planning Council based on RWPG nominations (one member from each RWPG) during each five-year planning cycle prior to the adoption of a new state water plan, as well as adding several new requirements to the development of the Regional Water Plans. The bill establishes the council's purposes as the improvement of coordination among the regional water planning groups, and between each regional water planning group and the TWDB. The bill requires the council to hold at least one public meeting and prepare a report to the TWDB on the council's work. (*Effective immediately*)

HB 721 – requires TWDB to conduct studies of ASR projects and aquifer recharge projects in the SWP or identified by interested persons, and report on the results of those studies to RWPGs and interested persons. Conduct a statewide survey to identify the relative suitability of various major and minor aquifers for use in ASR projects or aquifer recharge projects and prepare a report of the survey. Complete first feasibility study by September 2020 and Statewide survey report due to state leadership December 15, 2020.

HB 723 – requires the Texas Commission on Environmental Quality (TCEQ) to obtain or develop updated WAMs for the Brazos, Neches, Red, and Rio Grande River Basins by December 1, 2022.

SB 7 – (Flood Funding) is aimed at providing funding through multiple funds and accounts for: Flood planning/protection/mitigation; Data collection and modeling; and Hurricane Harvey Projects (through TDEM)

SB 8 – (Flood Planning) establishes a state and regional flood planning process administered by TWDB; Flood planning regions will be by river basin; first regional flood plan due January 10, 2023; first state flood plan due September 1, 2024. Requires the State Soil and Water Conservation Board prepare a 10-year dam repair, rehabilitation, and maintenance plan for flood control dams under their jurisdiction.

Flood Stakeholder Input – TWDB is planning stakeholder meetings around the state to gather preliminary input on SB 7 and SB 8 implementation. These meetings will provide input for rulemaking.

- b. Texas Department of Parks & Wildlife – Terry Stelly – retired June 30th and there has been no appointment to replace him to date.
- c. Texas Department of Agriculture – Manual Martinez - Absent
- d. Texas Soil and Water Conservation Board – Rusty Ray – Absent. Mark Cochran present for Rusty Ray, no report.

9. Report from consultant team.

- a. Review of 5th Cycle Water Planning schedule by Cynthia Syvarth.

Cynthia informed the planning group that Alan Plummer Associates, Inc. is now just Plummer. Her new E-mail address is csyvarth@plummer.com but the old one will still work for now.

Chair Kelley Holcomb made request for the TWDB Socioeconomic Impact Analysis by letter dated May 31, 2019 to Mr. Jeff Walker, still waiting for response. Region I is on schedule for the TWDB/RWPG Contract Amendment for FY 2020 and Identifying Potentially Feasible WMSs.

- b. Update on current 5th Cycle Water Planning activities by Jason Skipwith with Freese & Nichols.
 - i. County Review: Anderson, Houston, Panola, Sabine, Shelby, and Trinity Counties
 - Anderson County:
 - Slow growth in population through 2040 decade; then flat
 - Primary water use is municipal
 - Both developed and total supply significantly exceed demand equals total demand
 - No WUGs with identified needs at this time
 - Houston County:
 - Low population growth
 - Primary water uses are municipal, manufacturing, and irrigation
 - Developed supply exceeds total demand throughout the planning cycle
 - Undeveloped supplies are significant
 - Shortage for livestock identified
 - Panola County:
 - Slow but steady population growth over planning period
 - Primary water uses are mining, municipal and livestock
 - Developed supply exceeds demands throughout the planning period
 - Limited undeveloped supplies
 - Shortage for livestock identified
 - Sabine County:
 - Small population increase in 2020 decade; flat for remainder of planning period

- Primary water uses are municipal and mining
 - Developed supply slightly less than anticipated demand
 - Total supply (including undeveloped) far exceeds demand
 - No water shortages identified as demand will be met by increasing developed supply
 - Shelby County:
 - Low population growth projected
 - Primary water use is livestock
 - Demand exceeds total supplies throughout the planning period
 - Shortage for livestock is projected
 - Trinity County
 - Slow growth in population through 2040 decade; than flat
 - Primary water use is municipal
 - Both developed and total supply significantly exceed demand equals total demand
 - No WUGs with identified needs at this time
- ii. Chapter 6: Impacts of the Regional Water Plan and Consistency with Protection of Resources
- Water resources:
 - Surface water
 - Groundwater
 - Agricultural Resources:
 - Irrigation
 - Natural Resources:
 - Timber
 - Energy resources
 - Parks and public lands
 - Threatened and endangered species
 - Additions to required content:
 - Description of unmet municipal needs
 - Description of socioeconomic impacts of unmet needs
 - Impacts on unique river and stream segments
- iii. Chapter 8: Unique Stream Segments, Unique Reservoir Sites, and Legislative and Regulatory Recommendations
- Unique stream segments
 - Texas Parks & Wildlife Department identified 41 unique segments in 2005
 - Unique reservoir sites
 - Two unique reservoir sites
 - Legislative and regulatory recommendations
 - There are no changes to chapter requirements
 - Title 31 Texas Administrative Code§357.43(b)
 - Unique stream segments
 - Unique reservoir sites

10. Public Comments. (Limited to 3 minutes) None**11. Consideration and Approval for the City of Nacogdoches to amend and execute the Regional Water Planning Contract with TWDB for additional funding.**

David Alders made motion to approve the City of Nacogdoches to amend and execute the Regional Water Planning Contract with TWDB for additional funding. The motion was seconded by Mark Dunn and unanimously approved.

12. Consideration and Approval of the FY 2020 Annual Budget.

Mark Dunn presented the FY 2020 Budget for the Region I Administration in the amount of \$17,500 as a motion. The motion was seconded by Josh David and unanimously passed.

13. Consider and Possible Approval of a change in the By-Laws to allow for the designation of Alternate Voting Members.

After discussion in the April 17, 2019 meeting regarding designation of alternate voting members, the board agreed to send an E-mail to Lann Bookout requesting that TWDB ask for an AG's opinion on the legality of designating an alternate for a voting member.

David Alders introduced the response from the TWDB attorney. In brief, the RWPG members, while their office was created by legislation, the Legislature expressly delegated to the TWDB and to the RWPGs the authority to set procedures to carry out their responsibilities under the statute. RWPGs can adopt in their by-laws the ability of a member to have another person deliberate and vote on their behalf while they are absent. Therefore, RWPG members may designate another to deliberate and vote for them as long as that delegation is allowed in the RWPG's by-laws and the process in the by-laws is followed.

Proposed Article VII – Designated Alternates

Each member may designate an alternate to represent them when the member is unable to attend a meeting. The alternate must represent the interest group with which the member is affiliated and must reside or work within the boundaries of the ETRWPG. The alternate shall be designated in writing to both the Chairman and the administrative officer at least 48 hours prior to the meeting at which the designated alternate will represent the member. The Chairman shall not recognize the designation of more than one (1) alternate per member at any given meeting nor recognize more than two (2) alternate designations per member per calendar year. The designated alternate shall have the same voting privileges and duties as the member except that an alternate may not serve in the role of an officer or chair a committee.

David Alders stated if approved the Articles would need to be re-numbered and Table of Contents corrected as well.

John Martin made a motion to approve the proposed Article VII – Designated Alternates as presented. The motion was seconded by Worth Whitehead and unanimously passed.

14. Consider and possible Approval of nominations to serve on the Interregional Planning Council.

HB 807 has established the Interregional Planning Council and nominations from each RWPG may be submitted to the TWDB Board, only one member may serve on the Council as appointed by the TWDB. Council membership will be appointed each five-year cycle prior to the adoption of a new state water plan and appointments will expire once a new state water plan is adopted.

Chair Kelley Holcomb opened the floor to nominations for the IPC:

John Martin and David Alders nominated Kelley Holcomb.
Robert Fussell nominated David Alders.

Josh David called for nominations to cease.

Roger Fussell made a motion to approve Kelley Holcomb and David Alders as Region I's nominations to the Interregional Planning Council. The motion was seconded by Randy Stanton and unanimously passed.

15. General Discussion

Chair Kelley Holcomb advised the group that public hearings are coming up for the IPP and historically have been held in Beaumont, Nacogdoches and Tyler. The last cycle hearing was held only in Nacogdoches as the other locations had low attendance.


Roger Fussell and Randy Stanton advised the Lumberton MUD will have a substantial increase in water supply demands in the very near future due to a new residential-commercial development coming to Jefferson and Orange Counties.

16. Set Next Meeting Date – October 15, 2019

17. Adjourn

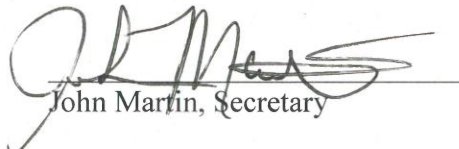
Mark Dunn moved to adjourn at 11:48 AM. The motion was seconded by David Alders and unanimously passed.

APPROVED THIS 15th day of October 2019.



Kelley Holcomb, Chair
ETRWPG – Region I

ATTEST:



John Martin, Secretary

Minutes approved October 15, 2019