



Board Meeting
&
Workshop

Clearwater Underground Water Conservation District
700 Kennedy Court
Belton, Texas

Wednesday
December 8, 2021
1:30 p.m.

**Clearwater Underground Water Conservation District
Board Members**

Leland Gersbach, Director Pct. 1

President

7872 Hackberry
Holland, TX 76534
Phone: 254-657-2679
E-mail: lgersbach@cuwcd.org

Work: Brockway, Gersbach, Franklin
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3520 SW H.K. Dodgen Loop
Temple, TX 76504
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Gary Young, Director Pct. 2

Secretary

1314 Creek View
Salado, TX 76571
Cell Phone: 972-571-3118
E-mail: gyoung@cuwcd.org

Jody Williams, Director Pct. 3

15098 FM 437 South
P.O. Box 780
Rogers, TX 76569
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Scott Brooks, Director Pct. 4

425 Mercy Ranch Rd.
Florence, TX 76527
Phone: 254-226-4000
E-mail: sbrooks@cuwcd.org

David Cole, Director At-Large

Vice President

2401 Brown Circle
Killeen, TX 76543-2930
Cell Phone: 254-289-1219
E-mail: dcole@cuwcd.org

Revised Dec. 26, 2018

Agenda

**NOTICE OF THE MEETING OF THE
CLEARWATER UNDERGROUND WATER CONSERVATION DISTRICT
December 8, 2021**

Notice is hereby given that the above-named Board will hold a Workshop and Board meeting on Wednesday, December 8, 2021 beginning at 1:30 p.m., in the Clearwater UWCD Board Room located at 700 Kennedy Court, Belton, Texas. The following items of business will be discussed¹.

Workshop:

1. Receive update related to Data Management System (DMS).
2. Receive information related to FY21 LRE, Baylor, and Standen collaborative study.
3. Receive information related to the 5 Year Strategic Plan.
4. Receive update related to Karst Coalition and future development of RHCP.
5. Receive information related to Groundwater Management Area 8, per the Joint Planning and Development of the Round 3 Desired Future Conditions.

Board Meeting:

1. Invocation and Pledge of Allegiance.
2. Public comment².
3. Approve minutes of November 10, 2021 Board meeting.
4. Discuss, consider, and take appropriate action if necessary, to accept the monthly financial report for November 2021 (FY22) as presented.
5. Discuss, consider, and take appropriate action if necessary, to accept the monthly investment fund account report for November 2021 (FY22) as presented.
6. Discuss, consider, and take appropriate action if necessary, to amend FY21 year end close out.
7. Discuss, consider, and take appropriate action if necessary, to approve the FY22 line-item budget amendments as requested.
8. Discuss, consider, and take appropriate action if necessary, to approve CUWCD/Bell County ILA related to rural plats and groundwater availability studies.
9. Hold Public Hearing on the following application:
 - a) Discuss, consider, and take appropriate action if necessary, on a proposed operating permit for 2 existing wells for Whitley 20 Stillman Valley, LLC. Well # 1 (N2-20-008P) authorizing an operating permit to serve 8 homes not to exceed 2.6 ac-feet/yr. or 855,414 gallons per year, and Well #2 (N2-20-009P) authorizing an operating permit to serve 7 homes not to exceed 2.3 ac-feet/yr. or 748,487 gallons per year. Wells are completed in the Hosston Layer of the Trinity Aquifer and equipped with submersible pump rate not to exceed 17-gpm on a 43.435-acre tract located on the corner of Stillman Valley Road and Firefly Road, Florence, Texas.
10. General Manager's report concerning office management and staffing related to District Management Plan³.
11. Receive monthly staff report and possible consideration and Board action on the following⁴:
 - a. Drought Status reports
 - b. Education Outreach update
 - c. Monitoring Well reports
 - d. Rainfall report
 - e. Well Registration update
 - f. Aquifer Status and Non-exempt Monthly Well Production reports
12. Director comments and reports¹.
13. Discuss agenda items for next meeting.
14. Set time and place for next meeting.
15. Adjourn.

Dated the 3rd day of December, 2021.

Leland Gersbach, Board President

By: Dirk Aaron
Dirk Aaron, Asst. Secretary

FILED PER RECORDS
2021 DEC -3 A 9:04

Agenda items may be considered, deliberated and/or acted upon in a different order than set forth above.

The Clearwater Underground Water Conservation District is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal opportunity for effective communications will be provided upon request. Please contact the District office at 254-933-0120 at least 24 hours in advance if accommodation is needed.

¹During the meeting, the Board reserves the right to go into executive session for any of the purposes authorized under Chapter 551 of the Texas Government Code, for any item on the above agenda or as otherwise authorized by law.

²Citizens who desire to address the Board on any matter may sign up to do so prior to this meeting. Public comments will be received during this portion of the meeting. Please limit comments to 3 minutes. No discussion or final action will be taken by the Board except as authorized by section 551.042 of the Government Code.

³No formal action will be taken by the Board on these agenda items. These items are on the agenda to provide the District's staff, Public Task Force Committees, and Directors with an opportunity to bring to the public's and each other's attention important activities and issues pertinent to the management of groundwater within the District, including, but not limited to, current events in the District involving groundwater, wells, or District permittees, state or regional developments related to water management, and activities of the staff, Public Advisory Committee, and Directors. Substantive deliberation and formal action on any of these issues will be conducted pursuant to a specific item on a future agenda.

Minutes - Item #3

Clearwater Underground Water Conservation District Meeting
700 Kennedy Court
Belton, TX
Wednesday, November 10, 2021
Minutes

The Clearwater Underground Water Conservation District (CUWCD) held a Board meeting on Wednesday, October 13, 2021 at 1:30 p.m. at the Clearwater UWCD Building, located at 700 Kennedy Court, Belton, Texas.

Board Members Present:

Leland Gersbach, President, Pct 1
David Cole, Vice President, At Large
Gary Young, Secretary, Pct 2
Jody Williams, Director, Pct 3
Scott Brooks, Director, Pct 4

Absent:

Staff:

Dirk Aaron, General Manager
Shelly Chapman, Admin Manager

Guest:

Sandra Blankenship – WICD 1
Bill Schumann – County Commissioner

Workshop convened with President, Leland Gersbach, at 1:30 p.m.

Workshop Item #1: Receive information related to records retention policy.

The District is required by State law to be in compliance with the Texas Library & Archives Commission, and Local Government Records Act related to the District's record retention policy. Dirk Aaron received an e-mail from Michelle Johnson at the State Library stating she was missing the Local Government Records Act compliance paperwork for Clearwater. She instructed Dirk on the steps to get in compliance. Dirk replied to Michelle that the compliance paperwork had been sent in back in June 2013 to Bonnie Zuber and resubmitted the documents as requested. Michelle thanked Dirk for his detailed response and noted that the documents had not been digitized. She indicated that she would look for the original documents.

Workshop Item #2: Receive information related to the 2021 Bell County Water Symposium.

Dirk Aaron discussed the plans, agenda, and line-up for the Water Symposium to be held at the Bell County Expo Center on Wednesday, November 17th.

Workshop Item #3: Receive information related to Groundwater Management Area 8, per the Joint Planning and Development of the Round 3 Desired Future Conditions.

Dirk Aaron highlighted points of interest from the GMA 8 meeting he and Gary Young attended on November 4th in Cleburne, TX.

Workshop closed and Board meeting convened with President, Leland Gersbach, at 2:22 p.m.

1. Invocation and Pledge of Allegiance.

Vice President, David Cole, gave the invocation.
Secretary, Gary Young, led the Pledge of Allegiance.

2. Public Comment.

None.

3. Approve minutes of the October 13, 2021 Board meeting.

Board members received the minutes of the October 13, 2021 Board meeting and workshop in their Board packet to review prior to the meeting.

Director, David Cole, pointed out an error in the spelling of Scott Brooks name (spelled Scoot) in the motion to approve the minute of the October 13, 2021 meeting. Correction noted on minutes.

Secretary, Gary Young, moved to approve the minutes of the October 13, 2021 Board meeting and Workshop with correction as noted. Director, Jody Williams, seconded the motion.

Motion carried 5-0.

4. Discuss, consider, and take appropriate action if necessary, to accept the monthly financial report for October 2021 (FY22) as presented.

Board members received the monthly financial report for October 2021 in their Board packet to review prior to the meeting.

Vice President, David Cole, moved to accept the monthly financial report for October 2021 as presented. Director, Scott Brooks, seconded the motion.

Motion carried 5-0.

5. Discuss, consider, and take appropriate action if necessary, to accept the monthly Investment Fund Account report for October 2021 (FY22) as presented.

Board members received the monthly investment fund account report for October 2021 in their Board packet to review prior to the meeting.

Secretary, Gary Young, moved to accept the monthly investment fund account report for October 2021 as presented. Vice President, David Cole, seconded the motion.

Motion carried 5-0.

6. Discuss, consider, and take appropriate action if necessary, to approve the FY21 line-item budget amendments as requested.

Shelly Chapman and Dirk Aaron presented a request as listed below. They noted that these are simple adjustments between line items for the purpose of officially closing out FY21.

Vendor	Line Item	Over Budget	Amount Requested	New Balance	From	Available Funds	New Balance
IN-HOUSE Line item adjustments for FY21 Close Out							
Payroll	52005-Admin Assist	\$0.04	\$0.04	\$0.04	52055-payroll exp	\$23.23	\$23.19
	52015-General Mgr	\$0.04	\$0.04	\$0.04	52055-payroll exp	\$23.19	\$23.15

40010 BellCAD Current Year Tax -\$20,097.52
 40015 BellCAD Delinquent Tax -\$3,709.69
 (uncollected taxes) **-\$23,807.21**

Adjst line item 53760 - Reserves for uncollected taxes - AMEND budget from \$20,000 to \$23,807.21

53760 - Reserves for uncollected tax (original budget) \$20,000.00
 (adjustment for uncollected tax) -\$23,807.21
 (return to Contingency Fund) **-\$3,807.21**

50250 Current Contingency Fund \$26.00
 Return to Contingency Fund -\$3,807.21
 Adjusted Contingency Fund **-\$3,781.21**

Director, Scott Brooks, moved to approve the FY21 line-item budget amendments as requested. Vice President, David Cole, seconded the motion.

Motion carried 5-0.

7. *Discuss, consider, and take appropriate action if necessary, to close out FY2021 budget year as presented.*

Shelly Chapman and Dirk Aaron presented the final close out numbers for FY2021 as listed below:

Original Budget set for FY20:	\$ 795,203.00 (projected income and expenses – page 1)
Reserves from prior year:	\$ 35,000.00 (page 5)
Total Amended Budget:	\$ 830,203.00 (total projected expenses and income – page 5)

The following describes the year end closeout for **FY21**.

Actual income:	\$ 750,439.49 (Tax Revenue, Permit Fees, and Delinquent Taxes Collected – pg 1)
Reserve Funds from prior year	\$ 35,000.00 (page 5)
Adjusted Income:	\$ 785,439.49

Total Expenses: **\$ 677,846.89** (page 5)

Gross Return to Fund Balance: **\$ 107,592.60** (page 5)
(from current year operation)

Less reserves from prior year: **\$ 35,000.00** (page 5)

Net Return to Fund Balance: **\$ 72,592.60** (page 5)

Dirk recommended the Board approve the FY2021 close out as presented with a return to fund balance of \$72,592.60.

Director, Scott Brooks, moved to approve close out of the FY2021 budget year as presented. Director, Jody Williams, seconded the motion.

Motion carried 5-0.

8. *Discuss, consider, and take appropriate action if necessary, to approve the FY22 line-item budget amendments as requested.*

Shelly Chapman stated there were no budget amendments requests for FY22.

9. *Hold Public Hearing on the following application:*

a) Discuss, consider, and take appropriate action if necessary, on a proposed operating permit for 2 existing wells for Whitley 20 Stillman Valley, LLC. Well # 1 (N2-20-008P) authorizing an operating permit to serve 8 homes not to exceed 2.6 ac-feet/yr. or 855,414 gallons per year, and Well #2 (N2-20-009P) authorizing an operating permit to serve 7 homes not to exceed 2.3 ac-feet/yr. or 748,487 gallons per year. Wells are completed in the Hosston Layer of the Trinity Aquifer and equipped with submersible pump rate not to exceed 17-gpm on a 43.435-acre tract located on the corner of Stillman Valley Road and Firefly Road, Florence, Texas. – CANCELLED

Dirk Aaron commented that this public hearing had been cancelled for now. Dirk and the District consultants did not concur with the application findings. The public hearing will be rescheduled for a later date to be determined.

No action taken.

10. *Hold Public Hearing on the following application:*

a) Discuss, consider, and take appropriate action if necessary, on a proposed combination drilling and operating permit not to exceed 5.0 ac/ft/yr. for Zachary & Charlotte Baird authorizing drilling and operating production from a new well (#N2-21/008P) to be completed in the Hensell Layer of the Trinity Aquifer at a rate not to exceed 30-gpm to produce groundwater for domestic use in a shared well system serving no more than 8 homes and no more than 22 people on an 8.47-acre tract located at 21801 Williamson Road, Salado, Texas 76571. – CANCELLED

Dirk Aaron commented that this public hearing had been cancelled for now. Dirk and the District consultants did not concur with the application findings. The public hearing will be rescheduled for a later date to be determined.

No action taken.

11. General Manager's report concerning office management and staffing related to District Management Plan.

- Dirk explained the situation regarding the breach of his email on Oct 27th. The District's IT guys got right on it and took care of the situation.
- The server backup battery system needs to be replaced. Engineer Austin is working on this.
- Dirk explained building repair needs. These include roof repair, exterior paint, flooring issues, and building expansion.
- Conversation and discussion on redistricting.

12. Review monthly report and possible consideration and Board action on the following:

- a) Drought Status Reports***
- b) Education Outreach Update***
- c) Monitoring Wells***
- d) Rainfall Reports***
- e) Well Registration Update***
- f) Aquifer Status Report & Non-exempt Monthly Well Production Reports***

(Copiers of the Monthly Staff Reports were given to the Board Members to review. No action required. Information items only.)

13. Director's comments and reports.

- **Leland Gersbach:** None
- **Jody Williams:** None
- **Gary Young:** None
- **Scott Brooks:** None
- **David Cole:** None

14. Discuss agenda items for the next meeting.

- Possible ILA with Bell County for rural plats and groundwater availability study.
- Presentation from Consultants regarding the collaborative project.
- Timeline for rule changes.
- Possible permit hearing.
- Christmas reception.

15. Set time and place of next meeting.

Wednesday, December 8, 2021 at 1:30 p.m.

16. Adjourn.

Leland Gersbach, President

ATTEST:

Gary Young, Secretary or
Dirk Aaron, Assistant Secretary

Financial Report - Item #4

Clearwater Underground Water Conservation
Balance Sheet
As of November 30, 2021

	Nov 30, 21
ASSETS	
Current Assets	
Checking/Savings	
10005 · Cash-Reg Operating	26,194.13
10500 · Cash-TexPool Prime	552,960.44
10505 · Cash - TexPool	547,440.79
Total Checking/Savings	1,126,595.36
Accounts Receivable	
11000 · Accounts Receivable	1,500.00
Total Accounts Receivable	1,500.00
Other Current Assets	
11005 · Accounts Receivable - Taxes	22,425.93
Total Other Current Assets	22,425.93
Total Current Assets	1,150,521.29
Fixed Assets	
15005 · Land	59,981.29
15010 · Leasehold Improvements	19,000.00
15015 · Building	306,734.08
15016 · Storage Building	104,382.03
15018 · Monitor Wells	92,938.18
15019 · Mobile Classroom Trailer	90,688.85
15020 · Field Equipment	17,243.55
15023 · Vehicles	6,920.00
15025 · Office Equipment	71,574.04
15030 · Accumulated Depreciation	-208,221.30
Total Fixed Assets	561,240.72
TOTAL ASSETS	1,711,762.01
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Other Current Liabilities	
21000 · Deferred Tax Revenue	22,425.93
21050 · Compensated Absences Accrued	13,352.88
24000 · Payroll Liabilities	
24005 · Retirement Acct	1,921.25
Total 24000 · Payroll Liabilities	1,921.25
Total Other Current Liabilities	37,700.06
Total Current Liabilities	37,700.06
Total Liabilities	37,700.06
Equity	
31000 · Unappropriated Fund Balance	863,207.26
32000 · *Retained Earnings	-20,994.84
33000 · Investment in Fixed Assets	592,189.66
Net Income	239,659.87
Total Equity	1,674,061.95
TOTAL LIABILITIES & EQUITY	1,711,762.01

**Clearwater Underground Water Conservation
Profit & Loss Budget vs. Actual
October through November 2021**

2:00 PM
12/02/2021
Accrual Basis

	Nov '21	Oct '21 thru Nov '21	FY22 Original Budget	FY22 Amended Budget	\$ Over Budget
Ordinary Income/Expense					
Income					
40005 · Application Fee Income	3,000.00	3,000.00	50,000.00	50,000.00	-47,000.00
40010 · Bell CAD Current Year Tax	285,659.38	305,636.08	777,106.00	777,106.00	-471,469.92
40015 · Bell CAD Delinquent Tax	582.07	1,875.61	10,000.00	10,000.00	-8,124.39
40020 · Interest Income	42.29	78.19	1,000.00	1,000.00	-921.81
40030 · Transport Fee Income	0.00	0.00	1,500.00	1,500.00	-1,500.00
Total Income	289,283.74	310,589.88	839,606.00	839,606.00	-529,016.12
Gross Profit	289,283.74	310,589.88	839,606.00	839,606.00	-529,016.12
Expense					
50000 · Administrative Expenses					
50100 · Audit	0.00	0.00	8,500.00	8,500.00	-8,500.00
50200 · Conferences & Prof Development	0.00	0.00	4,000.00	4,000.00	-4,000.00
50250 · Contingency Fund	0.00	0.00	90,264.00	90,264.00	-90,264.00
50300 · Director Expenses					
50305 · At Large	0.00	0.00	1,500.00	1,500.00	-1,500.00
50310 · Pct. 1	0.00	0.00	1,500.00	1,500.00	-1,500.00
50315 · Pct. 2	0.00	0.00	1,500.00	1,500.00	-1,500.00
50320 · Pct. 3	0.00	0.00	1,500.00	1,500.00	-1,500.00
50325 · Pct. 4	0.00	0.00	1,500.00	1,500.00	-1,500.00
Total 50300 · Director Expenses	0.00	0.00	7,500.00	7,500.00	-7,500.00
50400 · Director Fees					
50405 · At Large	0.00	150.00	2,550.00	2,550.00	-2,400.00
50410 · Pct. 1	0.00	0.00	2,550.00	2,550.00	-2,550.00
50415 · Pct. 2	0.00	150.00	2,550.00	2,550.00	-2,400.00
50420 · Pct. 3	0.00	150.00	2,550.00	2,550.00	-2,400.00
50425 · Pct. 4	0.00	0.00	2,550.00	2,550.00	-2,550.00
Total 50400 · Director Fees	0.00	450.00	12,750.00	12,750.00	-12,300.00
50500 · Dues & Memberships	1,980.00	2,130.00	4,000.00	4,000.00	-1,870.00
50550 · Election Expense	0.00	0.00	500.00	500.00	-500.00
50600 · GMA 8 Expenses					
50605 · Technical Committee	0.00	0.00	5,000.00	5,000.00	-5,000.00
50610 · Administration	0.00	0.00	2,500.00	2,500.00	-2,500.00
Total 50600 · GMA 8 Expenses	0.00	0.00	7,500.00	7,500.00	-7,500.00
50700 · Meals	151.32	151.32	1,000.00	1,000.00	-848.68
50800 · Mileage Reimbursements	0.00	0.00	5,000.00	5,000.00	-5,000.00
50900 · Travel & Hotel	773.00	773.00	4,500.00	4,500.00	-3,727.00
Total 50000 · Administrative Expenses	2,904.32	3,504.32	145,514.00	145,514.00	-142,009.68
52000 · Salary Costs					
52005 · Administrative Assistant	4,666.67	9,333.34	56,000.00	56,000.00	-46,666.66

	Nov '21	Oct '21 thru Nov '21	FY22 Original Budget	FY22 Amended Budget	\$ Over Budget
52010 · Educational Coord/Support Tech	3,882.58	8,049.25	50,000.00	50,000.00	-41,950.75
52015 · Manager	8,617.42	16,950.75	100,000.00	100,000.00	-83,049.25
52020 · Part Time/Intern	0.00	0.00	4,500.00	4,500.00	-4,500.00
52025 · Office Assistant/Field Tech	3,916.67	7,833.34	47,000.00	47,000.00	-39,166.66
52040 · Health Insurance	2,901.93	8,210.45	34,525.00	34,525.00	-26,314.55
52045 · Payroll Taxes & Work Comp	1,662.74	3,309.69	25,300.00	25,300.00	-21,990.31
52050 · Retirement	861.25	1,722.50	11,385.00	11,385.00	-9,662.50
52055 · Payroll Expenses	8.66	8.66	125.00	125.00	-116.34
52060 · Freshbenies	36.00	72.00	432.00	432.00	-360.00
Total 52000 · Salary Costs	26,553.92	55,489.98	329,267.00	329,267.00	-273,777.02
53000 · Operating Expenses					
53010 · Bank Service Charges	0.00	0.00	50.00	50.00	-50.00
53020 · Advertisement	199.50	199.50	4,000.00	4,000.00	-3,800.50
53030 · Appraisal District	0.00	0.00	9,000.00	9,000.00	-9,000.00
53100 · Clearwater Studies					
53105 · Trinity Studies					
53105.1 · Pumping Distribution	0.00	0.00	3,750.00	3,750.00	-3,750.00
53105.2 · Pumping Test	0.00	0.00	0.00	0.00	0.00
53105.3 · Synoptic	0.00	0.00	0.00	0.00	0.00
53105.4 · GAM Run	0.00	0.00	7,000.00	7,000.00	-7,000.00
53105.5 · Mgmt Options	0.00	0.00	7,000.00	7,000.00	-7,000.00
53105.6 · Water Quality Studies	0.00	0.00	0.00	0.00	0.00
Total 53105 · Trinity Studies	0.00	0.00	17,750.00	17,750.00	-17,750.00
53110 · Edwards BFZ Studies					
53110.1 · Pumping Distribution	0.00	0.00	3,750.00	3,750.00	-3,750.00
53110.2 · Pumping Test	0.00	0.00	0.00	0.00	0.00
53110.3 · Synoptic	0.00	0.00	0.00	0.00	0.00
53110.4 · Spring Shed (Baylor)	0.00	0.00	0.00	0.00	0.00
53110.5 · Water Quality Studies	0.00	0.00	0.00	0.00	0.00
53110.6 · GAM Calibration	0.00	0.00	10,000.00	10,000.00	-10,000.00
Total 53110 · Edwards BFZ Studies	0.00	0.00	13,750.00	13,750.00	-13,750.00
53115 · Drought Contingency Plan	0.00	0.00	0.00	0.00	0.00
53120 · Endangered Species					
53120.1 · Coalition	0.00	0.00	0.00	0.00	0.00
53120.2 · Reimbursable Order	0.00	0.00	22,500.00	22,500.00	-22,500.00
53120.3 · 4(d) rule	0.00	0.00	0.00	0.00	0.00
53120.4 · DPS Petition	0.00	0.00	0.00	0.00	0.00
53120 · Endangered Species - Other	0.00	0.00	0.00	0.00	0.00
Total 53120 · Endangered Species	0.00	0.00	22,500.00	22,500.00	-22,500.00
53125 · Environmental Flows	0.00	0.00	0.00	0.00	0.00
53130 · General Consulting					
53130.1 · DFC Process	0.00	0.00	5,000.00	5,000.00	-5,000.00
53130.2 · Eval of Rules	0.00	0.00	5,000.00	5,000.00	-5,000.00

	Nov '21	Oct '21 thru Nov '21	FY22 Original Budget	FY22 Amended Budget	\$ Over Budget
53130.3 · Eval. Hydrogeologic Report	0.00	0.00	0.00	0.00	0.00
53130.4 · Investigations	11.00	11.00	8,000.00	8,000.00	-7,989.00
53130.5 · Geo Logging	0.00	0.00	5,000.00	5,000.00	-5,000.00
53130.6 · Aquifer Monitor Well Tool	0.00	0.00	0.00	0.00	0.00
53130.7 · ASR Study	0.00	0.00	0.00	0.00	0.00
53130.8 · Data Release	0.00	0.00	0.00	0.00	0.00
Total 53130 · General Consulting	11.00	11.00	23,000.00	23,000.00	-22,989.00
53135 · Monitor Well Construction	0.00	0.00	0.00	0.00	0.00
53140 · Monitor Wells Expenses	0.00	0.00	5,000.00	5,000.00	-5,000.00
53141 · Weather Station Expense	0.00	0.00	2,000.00	2,000.00	-2,000.00
53145 · Spring Flow Gauge	0.00	0.00	0.00	0.00	0.00
53150 · Water Quality	0.00	0.00	3,500.00	3,500.00	-3,500.00
53155 · 3-D Visualization	0.00	0.00	5,000.00	5,000.00	-5,000.00
Total 53100 · Clearwater Studies	11.00	11.00	92,500.00	92,500.00	-92,489.00
53200 · Spring Flow Gage System					
53205 · Op. & Maintenance	0.00	0.00	15,900.00	15,900.00	-15,900.00
53210 · Installation	0.00	0.00	0.00	0.00	0.00
Total 53200 · Spring Flow Gage System	0.00	0.00	15,900.00	15,900.00	-15,900.00
53300 · Computer Consulting					
53305 · Enhancements - Data Base	0.00	0.00	38,500.00	38,500.00	-38,500.00
53306 · Hosting - Data Base	0.00	0.00	1,250.00	1,250.00	-1,250.00
53310 · Hosting - PDI	0.00	0.00	250.00	250.00	-250.00
53311 · Hosting - Website	0.00	0.00	0.00	0.00	0.00
53312 · Enhancements - Website	0.00	0.00	0.00	0.00	0.00
53315 · IT Network Sustainment	450.00	900.00	5,400.00	5,400.00	-4,500.00
53317 · Management Tool Sustainment	0.00	0.00	2,000.00	2,000.00	-2,000.00
Total 53300 · Computer Consulting	450.00	900.00	47,400.00	47,400.00	-46,500.00
53400 · Computer Licenses/Virus Prtctn	44.00	88.00	1,500.00	1,500.00	-1,412.00
53450 · Computer Repairs and Supplies	0.00	0.00	2,000.00	2,000.00	-2,000.00
53500 · Computer Software & Hardware	0.00	0.00	5,000.00	5,000.00	-5,000.00
53550 · Copier/Scanner/Plotter	486.56	973.12	6,000.00	6,000.00	-5,026.88
53600 · Educational Outreach/Marketing					
53603 · Event Sponsor/Income	0.00	-5,500.00	0.00	0.00	-5,500.00
53605 · Event Cost	509.45	659.45	10,000.00	10,000.00	-9,340.55
53615 · Promotional Items	0.00	1,656.38	5,000.00	5,000.00	-3,343.62
53620 · Supplies & Equipment	182.65	182.65	4,500.00	4,500.00	-4,317.35
53625 · Curriculum	0.00	0.00	0.00	0.00	0.00
Total 53600 · Educational Outreach/Marketing	692.10	-3,001.52	19,500.00	19,500.00	-22,501.52
53650 · Furniture & Equipment	0.00	0.00	2,500.00	2,500.00	-2,500.00
53700 · Legal					
53701 · Drought Contingency Plan	0.00	0.00	0.00	0.00	0.00
53702 · Endangered Species	0.00	0.00	15,000.00	15,000.00	-15,000.00
53703 · General (rules/accountability)	0.00	0.00	15,000.00	15,000.00	-15,000.00

	Nov '21	Oct '21 thru Nov '21	FY22 Original Budget	FY22 Amended Budget	\$ Over Budget
53704 · Legislative Research/Analysis	0.00	0.00	2,500.00	2,500.00	-2,500.00
53705 · Legislative Services	0.00	0.00	0.00	0.00	0.00
53706 · GMA/DFC/MAG support	0.00	0.00	10,000.00	10,000.00	-10,000.00
Total 53700 · Legal	0.00	0.00	42,500.00	42,500.00	-42,500.00
53720 · Office Supplies	114.52	350.40	3,500.00	3,500.00	-3,149.60
53730 · Permit Reviews					
53731 · Geoscience	0.00	0.00	25,000.00	25,000.00	-25,000.00
53732 · Legal Evaluation	0.00	0.00	25,000.00	25,000.00	-25,000.00
Total 53730 · Permit Reviews	0.00	0.00	50,000.00	50,000.00	-50,000.00
53740 · Postage	1,441.78	1,441.78	2,500.00	2,500.00	-1,058.22
53750 · Printing	1,484.63	1,484.63	2,500.00	2,500.00	-1,015.37
53760 · Reserve for Uncollected Taxes	0.00	0.00	20,000.00	20,000.00	-20,000.00
53780 · Subscriptions	0.00	0.00	900.00	900.00	-900.00
53785 · Mobile Classroom Expense	0.00	0.00	2,000.00	2,000.00	-2,000.00
53790 · Vehicle Expense	323.58	323.58	4,000.00	4,000.00	-3,676.42
Total 53000 · Operating Expenses	5,247.67	2,770.49	333,250.00	333,250.00	-330,479.51
54000 · Facility Costs					
54100 · Insurance					
54101 · Liability	0.00	2,003.12	1,300.00	2,003.12	0.00
54102 · Property	0.00	1,849.26	1,800.00	1,849.26	0.00
54103 · Surety Bonds	0.00	0.00	1,200.00	1,100.26	-1,100.26
54104 · Worker's Comp	0.00	872.20	1,100.00	872.20	0.00
54105 · Liability - Vehicle	0.00	825.16	1,250.00	825.16	0.00
Total 54100 · Insurance	0.00	5,549.74	6,650.00	6,650.00	-1,100.26
54200 · Building Repairs/Maintenance	1,418.98	2,012.98	8,000.00	8,000.00	-5,987.02
54300 · Janitorial Service	300.00	600.00	3,600.00	3,600.00	-3,000.00
54400 · Janitorial Supplies	0.00	0.00	750.00	750.00	-750.00
54500 · Lawn Maintenance/Service	0.00	225.00	3,000.00	3,000.00	-2,775.00
54600 · Security	29.95	59.90	375.00	375.00	-315.10
Total 54000 · Facility Costs	1,748.93	8,447.62	22,375.00	22,375.00	-13,927.38
55000 · Utilities					
55200 · Electricity	0.00	174.03	2,500.00	2,500.00	-2,325.97
55300 · Internet	0.00	149.99	2,000.00	2,000.00	-1,850.01
55400 · Phone	0.00	174.03	2,400.00	2,400.00	-2,225.97
55500 · Water/Garbage	219.55	219.55	2,300.00	2,300.00	-2,080.45
Total 55000 · Utilities	219.55	717.60	9,200.00	9,200.00	-8,482.40
Total Expense	36,674.39	70,930.01	839,606.00	839,606.00	-768,675.99
Net Ordinary Income	252,609.35	239,659.87	0.00	0.00	239,659.87
Net Income	252,609.35	239,659.87	0.00	0.00	239,659.87

Clearwater Underground Water Conservation Profit & Loss Detail November 2021

Type	Date	Num	Name	Memo	Amount	Balance
Ordinary Income/Expense						
Income						
40005 · Application Fee Income						
Invoice	11/23/2021	156	Whitley 20	Permit Applic...	2,000.00	2,000.00
Invoice	11/23/2021	157	Zachary Baird	Permit Applic...	1,000.00	3,000.00
Total 40005 · Application Fee Income					3,000.00	3,000.00
40010 · Bell CAD Current Year Tax						
Deposit	11/04/2021			Deposit	8.90	8.90
Deposit	11/04/2021			Deposit	135,869.88	135,878.78
Deposit	11/04/2021			Deposit	1.06	135,879.84
Deposit	11/04/2021			Deposit	-2.62	135,877.22
Deposit	11/16/2021			Deposit	149,763.39	285,640.61
Deposit	11/16/2021			Deposit	1.01	285,641.62
Deposit	11/16/2021			Deposit	-74.06	285,567.56
Deposit	11/23/2021			Temple Hous...	91.82	285,659.38
Total 40010 · Bell CAD Current Year Tax					285,659.38	285,659.38
40015 · Bell CAD Deliquent Tax						
Deposit	11/04/2021			Deposit	10.72	10.72
Deposit	11/04/2021			Deposit	445.73	456.45
Deposit	11/04/2021			Deposit	-17.48	438.97
Deposit	11/16/2021			Deposit	271.14	710.11
Deposit	11/16/2021			Deposit	-128.04	582.07
Total 40015 · Bell CAD Deliquent Tax					582.07	582.07
40020 · Interest Income						
Deposit	11/30/2021			Deposit	27.02	27.02
Deposit	11/30/2021			Deposit	15.27	42.29
Total 40020 · Interest Income					42.29	42.29
Total Income					289,283.74	289,283.74
Gross Profit					289,283.74	289,283.74
Expense						
50000 · Administrative Expenses						
50500 · Dues & Memberships						
Bill	11/12/2021	Inv 01794	Texas Alliance of Groun...	Inv 01794 - a...	1,980.00	1,980.00
Total 50500 · Dues & Memberships					1,980.00	1,980.00
50700 · Meals						
Bill	11/12/2021		Card Service Center	GMA 8	40.73	40.73
Bill	11/12/2021		Card Service Center	TWCA	110.59	151.32
Total 50700 · Meals					151.32	151.32
50900 · Travel & Hotel						
Bill	11/12/2021		Card Service Center		773.00	773.00
Total 50900 · Travel & Hotel					773.00	773.00
Total 50000 · Administrative Expenses					2,904.32	2,904.32
52000 · Salary Costs						
52005 · Administrative Assistant						
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	4,454.55	4,454.55
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	212.12	4,666.67
Total 52005 · Administrative Assistant					4,666.67	4,666.67
52010 · Educational Coord/Support Tech						
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	3,882.58	3,882.58
Total 52010 · Educational Coord/Support Tech					3,882.58	3,882.58

Clearwater Underground Water Conservation Profit & Loss Detail November 2021

12/02/21

Accrual Basis

Type	Date	Num	Name	Memo	Amount	Balance
52015 - Manager						
Paycheck	11/29/2021	DD1317	Richard E Aaron	Direct Deposit	8,143.94	8,143.94
Paycheck	11/29/2021	DD1317	Richard E Aaron	Direct Deposit	189.39	8,333.33
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	284.09	8,617.42
Total 52015 - Manager					8,617.42	8,617.42
52025 - Office Assistant/Field Tech						
Paycheck	11/29/2021	DD1316	Corey C Dawson	Direct Deposit	3,471.59	3,471.59
Paycheck	11/29/2021	DD1316	Corey C Dawson	Direct Deposit	89.02	3,560.61
Paycheck	11/29/2021	DD1316	Corey C Dawson	Direct Deposit	356.06	3,916.67
Total 52025 - Office Assistant/Field Tech					3,916.67	3,916.67
52040 - Health Insurance						
Check	11/24/2021	HSA-Fee	Wex	HSA fee Nov ...	25.00	25.00
Check	11/26/2021	SWHP-Dec21	Scott & White Health Pl...	December 20...	2,431.59	2,456.59
Paycheck	11/29/2021	DD1316	Corey C Dawson	Direct Deposit	500.00	2,956.59
Paycheck	11/29/2021	DD1317	Richard E Aaron	Direct Deposit	500.00	3,456.59
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	-554.66	2,901.93
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	1,219.72	4,121.65
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	-1,219.72	2,901.93
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	0.00	2,901.93
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	657.00	3,558.93
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	-657.00	2,901.93
Total 52040 - Health Insurance					2,901.93	2,901.93
52045 - Payroll Taxes & Work Comp						
Liability Check	11/02/2021	TWC-Q3-2021	Texas Workforce Com...	late fee	15.79	15.79
Paycheck	11/29/2021	DD1316	Corey C Dawson	Direct Deposit	273.84	289.63
Paycheck	11/29/2021	DD1316	Corey C Dawson	Direct Deposit	64.04	353.67
Paycheck	11/29/2021	DD1316	Corey C Dawson	Direct Deposit	0.00	353.67
Paycheck	11/29/2021	DD1317	Richard E Aaron	Direct Deposit	547.67	901.34
Paycheck	11/29/2021	DD1317	Richard E Aaron	Direct Deposit	128.08	1,029.42
Paycheck	11/29/2021	DD1317	Richard E Aaron	Direct Deposit	0.00	1,029.42
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	254.94	1,284.36
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	59.62	1,343.98
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	0.00	1,343.98
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	258.34	1,602.32
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	60.42	1,662.74
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	0.00	1,662.74
Total 52045 - Payroll Taxes & Work Comp					1,662.74	1,662.74
52050 - Retirement						
Paycheck	11/29/2021	DD1316	Corey C Dawson	Direct Deposit	198.75	198.75
Paycheck	11/29/2021	DD1317	Richard E Aaron	Direct Deposit	397.50	596.25
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	140.00	736.25
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	125.00	861.25
Total 52050 - Retirement					861.25	861.25
52055 - Payroll Expenses						
Bill	11/12/2021		Card Service Center		8.66	8.66
Total 52055 - Payroll Expenses					8.66	8.66
52060 - Freshbenies						
Check	11/09/2021	Nov21-TS	New Benefits Ltd - Fres...	Freshbenies ...	18.00	18.00
Check	11/09/2021	Nov21-SC	New Benefits Ltd - Fres...	Freshbenies ...	18.00	36.00
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	18.00	54.00
Paycheck	11/29/2021	DD1318	Shelly Chapman	Direct Deposit	-18.00	36.00
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	18.00	54.00
Paycheck	11/29/2021	DD1319	Tristin S Smith	Direct Deposit	-18.00	36.00
Total 52060 - Freshbenies					36.00	36.00
Total 52000 - Salary Costs					26,553.92	26,553.92

Clearwater Underground Water Conservation Profit & Loss Detail November 2021

12/02/21

Accrual Basis

Type	Date	Num	Name	Memo	Amount	Balance	
		53000 · Operating Expenses					
		53020 · Advertisement					
Bill	11/12/2021	Inv 16671708	Temple Daily Telegram	Inv 16671708...	199.50	199.50	
		Total 53020 · Advertisement				199.50	199.50
		53100 · Clearwater Studies					
		53130 · General Consulting					
		53130.4 · Investigations					
Bill	11/12/2021		Card Service Center		11.00	11.00	
		Total 53130.4 · Investigations				11.00	11.00
		Total 53130 · General Consulting				11.00	11.00
		Total 53100 · Clearwater Studies				11.00	11.00
		53300 · Computer Consulting					
		53315 · IT Network Sustainment					
Bill	11/12/2021	Inv 18013	Engineer Austin, LLC	Inv 18013	450.00	450.00	
		Total 53315 · IT Network Sustainment				450.00	450.00
		Total 53300 · Computer Consulting				450.00	450.00
		53400 · Computer Licenses/Virus Prtctn					
Bill	11/12/2021	Inv 18013	Engineer Austin, LLC	Inv 18013	44.00	44.00	
		Total 53400 · Computer Licenses/Virus Prtctn				44.00	44.00
		53550 · Copier/Scanner/Plotter					
Bill	11/12/2021	Inv 0147315...	Xerox	Inv 014731587	486.56	486.56	
		Total 53550 · Copier/Scanner/Plotter				486.56	486.56
		53600 · Educational Outreach/Marketing					
		53605 · Event Cost					
Bill	11/12/2021		Card Service Center	water sympo...	446.17	446.17	
Bill	11/12/2021		Card Service Center	GoTo meeting	5.39	451.56	
Bill	11/12/2021		Card Service Center		57.89	509.45	
		Total 53605 · Event Cost				509.45	509.45
		53620 · Supplies & Equipment					
Bill	11/12/2021		Card Service Center	Utility cart	182.65	182.65	
		Total 53620 · Supplies & Equipment				182.65	182.65
		Total 53600 · Educational Outreach/Marketing				692.10	692.10
		53720 · Office Supplies					
Bill	11/12/2021		Card Service Center		114.52	114.52	
		Total 53720 · Office Supplies				114.52	114.52
		53740 · Postage					
Bill	11/12/2021	Inv 21-0219...	INTEG	Inv 21-0219734	1,209.78	1,209.78	
Bill	11/12/2021		Card Service Center		232.00	1,441.78	
		Total 53740 · Postage				1,441.78	1,441.78
		53750 · Printing					
Bill	11/12/2021	Inv 21-0219...	INTEG	Inv 21-0219734	1,484.63	1,484.63	
		Total 53750 · Printing				1,484.63	1,484.63

Clearwater Underground Water Conservation
Profit & Loss Detail
November 2021

12/02/21

Accrual Basis

Type	Date	Num	Name	Memo	Amount	Balance
53790 · Vehicle Expense						
Bill	11/12/2021		Card Service Center		63.87	63.87
Check	11/12/2021	Cefco-Oct21	CEFCO	October 2021	259.71	323.58
Total 53790 · Vehicle Expense					323.58	323.58
Total 53000 · Operating Expenses					5,247.67	5,247.67
54000 · Facility Costs						
54200 · Building Repairs/Maintenance						
Bill	11/12/2021	Inv 21-455	Tanner Roofing	Inv 21-455 - ...	1,050.00	1,050.00
Bill	11/12/2021	Inv 21-497	Tanner Roofing	Inv 21-497 - ...	350.00	1,400.00
Bill	11/12/2021		Card Service Center		18.98	1,418.98
Total 54200 · Building Repairs/Maintenance					1,418.98	1,418.98
54300 · Janitorial Service						
Bill	11/12/2021	Nov2021	Andrea Matl	Nov 2021	300.00	300.00
Total 54300 · Janitorial Service					300.00	300.00
54600 · Security						
Bill	11/12/2021	Inv 108144	Progressive Protection	Inv 108144	29.95	29.95
Total 54600 · Security					29.95	29.95
Total 54000 · Facility Costs					1,748.93	1,748.93
55000 · Utilities						
55500 · Water/Garbage						
Bill	11/12/2021		City of Belton		219.55	219.55
Total 55500 · Water/Garbage					219.55	219.55
Total 55000 · Utilities					219.55	219.55
Total Expense					36,674.39	36,674.39
Net Ordinary Income					252,609.35	252,609.35
Net Income					252,609.35	252,609.35

Clearwater Underground Water Conservation
A/P Aging Detail
As of December 1, 2021

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Due Date</u>	<u>Aging</u>	<u>Open Balance</u>
Current						
Total Current						
1 - 30						
Total 1 - 30						
31 - 60						
Total 31 - 60						
61 - 90						
Total 61 - 90						
> 90						
Total > 90						
TOTAL						

Investment Fund - Item #5

TexPool Participant Services
 1001 Texas Avenue, Suite 1150
 Houston, TX 77022



Summary Statement

CLEARWATER UNDERGROUND WCD
 ATTN DIRK AARON
 PO BOX 1989
 BELTON TX 76513-5989

Statement Period 11/01/2021 - 11/30/2021
 Customer Service 1-866-TEX-POOL
 Location ID 000079358

GENERAL FUND - 07935800001

Pool Name	Beginning Balance	Total Deposit	Total Withdrawal	Total Interest	Current Balance	Average Balance
TexPool	\$422,425.52	\$125,000.00	\$0.00	\$15.27	\$547,440.79	\$494,926.03
TexPool Prime	\$427,933.42	\$125,000.00	\$0.00	\$27.02	\$552,960.44	\$500,434.32
Total Dollar Value	\$850,358.94	\$250,000.00	\$0.00	\$42.29	\$1,100,401.23	

ACCOUNT TOTALS

Pool Name	Beginning Balance	Total Deposit	Total Withdrawal	Total Interest	Current Balance
TexPool	\$422,425.52 ✓	\$125,000.00 ✓	\$0.00 ✓	\$15.27 ✓	\$547,440.79
TexPool Prime	\$427,933.42 ✓	\$125,000.00 ✓	\$0.00 ✓	\$27.02 ✓	\$552,960.44
Total Dollar Value	\$850,358.94	\$250,000.00	\$0.00	\$42.29	\$1,100,401.23

12/2/2021
 SEC

**Clearwater Underground Water Conservation
Reconciliation Summary
10505 - Cash - TexPool, Period Ending 11/30/2021**

	<u>Nov 30, 21</u>
Beginning Balance	422,425.52
Cleared Transactions	
Deposits and Credits - 3 items	<u>125,015.27</u>
Total Cleared Transactions	<u>125,015.27</u>
Cleared Balance	<u><u>547,440.79</u></u>
Register Balance as of 11/30/2021	547,440.79
Ending Balance	547,440.79

1:21 PM

12/02/21

Clearwater Underground Water Conservation
Reconciliation Summary
10500 · Cash-TexPool Prime, Period Ending 11/30/2021

	<u>Nov 30, 21</u>
Beginning Balance	427,933.42
Cleared Transactions	
Deposits and Credits - 3 items	<u>125,027.02</u>
Total Cleared Transactions	<u>125,027.02</u>
Cleared Balance	552,960.44
Register Balance as of 11/30/2021	552,960.44
Ending Balance	552,960.44

**FY21 Budget Close Out
Amendment
Item #6**

Board Meeting
December 8, 2021

Agenda Item No: 6
FY21 Budget Close Out - **Amended**

Agenda Item # 6

Discuss, consider, and take appropriate action necessary, to amend FY21 year end close out.

Narrative:

Amend FY21 close out to include late invoice received from USGS for FY21 Spring Flow Gage System.

Original Budget set for FY20:	\$ 795,203.00 (projected income and expenses – page 1)
Reserves from prior year:	\$ 35,000.00 (page 5)
Total Amended Budget:	\$ 830,203.00 (total projected expenses and income – page 5)

The following describes the year end closeout for **FY21**.

Actual income:	\$ 750,439.49 (Tax Revenue, Permit Fees, and Delinquent Taxes Collected – pg 1)
Reserve Funds from prior year	\$ 35,000.00 (page 5)
Adjusted Income:	\$ 785,439.49

Total Expenses: **\$ 693,746.89** (page 5)

Gross Return to Fund Balance: **\$ 91,692.60** (page 5)
(from current year operation)

Less reserves from prior year: **\$ 35,000.00** (page 5)

Net Return to Fund Balance: **\$ 56,692.60** (page 5)

Staff Recommendation:

Approve amended budget close out as presented closing the year with net return to fund balance of **\$ 56,692.60**.

**Clearwater Underground Water Conservation
Profit & Loss Budget vs. Actual
October 2020 through September 2021**

**AMENDED
CLOSE OUT**

2:39 PM
12/01/2021
Accrual Basis

	Oct '20 thru Sep '21	FY21 Original Budget	FY21 Amended Budget	\$ Over Budget
Ordinary Income/Expense				
Income				
40005 · Application Fee Income	22,800.00	30,000.00	30,000.00	-7,200.00
40010 · Bell CAD Current Year Tax	716,105.48	736,203.00	736,203.00	-20,097.52
40015 · Bell CAD Delinquent Tax	8,790.31	12,500.00	12,500.00	-3,709.69
40020 · Interest Income	806.96	15,000.00	15,000.00	-14,193.04
40030 · Transport Fee Income	1,936.74	1,500.00	1,500.00	436.74
Total Income	750,439.49	795,203.00	795,203.00	-44,763.51
Gross Profit	750,439.49	795,203.00	795,203.00	-44,763.51
Expense				
50000 · Administrative Expenses				
50100 · Audit	7,200.00	7,500.00	7,500.00	-300.00
50200 · Conferences & Prof Development	2,764.00	4,000.00	4,000.00	-1,236.00
50250 · Contingency Fund	0.00	26.00	-3,781.21	3,781.21
50300 · Director Expenses				
50305 · At Large	0.00	1,500.00	1,500.00	-1,500.00
50310 · Pct. 1	683.17	1,500.00	1,500.00	-816.83
50315 · Pct. 2	747.45	1,500.00	1,500.00	-752.55
50320 · Pct. 3	920.62	1,500.00	1,500.00	-579.38
50325 · Pct. 4	558.17	1,500.00	1,500.00	-941.83
Total 50300 · Director Expenses	2,909.41	7,500.00	7,500.00	-4,590.59
50400 · Director Fees				
50405 · At Large	1,800.00	2,550.00	2,550.00	-750.00
50410 · Pct. 1	0.00	2,550.00	2,550.00	-2,550.00
50415 · Pct. 2	2,100.00	2,550.00	2,550.00	-450.00
50420 · Pct. 3	2,250.00	2,550.00	2,550.00	-300.00
50425 · Pct. 4	0.00	2,550.00	2,550.00	-2,550.00
Total 50400 · Director Fees	6,150.00	12,750.00	12,750.00	-6,600.00
50500 · Dues & Memberships	3,541.00	2,850.00	3,541.00	0.00
50550 · Election Expense	0.00	500.00	456.98	-456.98
50600 · GMA 8 Expenses				
50605 · Technical Committee	8,055.50	5,000.00	8,055.50	0.00
50610 · Administration	1,987.52	5,000.00	1,987.52	0.00
Total 50600 · GMA 8 Expenses	10,043.02	10,000.00	10,043.02	0.00
50700 · Meals	404.69	1,000.00	1,000.00	-595.31
50800 · Mileage Reimbursements	1,945.44	5,000.00	2,809.00	-863.56
50900 · Travel & Hotel	2,310.35	4,500.00	4,500.00	-2,189.65
Total 50000 · Administrative Expenses	37,267.91	55,626.00	50,318.79	-13,050.88

	Oct '20 thru Sep '21	FY21 Original Budget	FY21 Amended Budget	\$ Over Budget
52000 · Salary Costs				
52005 · Administrative Assistant	49,124.04	49,124.00	49,124.04	0.00
52010 · Educational Coord/Support Tech	41,820.00	41,820.00	41,820.00	0.00
52015 · Manager	83,888.04	83,888.00	83,888.04	0.00
52020 · Part Time/Intern	3,000.00	2,640.00	3,000.00	0.00
52025 · Office Assistant/Field Tech	40,800.00	40,800.00	40,800.00	0.00
52040 · Health Insurance	34,632.58	41,274.00	41,274.00	-6,641.42
52045 · Payroll Taxes & Work Comp	18,110.47	19,645.00	19,645.00	-1,534.53
52050 · Retirement	8,879.28	9,704.00	9,704.00	-824.72
52055 · Payroll Expenses	101.77	125.00	124.92	-23.15
52060 · Freshbenies	432.00	432.00	432.00	0.00
Total 52000 · Salary Costs	280,788.18	289,452.00	289,812.00	-9,023.82
53000 · Operating Expenses				
53010 · Bank Service Charges	36.00	50.00	50.00	-14.00
53020 · Advertisement	2,844.13	3,500.00	3,500.00	-655.87
53030 · Appraisal District	7,692.00	8,500.00	8,500.00	-808.00
53100 · Clearwater Studies				
53105 · Trinity Studies				
53105.1 · Pumping Distribution	0.00	0.00	0.00	0.00
53105.2 · Pumping Test	0.00	0.00	0.00	0.00
53105.3 · Synoptic	1,823.00	5,120.00	5,120.00	-3,297.00
53105.4 · GAM Run	0.00	0.00	0.00	0.00
53105.5 · Mgmt Options	6,167.50	16,400.00	16,400.00	-10,232.50
53105.6 · Water Quality Studies	57,599.00	57,600.00	57,600.00	-1.00
Total 53105 · Trinity Studies	65,589.50	79,120.00	79,120.00	-13,530.50
53110 · Edwards BFZ Studies				
53110.1 · Pumping Distribution	0.00	0.00	0.00	0.00
53110.2 · Pumping Test	0.00	0.00	0.00	0.00
53110.3 · Synoptic	0.00	0.00	0.00	0.00
53110.4 · Spring Shed (Baylor)	0.00	0.00	0.00	0.00
53110.5 · Water Quality Studies	1,040.10	0.00	2,000.00	-959.90
53110.6 · GAM Calibration	230.00	45,000.00	22,945.00	-22,715.00
Total 53110 · Edwards BFZ Studies	1,270.10	45,000.00	24,945.00	-23,674.90
53115 · Drought Contingency Plan	0.00	0.00	0.00	0.00
53120 · Endangered Species				
53120.1 · Coalition	0.00	0.00	0.00	0.00
53120.2 · Reimbursable Order	22,054.70	0.00	22,055.00	-0.30
53120.3 · 4(d) rule	0.00	0.00	0.00	0.00
53120.4 · DPS Petition	0.00	0.00	0.00	0.00
53120 · Endangered Species - Other	0.00	0.00	0.00	0.00
Total 53120 · Endangered Species	22,054.70	0.00	22,055.00	-0.30

	Oct '20 thru Sep '21	FY21 Original Budget	FY21 Amended Budget	\$ Over Budget
53125 · Environmental Flows	0.00	0.00	0.00	0.00
53130 · General Consulting				
53130.1 · DFC Process	825.00	10,000.00	10,000.00	-9,175.00
53130.2 · Eval of Rules	4,355.00	5,000.00	4,402.00	-47.00
53130.3 · Eval. Hydrogeologic Report	0.00	0.00	0.00	0.00
53130.4 · Investigations	4,249.50	7,000.00	4,249.50	0.00
53130.5 · Geo Logging	5,000.00	5,000.00	5,000.00	0.00
53130.6 · Aquifer Monitor Well Tool	10,240.00	10,240.00	10,240.00	0.00
53130.7 · ASR Study	0.00	20,000.00	8,126.08	-8,126.08
53130.8 · Data Release	0.00	0.00	0.00	0.00
Total 53130 · General Consulting	24,669.50	57,240.00	42,017.58	-17,348.08
53135 · Monitor Well Construction	0.00	0.00	0.00	0.00
53140 · Monitor Wells Expenses	16,134.83	15,000.00	16,134.83	0.00
53141 · Weather Station Expense	581.22	2,000.00	865.17	-283.95
53145 · Spring Flow Gauge	0.00	0.00	0.00	0.00
53150 · Water Quality	1,692.61	2,500.00	2,500.00	-807.39
53155 · 3-D Visualization	39,090.00	40,000.00	40,000.00	-910.00
Total 53100 · Clearwater Studies	171,082.46	240,860.00	227,637.58	-56,555.12
53200 · Spring Flow Gage System				
53205 · Op. & Maintenance	15,900.00	15,900.00	15,900.00	0.00
53210 · Installation	0.00	0.00	0.00	0.00
Total 53200 · Spring Flow Gage System	15,900.00	15,900.00	15,900.00	0.00
53300 · Computer Consulting				
53305 · Enhancements - Data Base	1,750.00	0.00	1,750.00	0.00
53306 · Hosting - Data Base	6,000.00	3,000.00	6,000.00	0.00
53310 · Hosting - PDI	1,000.00	1,000.00	1,000.00	0.00
53311 · Hosting - Website	0.00	1,800.00	0.00	0.00
53312 · Enhancements - Website	0.00	0.00	0.00	0.00
53315 · IT Network Sustainment	5,400.00	5,400.00	5,400.00	0.00
53317 · Management Tool Sustainment	1,150.00	1,640.00	1,640.00	-490.00
Total 53300 · Computer Consulting	15,300.00	12,840.00	15,790.00	-490.00
53400 · Computer Licenses/Virus Prtctn	1,407.24	1,500.00	1,500.00	-92.76
53450 · Computer Repairs and Supplies	200.08	1,500.00	1,500.00	-1,299.92
53500 · Computer Software & Hardware	1,068.14	4,000.00	2,800.00	-1,731.86
53550 · Copier/Scanner/Plotter	5,838.66	6,000.00	6,000.00	-161.34
53600 · Educational Outreach/Marketing				
53603 · Event Sponsor/Income	0.00	0.00	0.00	0.00
53605 · Event Cost	9,714.68	10,000.00	10,000.00	-285.32
53615 · Promotional Items	1,562.48	5,000.00	5,000.00	-3,437.52
53620 · Supplies & Equipment	42.22	4,500.00	1,890.00	-1,847.78
53625 · Curriculum	0.00	0.00	0.00	0.00
Total 53600 · Educational Outreach/Marketing	11,319.38	19,500.00	16,890.00	-5,570.62

	Oct '20 thru Sep '21	FY21 Original Budget	FY21 Amended Budget	\$ Over Budget
53650 · Furniture & Equipment	74.71	1,500.00	1,500.00	-1,425.29
53700 · Legal				
53701 · Drought Contingency Plan	0.00	0.00	0.00	0.00
53702 · Endangered Species	17,651.00	15,000.00	17,651.00	0.00
53703 · General (rules/accountability)	7,184.20	15,000.00	12,349.00	-5,164.80
53704 · Legislative Research/Analysis	2,470.00	2,500.00	2,500.00	-30.00
53705 · Legislative Services	32,704.00	34,000.00	34,000.00	-1,296.00
53706 · GMA/DFC/MAG support	2,194.00	10,000.00	10,000.00	-7,806.00
Total 53700 · Legal	62,203.20	76,500.00	76,500.00	-14,296.80
53720 · Office Supplies	2,954.57	3,000.00	3,000.00	-45.43
53730 · Permit Reviews				
53731 · Geoscience	15,577.50	15,000.00	15,577.50	0.00
53732 · Legal Evaluation	29,644.92	15,000.00	29,644.92	0.00
Total 53730 · Permit Reviews	45,222.42	30,000.00	45,222.42	0.00
53740 · Postage	1,668.72	2,500.00	2,500.00	-831.28
53750 · Printing	1,728.62	2,500.00	2,500.00	-771.38
53760 · Reserve for Uncollected Taxes	0.00	20,000.00	23,807.21	-23,807.21
53780 · Subscriptions	655.88	900.00	900.00	-244.12
53785 · Mobile Classroom Expense	87.66	2,000.00	1,135.00	-1,047.34
53790 · Vehicle Expense	3,312.42	4,000.00	4,000.00	-687.58
Total 53000 · Operating Expenses	350,596.29	457,050.00	461,132.21	-110,535.92
54000 · Facility Costs				
54100 · Insurance				
54101 · Liability	1,177.82	1,300.00	1,300.00	-122.18
54102 · Property	1,740.48	1,800.00	1,800.00	-59.52
54103 · Surety Bonds	200.00	1,200.00	1,119.87	-919.87
54104 · Worker's Comp	811.60	1,100.00	1,100.00	-288.40
54105 · Liability - Vehicle	819.28	1,250.00	1,250.00	-430.72
Total 54100 · Insurance	4,749.18	6,650.00	6,569.87	-1,820.69
54200 · Building Repairs/Maintenance	5,843.29	5,000.00	5,945.13	-101.84
54300 · Janitorial Service	3,600.00	3,600.00	3,600.00	0.00
54400 · Janitorial Supplies	472.03	750.00	750.00	-277.97
54500 · Lawn Maintenance/Service	2,500.00	2,500.00	2,500.00	0.00
54600 · Security	359.40	375.00	375.00	-15.60
Total 54000 · Facility Costs	17,523.90	18,875.00	19,740.00	-2,216.10
55000 · Utilities				
55200 · Electricity	1,961.64	2,500.00	2,500.00	-538.36
55300 · Internet	1,799.88	2,000.00	2,000.00	-200.12
55400 · Phone	1,928.35	2,400.00	2,400.00	-471.65
55500 · Water/Garbage	1,880.74	2,300.00	2,300.00	-419.26
Total 55000 · Utilities	7,570.61	9,200.00	9,200.00	-1,629.39

	Oct '20 thru Sep '21	FY21 Original Budget	FY21 Amended Budget	\$ Over Budget
Total Expense	693,746.89	830,203.00	830,203.00	-136,456.11
Net Ordinary Income	56,692.60	-35,000.00	-35,000.00	91,692.60
Other Income/Expense				
Other Income				
61050 · Reserve Funds from Prior Years	0.00	35,000.00	35,000.00	-35,000.00
Total Other Income	0.00	35,000.00	35,000.00	-35,000.00
Net Other Income	0.00	35,000.00	35,000.00	-35,000.00
Net Income	56,692.60	0.00	0.00	56,692.60

FY22 Budget Amend - Item #7

**Board Meeting
December 8, 2021**

**Agenda Item # 7
FY22 Budget Amendments**

Agenda Item # 7 :

Discuss, consider and take appropriate action if necessary, to approve the **FY22** line-item budget amendments as requested.

Narrative:

The CUWCD Staff requests line-item budget amendments for the purpose of:

1. Paying WEX's monthly service fee for processing and handling employee HSA accounts.
2. Payment to Bell County for ILA related to Karst Coalition and future development of the RHCP.

This is a simple adjustment between line-items.

Vendor	Line Item	Invoice Amount	Available Funds	Amount Requested	New Balance	From	Available Funds	New Balance
WEX-HSA	52055 - Payroll Expense (HSA monthly service fee)	\$25 x 12 = \$300/yr	\$125.00	\$300.00	\$425.00	50250-Contingency Fund	\$90,264.00	\$89,964.00
Bell County	53120.1 - Coalition (ILA-Karst Coalition/RHCP)	\$31,250.00	\$0.00	\$31,250.00	\$31,250.00	50250-Contingency Fund	\$89,964.00	\$58,714.00

Requeste Shelly Chapman

Verified I Dirk Aaron

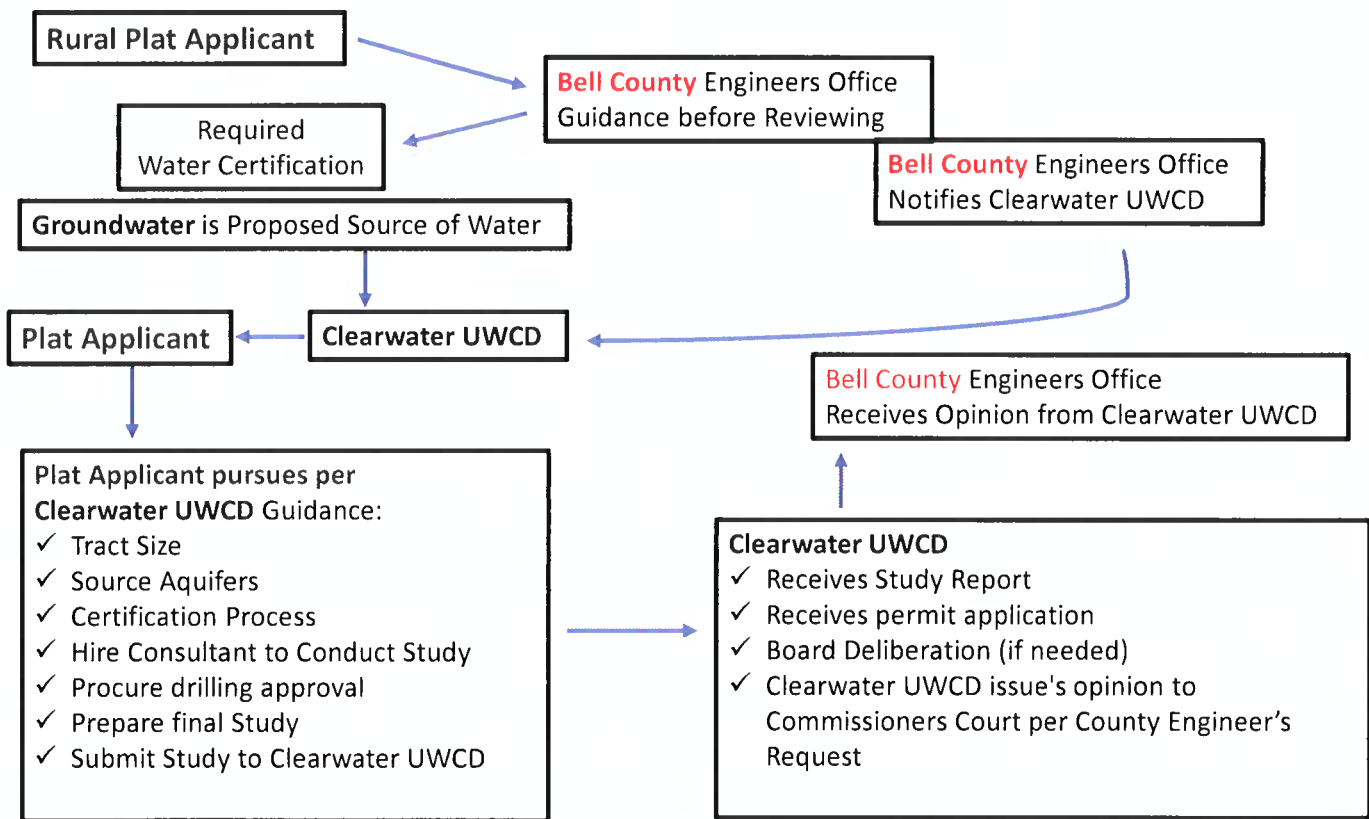
Board Approved: _____

Amended Date: _____ By: _____

Recommendation:

Staff recommends making the line-item budget amendment as requested.

CUWCDD / Bell County ILA
Item #8



INTERLOCAL AGREEMENT

This Interlocal Agreement (“Agreement”) is made and entered into by and between Bell County (“County”), Texas, and the Clearwater Underground Water Conservation District (“District”) (collectively “Parties” and individually “Party” depending upon the context).

RECITALS

WHEREAS, Bell County is a body politic and corporate created and operating pursuant to Article IX, Section 1, and Article XI, Section 1 of the Constitution of Texas; the Texas Local Government Code; and the applicable, general laws of the State of Texas;

WHEREAS, the District is a groundwater conservation district and a body politic and corporate, created and operating pursuant to Article XVI, Section 59 of the Constitution of Texas; Chapter 36 of the Texas Water Code; Chapter 8877 of the Texas Special District Local Laws Code; and the applicable, general laws of the State of Texas; and confirmed by the voters of Bell County in August 1999;

WHEREAS, the Parties, each being a political subdivision, and either a county or a special district of the State of Texas, desire to enter this Agreement in accordance with the provisions of the Interlocal Cooperation Act, being Chapter 791 of the Texas Government Code;

WHEREAS, the County and the District are long standing collaborative allies, which individually and collectively pursue the protection of groundwater resources, private property rights, and the economic interests of the citizens of Bell County;

WHEREAS, the Parties agree that coordinating efforts and expertise in the evaluation of the availability of groundwater as the source of water intended to supply a platted subdivision is mutually advantageous, and benefits the public;

WHEREAS, the County and the District share a common interest in continuing to develop new science and better understanding of the causal relationship between groundwater production and the condition of aquifer systems in Bell County;

WHEREAS, Chapter 232 of the Texas Local Government Code requires applicants to acquire a plat from the Bell County Commissioners Court prior to subdividing certain tracts of land located outside the limits of a municipality (“Rural Tracts”);

WHEREAS the County, as authorized by Section 232.0032 of the Texas Local Government Code, requires applicants seeking to plat a Rural Tract for which groundwater is intended to be the source of supply to provide a statement prepared by an engineer licensed to practice in Texas or a geoscientist licensed to practice in Texas certifying that adequate groundwater is available for the subdivision in accordance with Title 30 of the Texas Administrative Code, Chapter 230 (the “Certification Statement”);

WHEREAS, the District, in accordance with Section 59 of Article XVI of the Texas Constitution, Chapter 36 of the Texas Water Code, and the District’s enabling act, adopts and implements rules to manage groundwater, protect property rights, and balance the conservation and development of groundwater to meet the needs of the citizens of Bell County and the State of Texas;

WHEREAS, Sections 36.113-36.117 of the Texas Water Code empower the District to approve or deny drilling permits for new wells, operating permits for non-exempt wells, and operating permits for certain types of exempt wells in Bell County in accordance with the District's rules;

WHEREAS, Chapter 232 of the Texas Local Government Code grants the County the exclusive and final authority to grant or deny plat applications seeking to subdivide a Rural Tract;

WHEREAS, Chapter 36 of the Texas Water Code grants the District the exclusive and final authority to grant or deny groundwater drilling and operating permits in Bell County; and

WHEREAS, Title 30 of the Texas Administrative Code, Chapter 230 does not replace other state and federal requirements applicable to public drinking water supply systems, the authority of counties as prescribed by the Texas Local Government Code, or the authority of groundwater conservation districts under Texas Water Code, Chapter 36.

THEREFORE, in consideration of the mutual promises, obligations, and benefits to be derived by the Parties pursuant to this Agreement, Bell County and the District each agree as follows:

ARTICLE I AUTHORIZATION AND PURPOSE

1.1 Authority and Purpose.

- a. This Agreement is entered into pursuant to the Interlocal Cooperation Act, Texas Government Code Chapter 791; the Texas Water Code, Chapter 36; the Texas Local Government Code; and other applicable law.
- b. The purpose of this Agreement is to facilitate effective implementation of the County's and District's respective rules and regulations concerning Rural Tract plat applications by ensuring that prior to receiving an approved plat from the County, or a drilling or operating permit from the District, applicants seeking to subdivide a Rural Tract of land in Bell County that relies on groundwater ("Plat Applicants") (1) certify adequate groundwater availability and (2) comply with the District's rules, including but not limited to tract size, well spacing, and groundwater production for a defined beneficial use. The District recognizes that its role is to offer its technical resources and input to the County when evaluating Certification Statements and that the County has exclusive jurisdiction and the sole discretion to take action regarding plat applications and the Certification Statements. Similarly, the County recognizes that the District has exclusive jurisdiction and the sole discretion to take action regarding groundwater-related drilling and operating permit applications.

ARTICLE II DUTIES OF THE PARTIES

- 2.1 **Communication.** Parties agree to timely and effectively communicate and coordinate in the execution and implementation of this Agreement, and to assist each other in approving, partially approving or denying plat applications for the County, or drilling or operating

applications for the District, where groundwater is the proposed source for domestic use under a proposed plat.

2.2 County's Duties.

- a. The County shall require all Plat Applicants seeking to subdivide a Rural Tract for which groundwater is intended to be the source of supply to provide a completed Certification Statement, and direct them initially to the District for initial guidance on the process prior to reviewing and processing the proposed plat.
- b. Upon the receipt of an application for a plat seeking to subdivide a Rural Tract for which groundwater is intended to be the source of supply, the County shall confirm that the applicant has conducted the certification process and final ~~provide the~~ Certification Statement and any accompanying documents provided by the Plat Applicant to the District for its formal review as described under Section 2.3(b) of this Agreement.
- c. Upon the receipt of a request from the District to verify whether a subdivided Rural Tract for which an operating or drilling permit application for a well or well site is sought has been subdivided in accordance with Bell County's Subdivision Regulations, the County agrees to act as follows:
 1. confirm with the ~~timely respond to the~~ District by verifying tract location and road access in connection with the pending operating or drilling permit application;
 2. verify whether a plat application and/or a Certification Statement has been received by the District, and if so, whether a plat ~~has been granted~~, is pending, and awaiting approval or has been denied; and
 3. coordinate with the District to ensure the applicant has complied with all relevant County and District regulatory standards, rules, and the laws and regulations governing subdivision platting and groundwater production in Bell County, Texas, including Bell County's Subdivision Regulations.

2.3 District's Duties.

- a. Upon the receipt of an application for a drilling or operating permit for any well on a subdivided Rural Tract of land, or on a Rural Tract for which a plat application is pending, the District shall coordinate with the County to determine whether the Rural Tract of land on which the well will be drilled or operated has been subdivided in accordance with Bell County's Subdivision Regulations. If the applicant's Rural Tract is not subdivided in accordance with Bell County's Subdivision Regulations, the District shall not grant an application for the drilling or operating permit without first coordinating with the County and making a reasonable effort to remedy any outstanding occurrences of noncompliance.

- b. Upon the receipt of a proposed plat needing and Certification Statement from the County, the District agrees to act as follows:
1. consult with any and all Plat Applicants regarding each proposed plat, as necessary to complete the District's review of the Certification Statement;
 2. use the best available science to prepare an administrative determination that the information in the Certification Statement appears to be correct and sufficiently certifies adequate groundwater is available for the subdivision;
 3. conduct prior site verification and well completion inspections necessary to confirm that the well owner's investment is proper and completed to District rules' and well completion standards;
 4. verify the Plat Applicant's ownership interest in the Rural Tract;
 5. verify the Rural Tract's total acreage, and proposed plat's subdivided lot acreage;
 6. verify that Rural Tract is not wholly or partially located within the boundaries of a municipality;
 7. verify the Plat Applicant's anticipated method of water distribution, as provided in the Certification Statement, whether by the expansion of an existing public water supply system, a new public water supply system, individual water wells for individual subdivided lots, or a combination of such methods ("Distribution Method");
 8. determine whether the Plat Applicant's Distribution Method conform with District rules, including but not limited to those concerning tract size, well spacing, and groundwater production for a defined beneficial use;
 9. determine whether the Projected Water Demand Estimates provided by the Plat Applicant in the Certification Statement are reasonably accurate ("Demand Estimates");
 10. determine whether the proposed use of groundwater, the Distribution Method and Demand Estimates, to the extent the Distribution Method and Demand Estimates rely on groundwater:
 - i. unreasonably affect existing groundwater and surface water resources or existing permit holders;
 - ii. are dedicated to any beneficial use;

- iii. are consistent with the District's approved management plan;
 - iv. are reasonably expected to cause waste, as defined by the District's rules;
 - v. otherwise comply with the District's rules, including but not limited to, rules concerning tract size, well spacing, and groundwater production for a defined beneficial use;
11. determine whether the proposed use of groundwater, the Distribution Method and Demand Estimates, to the extent the Distribution Method and Demand Estimates rely on groundwater, comply with the applicable Desired Future Conditions, considering:
- i. the applicable Modeled Available Groundwater calculations determined by the Executive Administrator of the Texas Water Development Board ("TWDB");
 - ii. the Executive Administrator of the TWDB's estimates of the current and projected amount of groundwater produced by wells exempted or excluded under Rule 6.3 of the District's rules;
 - iii. the amount of groundwater authorized under permits previously issued by the District;
 - iv. a reasonable estimate of the amount of groundwater that is actually produced under permits issued by the District;
 - v. yearly precipitation and production patterns;
12. prepare a written report detailing the District's review of the Certification Statement, and providing input regarding the accuracy of the information included in and with the Certification Statement and whether sufficient groundwater is available to serve the Rural Tract subdivision in the manner proposed by the Plat Applicant.

ARTICLE III GENERAL PROVISIONS

- 3.1** **Recitals.** The recitals herein stated are correct, agreed upon, and hereby incorporated by reference and made a part of this Agreement.
- 3.2** **Obligations of the Parties.** Parties agree to be bound by this Agreement, and to work in good faith toward achieving its purpose and the functions described herein.

3.3 Amendment. The Parties, and their respective designees, may propose an amendment to this Agreement. An amendment to this Agreement is adopted if the governing body of each Party adopts the amendment and furnishes the other Party with a copy of the minutes or resolution reflecting approval.

3.4 Notices. To be effective, any notice provided under this Agreement must be in writing, and shall be deemed to have been received for all purposes upon the earlier to occur of hand delivery or three (3) days after the same is mailed by U.S. Postal Service certified or registered mail, return receipt requested, and addressed as follows:

If to Bell County:
Bell County Judge
The Honorable David Blackburn
P.O. Box 768
Belton, TX 76513
David.Blackburn@bellcounty.texas.gov

If to the District:
General Manager
Mr. Dirk Aaron
P.O. Box 1989
Belton, TX 76513
daaron@cuwcd.org

Each Party agrees to provide a courtesy copy of any notice by email to the other Party. Each Party shall notify the other Party immediately if any of the contact information above changes.

3.5 Governing Law. This Agreement shall be governed by, and construed in accordance with the laws of the State of Texas, and shall be fully enforceable in Bell County.

3.6 Formal Matters. The relationship between the Parties under this Agreement shall be that of independent contractors, and not that of partners, joint ventures, or any other relationship. This Agreement sets out the entire agreement of the Parties in connection with the subject matter addressed herein, and may be modified or amended only in accordance with this Agreement.

3.7 Voluntary Removal. At any time, a Party at its own discretion may deem it is in its own best interest to voluntarily terminate its participation in this Agreement. Such termination shall be effective 30 (thirty) days after the terminating Party delivers written notice of termination to the other Parties. The Parties shall have no additional liability to one another for termination under this section.

- 3.8 Prior Agreements Superseded.** This Agreement constitutes the entire Agreement of the Parties regarding the subject matter of this Agreement and supersedes all previous agreements and understandings, whether written or oral, relating to such subject matter.
- 3.9 Assignment.** No Party may assign its rights, privileges and obligations under this Agreement in whole, or in part, without the prior written consent of the other Party. Any attempt to assign without such approval shall be void.
- 3.10 Construction.** In case any one or more of the provisions contained herein shall be held to be for any reason invalid, illegal, or unenforceable in any respect, the remaining provisions of the Agreement shall be construed as if the invalid, illegal, or unenforceable provision had never been contained herein. This Agreement shall not be construed for or against any Party by reason of the authorship or alleged authorship of any provision, or by reason of the status of the respective Parties.
- 3.11 Legal Compliance.** Parties, their officials, employees, designees, and agents shall comply with all applicable federal, state, and local laws and ordinances related to the work and services performed under this Agreement.
- 3.12 Force Majeure.** No Party shall be responsible for delays or lack of performance by such entity or its officials, employees, designees, or agents that result from acts beyond that Party's reasonable control, including acts of God, strikes or other labor disturbances, pandemics or epidemics, or delays by federal or state officials in issuing necessary regulatory approvals and/or licenses, except that the Parties shall take reasonably proactive measures to avoid delays that could be caused by the COVID-19 pandemic. In the event of any delay or failure excused by this Section, the time of delivery or of performance shall be extended for a reasonable time period to accommodate the delay.
- 3.13 Multiple Counterparts.** This Agreement may be executed in separate identical counterparts by the Parties and each counterpart, when so executed and delivered, will constitute an original instrument, and all such separate identical counterparts will constitute but one and the same instrument.
- 3.14 No Third Party Beneficiary.** The terms and provision of this Agreement are intended solely for the benefit of each Party hereto, and it is not the intention of the Parties to confer third-party beneficiary rights upon any other person or entity.

IN WITNESS WHEREOF, the Parties hereto, acting, under the authority of the respective governing bodies, have caused this Agreement to be duly executed in multiple counterparts, each of which shall constitute an original, effective on the date signed by each Party, the latest of which shall be the Effective Date.

AGREED UPON AND APPROVED BY:

BELL COUNTY, TEXAS
acting by and through its Commissioners Court

Attest:

D. Blackburn, County Judge

Shelley Coston, County Clerk

Date: _____

Date: _____

CLEARWATER UNDERGROUND WATER CONSERVATION DISTRICT,
acting by and through its Board of Directors

Attest:

President, Board of Directors

Secretary, Board of Directors

Date: _____

Date: _____