

INTERLOCAL AGREEMENT FOR COST-SHARING BY MEMBER DISTRICTS OF THE GMA-15 COMMITTEE

This interlocal agreement is entered into, among, and between the undersigned Groundwater Conservation Districts in accordance with Chapter 791, Texas Government Code ("Interlocal Cooperation Act"). Each district shall, by resolution, adopt this agreement and forward a copy of the fully-executed resolution to the GMA-15 Administrator.

SECTION 1: INTENT

- 1.01** Each member district of the GMA-15 Committee, as defined by the By-Laws of the GMA-15 Committee, intends to fulfill the applicable requirements of Texas Water Code § 36.108, 36.1083, 36.1084, and 36.1086, including establishing desired future conditions (DFCs) for the relevant aquifers within Groundwater Management Area 15.
- 1.02** In order to fully evaluate a desired future condition, the member districts of the GMA-15 Committee recognize the need to retain the services of a professional consultant specializing in groundwater hydrology and groundwater modeling ("Professional Consultant").
- 1.03** Each member district of the GMA-15 Committee is authorized by Chapter 36, Texas Water Code, and the Interlocal Cooperation Act to enter into an interlocal agreement whereby each district may cooperate with other local government entities to achieve common goals and share certain governmental functions and services.
- 1.04** The costs and expenses associated with the provision of professional consulting services along with other governmental functions covered by the interlocal agreement are more efficiently born through cooperative efforts between groundwater conservation districts.

SECTION 2: PURPOSE OF THIS AGREEMENT AND GOVERNMENTAL FUNCTIONS AND SERVICES PROVIDED

- 2.01** The purpose of this agreement is to secure funding from member districts of the GMA-15 Committee to retain the services of a professional consultant as described in Section 2.
- 2.02** In order to assist the member districts of the GMA-15 Committee in developing a desired future condition through the joint planning processes of the GMA-15 Committee, the member districts of the of the GMA-15 Committee shall engage a professional specialized in groundwater hydrology and groundwater modeling to assist the Member Districts in developing a technical record to support the adoption of one or more desired future conditions during the 5-year joint planning cycle that will conclude on or before January 1, 2027.
- 2.03** Professional Consultants shall be selected in accordance with Chapter 2254, subchapter A, Texas Government Code (Texas Professional Procurement Act).
- 2.04** The tasks to be performed by selected professional consultants include:
 - a.** Modeling pumping scenarios using the current groundwater availability model (GAM) for Groundwater Management Area 15 with variations to the distribution of

pumping, both spatial and temporal, requested by the GMA-15 Committee as defined in the By-Laws of the GMA-15 Committee;

b. Prepare and present an explanatory report for review and approval that documents the consideration of the factors required under Texas Water Code § 36.108(d-3).

2.05 Professional Consultants shall be required to submit a budget and the total of all budgets shall not exceed the amounts obligated to be paid in Section 3.

2.06 The final decision on an agreement to retain a professional consultant shall be approved by a majority vote of the GMA-15 Committee present at a meeting at which at least two-thirds of the members of the GMA-15 Committee are in attendance.

SECTION 3: DUTIES AND OBLIGATIONS OF MEMBER DISTRICTS

3.01 The member districts of the GMA-15 Committee shall be obligated to pay the following minimum amounts:

Bee Groundwater Conservation District	\$3,750.00
Calhoun County Groundwater Conservation District	\$7,500.00
Coastal Bend Groundwater Conservation District	\$7,500.00
Coastal Plains Groundwater Conservation District	\$7,500.00
Colorado County Groundwater Conservation District	\$7,500.00
Corpus Christi ASR Conservation District	\$3,750.00
Evergreen Underground Water Conservation District	\$3,750.00
Fayette County Groundwater Conservation District	\$3,750.00
Goliad County Groundwater Conservation District	\$7,500.00
Pecan Valley Groundwater Conservation District	\$7,500.00
Refugio Groundwater Conservation District	\$7,500.00
Texana Groundwater Conservation District	\$7,500.00
Victoria County Groundwater Conservation District	\$7,500.00
Total	\$82,500.00

3.02 All payments from a member district to the GMA-15 Committee Joint Planning Fund shall be made from funds available to the member district.

3.03 All payments from a member district shall be made by January 9, 2024, by check addressed to the Treasurer of the GMA 15 Committee and shall be deposited in a separate bank

account for the GMA-15 Committee Joint Planning Fund. The deposited funds shall be designated for the purposes described in this agreement. Professional consultants may be engaged even if one or more of the member districts have not paid the amounts provided in paragraph 3.01. The total amount to be paid to all professional consultants shall be limited to the actual amount funded by member districts to the GMA-15 Committee Joint Planning Fund.

- 3.04** A contract with a professional consultant may be executed by the GMA-15 Administrator on behalf of the GMA-15 Committee. Checks written on behalf of the GMA-15 Committee to pay for professional consultant services must be approved by the Chairman and Treasurer of GMA-15 Committee.
- 3.05** Upon termination of this agreement and payment of outstanding obligations of the GMA-15 Committee, any remaining GMA-15 Committee Joint Planning Funds shall be distributed to the member districts of the GMA-15 Committee pro rata based on the total contributions by member districts of the GMA-15 Committee by the Treasurer of the GMA-15 Committee.

SECTION 4: MISCELLANEOUS

- 4.01** Except as provided in this agreement, this agreement shall not be amended or modified other than by a written agreement approved by resolution of and signed by all of the member districts of the GMA-15 Committee that approved this agreement originally.
- 4.02** This agreement is entered into and executed in the State of Texas and all questions pertaining to its validity or construction shall be determined in accordance with laws of the State of Texas.
- 4.03** In case any provision of this agreement is held illegal or invalid for any reason, said illegality or invalidity shall not affect the remaining provisions of this agreement.
- 4.04** This agreement becomes effective when at least two thirds of the member districts of the GMA-15 Committee have adopted and executed the attached resolution and the agreement is approved by a two-thirds vote of the member districts of the GMA-15 Committee present at a public meeting of the GMA-15 Committee.
- 4.05** This agreement shall end December 31, 2026, unless extended in writing or terminated sooner as provide herein.
- 4.06** This agreement may be terminated prior to December 31, 2026, by agreement of a majority of the member districts of the GMA-15 Committee required to make a payment under section 3.01 subject to payment of any outstanding fees of any professional consultant retained in accordance with this agreement.

A RESOLUTION AUTHORIZING THE INTERLOCAL AGREEMENT FOR COST-SHARING BY MEMBER DISTRICTS OF THE GMA-15 COMMITTEE

WHEREAS, the engagement and payment of a professional consultant specializing in groundwater hydrology and modeling is authorized under the Interlocal Agreement for Cost-Sharing by Member Districts of the GMA-15 Committee to fulfill the requirements of Texas Water Code § 36.108, 36.1083, 36.1084, and 36.1086 including establishing "desired future conditions for the relevant aquifers" within Groundwater Management Area 15;

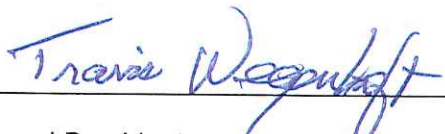
WHEREAS, the member districts of the GMA-15 Committee desire to fulfill the requirements of Texas Water Code § 36.108, 36.1083, 36.1084, and 36.1086 through mutual cooperation;

WHEREAS, the Interlocal Agreement for Cost-Sharing by Member Districts of the GMA-15 Committee becomes effective when at least two thirds of the member districts of the GMA-15 Committee have adopted this resolution authorizing the agreement and the agreement has been approved by unanimous vote of the member districts of the GMA-15 Committee present at a public meeting of the GMA-15 Committee;


WHEREAS, no professional consultant shall be retained on behalf of the GMA-15 Committee prior to the effective date of Interlocal Agreement for Cost-Sharing by Member Districts of the GMA-15 Committee; and

WHEREAS, the member districts of the GMA-15 Committee recognize the importance of coordinating their activities under the Interlocal Agreement for Cost-Sharing by Member Districts of the GMA-15 Committee and sharing the expense of such activities.

NOW, THEREFORE, the attached Interlocal Agreement for Cost-Sharing by Member Districts of the GMA-15 Committee is hereby approved on this 18th day of October 20 23, by _____ the _____ Colorado County Groundwater Conservation District.



Board President, Travis Wegenhoff



Secretary / Treasurer, Sam Parks