

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
AGENDA ITEM REQUEST
for Proposed Rulemaking

AGENDA REQUESTED: October 15, 2010

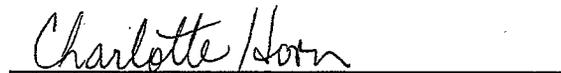
DATE OF REQUEST: September 24, 2010

INDIVIDUAL TO CONTACT REGARDING CHANGES TO THIS REQUEST, IF NEEDED: Charlotte Horn, 239-0779

CAPTION: Docket No. 2010-1184-RES. Consideration of a Resolution to extend the existence of the Irrigator Advisory Council until February 1, 2017, and to appoint three new members to the Irrigator Advisory Council of the Texas Commission on Environmental Quality to six-year terms. The Irrigator Advisory Council advises the Commission on matters related to landscape irrigation in Texas. These new members would replace three members whose terms are set to expire on February 1, 2011. (Tracy Miller/Alicia Lee).


Deputy Director


Division Director


Agenda Coordinator

Copy to CCC Secretary? NO YES

Texas Commission on Environmental Quality

INTEROFFICE MEMORANDUM

To: Commissioners **Date:** September 24, 2010

Thru: LaDonna Castañuela, Chief Clerk
Mark Vickery, P.G., Executive Director
John Sadlier, Deputy Director, Office of Compliance and Enforcement

From: *DS* David W. Bower, P.G., Director
8/18/10 Field Operations Support Division

Subject: Executive Summary Consideration of a Resolution Appointing Members to the Irrigator Advisory Council
Docket #2010-1184-RES

Requested Commission Action:

Staff requests Commission approval on the appointment of three nominees to the Irrigator Advisory Council ("the Council") to replace three existing members with terms expiring on February 1, 2011. The three nominees are: Toni Fox (irrigator), David Kania (irrigator), and Mark Froehlich (public member). Once approved, the three nominees will each serve six-year terms expiring on February 1, 2017, as authorized by Texas Occupations Code §1903.151.

Staff also requests that the existence of the Council be extended to February 1, 2017, to accommodate the full-term of each of the new members.

Council Background:

The authority for the Council is provided by the Texas Occupations Code §1903.151. The Council operates through the Program Support Section of the Field Operations Support Division (FOSD). Through FOSD, the Council advises the Commission on matters relating to landscape irrigation. The nine member Council has six members representing licensed irrigators and three members representing the public. Members should reflect diverse geographic areas of the state, ethnic groups, businesses, government entities, and trade associations. The Council is currently set to expire on February 1, 2015.

Selection Process:

Three vacancies on the Council will be created with the expiration of three current members' terms on February 1, 2011. FOSD initiated the nomination process to fill these vacancies by soliciting nominations through a Texas Register Notice dated November 20, 2009, a notice on the Council web page, and letters to various trade associations. FOSD received a total of eight nominations to fill the three vacancies.

Nominees' Background:

Toni Fox, LI #14347, San Angelo, Texas (TCEQ Region 8). Ms. Fox is currently a Water Conservation Specialist for the City of San Angelo. Ms. Fox worked previously at the United Blood Services as a Community Relations Representative and, also, at Goodrich Aerostructures as an Engineer. Ms. Fox is a member of the American Water Works Association, Texas Rural Water Association, H2O 4 Texas Association, Texas Turf Irrigation Association, Alliance for Water Efficiency and Texas Nursery and Landscape Association. Ms. Fox received a masters degree in Human Resources and Management as well as a bachelors degree in Business Administration from National University.

David Kania, LI #8588, El Paso, Texas (TCEQ Region 6). Mr. Kania is currently a Landscape Plan Examiner for the City of El Paso. Mr. Kania worked as a Landscape Inspector for the City of El Paso for two years and was a Water Conservation Technician for the El Paso Water Utilities for three years. Mr. Kania is a licensed Backflow Prevention Assembly Tester (#8283), licensed Irrigation Inspector (#35), and Certified Texas Water Auditor. Mr. Kania assisted in the rewrite of the Landscape Ordinance for the City of El Paso.

Mark Froehlich, Public Member, Houston, Texas (TCEQ Region 12). Mr. Froehlich is the current Director of the Copperfield Municipal Utility District and previously served as District Engineer for over 20 utility districts in Texas. Mr. Froehlich was Chairman of the Water Smart Committee of the Association of Water Board Directors (AWBD) and also served on the AWBD Technical Advisory Committee. Currently, Mr. Froehlich is the Chairman of the North Houston Association's Board of Directors and is a member of the American Society of Civil Engineers. Mr. Froehlich earned a bachelor's of science in Civil Engineering from Texas A&M University and is a licensed Professional Engineer in the state of Texas (50664).

The resumes of all nominees and current Council members are attached for your review, along with a brief summary prepared by program staff.

Agency Contacts:

Tracy Miller, Water Team Leader	(512) 239-4127
Alicia Lee, Staff Attorney	(512) 239-0133
Charlotte Horn, Texas Register Coordinator	(512) 239-0799

Attachments:

- A Resumes for Recommended Nominees
- B Summary of Qualifications and Resumes for Other Nominees Considered
- C Summary of Qualifications and Resumes for Current Members
- D Proposed Caption
- E Proposed Resolution
- F Copy of Texas Register Solicitation
- G Copy of Texas Occupations Code §1903.151

Irrigator Advisory Council
September 24, 2010
Page 3

cc: Chief Clerk, 2 copies
Executive Director's Office
Susana M. Hildebrand, P.E.
Kevin Patteson
Curtis Seaton
Daniel Womack
Office of General Counsel
Tracy Miller
Charlotte Horn

Attachment A
Resumes for Recommended Nominees

Toni Fox
Irrigator Member

Toni A. Fox

~~████████████████████~~
San Angelo, TX ~~██████~~
~~██████~~ ~~██████~~

QUALIFICATION SUMMARY

Over 20 years experience in management, customer service, training and coordination of programs across multiple industries.

PROFESSIONAL SUMMARY

City of San Angelo **05/04 - Present**
Water Conservation Specialist

- Manage and present awareness and education programs on water conservation to the public, civic groups, education facilities and other state agencies through the media and public speaking engagements.
- Present water conservation information to the Mayor, Water Advisory Board, City Council, City Manager, and community.
- Enforce Water Conservation and Drought Contingency Ordinance by patrolling and responding to complaints, explaining the violation, issuing citations and working with the Municipal Court on prosecution of offenders.
- Complete oversight for annual Water Conservation budget by utilizing negotiations skills and managing contracts and purchase orders.
- Manage local water conservation ordinances and keep apprised of any new or changes in state legislature.
- Managed and completed several special projects ahead of schedule.

United Blood Services **10/02 - 10/03**
Community Relations Representative

- Supervised, trained, motivated and directed blood drive coordinators and committees to assure successful and productive blood drives.
- Maintained an ongoing public and media relations program through public information and educational programs, personal contacts and public speaking engagements.
- Successfully communicated with internal and external customers to resolve issues.

Goodrich Aerostructures **09/01 - 03/02**
Engineer

- Supervised and facilitated Lean Manufacturing events for the Quality Assurance organization.
- Supported manufacturing cells using engineering and supervisory skills to resolve daily issues.
- Collected data to verify, update and maintain support charts using Statistical Process Control (SPC) tools.

Bekeart Specialty Films, Inc.

11/00 - 08/01

Customer Service Manager

- Lead, directed and trained customer service representatives.
- Managed internal and external customer service requests.
- Audited, reconciled and collected over \$600,000 in outstanding account receivables.
- Reduced late shipments by 23% by implementing tracking systems.
- Managed, coordinated and implemented customer service projects.

Employee Training Institute

04/00 - 10/00

ARCO Program Manager

- Program coordination of over 300 customer service training sessions in California and five western states.
- Selected, supervised and evaluated 34 trainers to perform training curriculum to improve customer service skills for over 6,000 ACRO personnel.
- Reduced program expenditures (i.e. facilities, travel, etc.) by 35%.
- Updated and maintained monthly budget spreadsheet and presented to ARCO management.
- Completed training 2 ½ months ahead of schedule.

Senior Flexonics

02/99 - 01/00

Facilitator – Lean Manufacturing

- Developed Lean Manufacturing training curriculum and executed training plans for all levels of the 600 employees.
- Completed Lean Manufacturing training ahead of schedule allowing the company to submit and receive 100% of allowable state reimbursement.

Parker Hannifin

09/98 - 02/99

Training Specialist III

- Managed, coordinated and implemented continuous process improvement training programs for managers, supervisors, engineers, administrative and manufacturing personnel.
- Researched, verified and tracked over \$1 million in suggested annual cost savings and distributed motivational employee awards.
- Updated and managed training and mainframe database to comply with customer and corporate requirements.

**Goodrich Aerostructures
Training Specialist**

06/78 - 09/98

- Analyzed, designed, developed and implemented training modules for manufacturing and quality personnel.
- Facilitated manufacturing and quality assurance training for all manufacturing engineers, supervisors and shop floor personnel.
- Complied with applicable Corporate Business Practices, customer and ISO 9000 requirements.
- Coordinated, updated and maintained training database on manufacturing and quality assurance personnel.
- Facilitated monthly new employee orientations.

Supervisor – Accounts Payable & Timekeeping

- Evaluated and directly supervised 3 senior accountants and 21 accounts payable and 4 timekeeping clerks.
- Facilitated Bill Question team that reduced supplier errors by 48%.
- Successfully managed department annual budget of \$750,000 and weekly vendor payments of \$12M.

Other positions held at Goodrich Aerostructures:

- Industrial Engineer
- Quality Assurance Analyst Sr.
- Lean Manufacturing Team Leader

STATE LICENSES

Licensed Irrigator (#14347)
Code Enforcement Officer (#3219)

COMPUTER SKILLS

Windows, Microsoft Office, Outlook, and mainframe

EDUCATION

Masters – Human Resources Management, National University
Bachelors – Business Administration, National University

MEMBERSHIPS

American Water Works Association
Texas Rural Water Association
H2O 4 Texas Association
Texas Turf Irrigation Association
Alliance for Water Efficiency
Texas Nursery and Landscape Association

Candy Garrett - Irrigation Advisory Council

From: "Fox, Toni" <~~toni.fox@sanangelo.net~~>
To: Candy Garrett <CGarrett@tceq.state.tx.us>
Date: 2/9/2010 7:59 AM
Subject: Irrigation Advisory Council

Hi Candy:

My resume and letter from the city manager is going out in today's mail. Hopefully my state representative, Drew Darby, will be sending a letter of recommendation sometime this week.

I am interested in serving on the Irrigation Advisory Council.

Sincerely,

Toni Fox
Water Conservation Specialist
City of San Angelo
LI: 14347
~~toni.fox@sanangelo.net~~
~~toni.fox@sanangelo.net~~

This message (including any attachments) is intended only for the use of the individual or entity to which it is addressed and may contain information that is non-public, proprietary, privileged, confidential, and may constitute attorney work product or be exempt from disclosure under one or more of the following sections of the Texas Public Information Act: SECS. 552.101, 552.103 or 552.107. If you are not the intended recipient, you are hereby notified that any use, dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, notify us immediately by telephone and (i) destroy this message if a facsimile or (ii) delete this message immediately if this is an electronic communication. Thank you.

Candy Garrett - IAC

From: JERRY LEWIS <sundanc@flash.net>
To: CGarrett@tceq.state.tx.us
Date: 2/1/2010 4:59 PM
Subject: IAC

Candy,

Please accept this as a recommendation for Toni Fox to the IAC. Thank you,
Jerry R.Lewis

Jerry R. Lewis
Sundance Training
www.irrigationtraining.com
P.O. Box 1661
Keller, Texas 76244



The City Of

San Angelo, Texas

P.O. Box 1751 - Zip 76902

February 4, 2010

Candice Garrett
Texas Commission on Environmental Quality
Compliance Support Division, MC-178
P.O. Box 13087
Austin, TX 78711-3087

Re: Irrigation Advisory Council Nomination

Dear Ms. Garrett:

The City of San Angelo submits for consideration the nomination of Mrs. Toni Fox, Director of Water Conservation for the City of San Angelo, to the Irrigation Advisory Council.

Mrs. Fox has over five years of service with the City directing and implementing the Water Conservation education and awareness programs. During this time, Mrs. Fox has also completed the requirements and become licensed as an irrigator and code enforcement officer. Mrs. Fox has developed a broad base of contacts around the state in the field of water conservation and willingly participates in conferences, programs, and events.

The City will afford Mrs. Fox the time and resources necessary to participate in the Irrigation Advisory Council activities.

Thank you for your consideration of this nomination.

Sincerely,

A handwritten signature in black ink, appearing to read "Harold Dominguez", is written over a horizontal line.

Harold Dominguez
City Manager

RECEIVED

FEB 16 2010

**Field Operations
Support Division**

David Kania
Irrigator Member

David Kania

Experience 6/06 - present

City of El Paso

El Paso, Texas

Landscape Plans Examiner

- ◆ Review Landscape and Irrigation plans to make sure they meet minimum code requirements
- ◆ Perform field inspections to verify that projects have been installed to City code as per approved plans and that irrigation meets minimum state standards
- ◆ **Enforce the Landscape Ordinance (18.46), Irrigation Ordinance 18.47, Traffic Code Chapter 12, and Administrative Code 18.02 through citations, red tags, and warnings, both verbal and written**
- ◆ Co-authored the current Irrigation Ordinance approved 2009
- ◆ Review and comment on zoning cases
- ◆ Explain the Landscape and Irrigation Ordinance to property owners, contractors, designers, and landscape architects and identifying the requirements and benefits to landscaping
- ◆ Create and present presentations for various groups, associations, and committees
- ◆ Schedule and post landscape and irrigation inspections

10/04 - 6/06

City of El Paso

El Paso, Texas

Landscape Inspector

- ◆ Perform field inspections to verify that projects have been installed to City code as per approved plans
- ◆ **Enforce the Landscape Ordinance (20.65), Administrative Code 18.02, Traffic Code Chapter 12 through citations, red tags, and warnings, both verbal and written**
- ◆ Assisted in the rewriting of the proposed Landscape Ordinance scheduled to be presented to Council in early **2006**
- ◆ Review and comment on zoning cases
- ◆ Explain the Landscape Ordinance to property owners, contractors, designers, and landscape architects and identifying the requirements and benefits to landscaping
- ◆ Help create presentations for various groups, associations, and committees using computer software
- ◆ Schedule and post landscape and irrigation inspections

3/01 - 10/04

El Paso Water Utilities

El Paso, Texas

Water Conservation Technician

- ◆ Explain the Turf Rebate Program to property owners, identifying the requirements and the financial benefits of the program
- ◆ Evaluate each site prior to implementation and perform final inspection for all program requirements to be met
- ◆ Helped create database to track and analyze the program
- ◆ Calculate, catalog, and maintain the program database
- ◆ Create monthly statistical reports for supervisory staff
- ◆ Approve or disapprove all Turf Rebates
- ◆ Present landscape design seminars in conjunction with TAMES to the general

David Kania

- public
- ♦ Present regional water resource information to the community apartment associations
- ♦ Enforce the Water Conservation Ordinance through citations, warnings both verbal and written, and using door hangers
- ♦ Perform water audits that produce written analysis of indoor and outdoor water usage for specific sites

11/98 – 3/01

Payless Nursery

El Paso, Texas

Operations Manager

- ♦ Directly supervised and coordinated installation of landscape and irrigation projects with the owner or owner's representative requiring negotiation and assessment of change orders, making alterations to design plans when needed
- ♦ Explained and demonstrated water conservation equipment management practices and concepts the owner or owner's representative
- ♦ Identified and estimated all costs (labor, machinery, and materials) related to the installation of a project
- ♦ Tracked all associated actual costs related to the installation of projects
- ♦ Reviewed all purchase orders for billing accuracy
- ♦ Designed water conservation landscape plans for commercial projects to City Code 20.65 specifications and residential designs using plant material based on water needs, climate conditions, and soil requirements
- ♦ Calculated water demands and established watering schedules for each project
- ♦ Performed hydraulic review on all irrigation design
- ♦ Performed monthly safety meetings and demonstrations
- ♦ Operated heavy equipment (tractors, front-end loader, backhoe, trenchers, etc.)
- ♦ Responsible for hiring and firing
- ♦ **Enforced** Chapter 34 or the Irrigation Rules and Regulations (HOW? Think you mean complied with)
- ♦ **Filed complaints at the state level on installations not in compliance with TCEQ Chapter 34**

Education

El Paso Community College, El Paso, TX

01/00-04/00

State required class in **Basic Irrigation**

Niagara County Community College, Sanborn, NY

08/91-05/92

Computer Aided Drafting (CAD) in Landscape Design

David Kania

Akron Central High School, Akron, NY

Graduated June 1991

Emphasis in Computer Aided Drafting and Mathematics

Professional Associations

- ♦ Appointed trustee to the Texas Turf Irrigation Association 2007
- ♦ Served as President of the Texas Turf Irrigation Association 2008
- ♦ Served as Vice President of the Texas Turf Irrigation Association 2009 – 2010
- ♦ Member of the Borderland Inspector Association since 2005
- ♦ Member of the West Texas Irrigation Association.

Licenses or Certifications

- ♦ Licensed Landscape Irrigator #8558
- ♦ Licensed Backflow Prevention Assembly Tester #8283
- ♦ Licensed Irrigation Inspector #00035
- ♦ Certified Texas Water Auditor
- ♦ Licensed Irrigation Installer #773 until November 2002

References

Suzanne Santo, Current IAC member

Pat Adatao, Deputy City Manager

Mayor John Cook, Mayor

Todd Mat....

Other Information

- ♦ Co-authored Irrigation Ordinance and assisted in the rewrite of the Landscape Ordinance for the City of El Paso.
- ♦ Demonstrate diplomacy and forbearance in dealing with customers
- ♦ Effectively communicate with the media on a wide range of issues

January 12, 2010

David J. Kania
~~████████████████████~~
~~████████████████████~~

Candy Garrett (MC-235)
Field Operations Support Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78717-3087

RECEIVED

FEB 01 2010

**Field Operations
Support Division**

Dear Ms. Garrett,

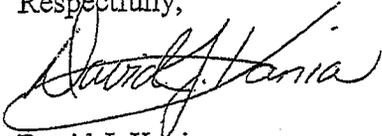
I would like to submit my name for consideration for the appointment to the Texas Commission on Environmental Quality's Irrigation Advisory Council. I understand the term, if selected, is for a period of six years and I am ready to serve as a Licensed Irrigator for the full term of this appointment.

I feel that I bring a wide range of knowledge and experience to the Irrigation Advisory Council from owning my own landscape business in New York and then relocating to El Paso in 1998; working for a large licensed irrigation contractor; serving on the Board of Trustees of the Texas Turf Irrigation Association; and enforcing the Texas Irrigation Rules for the City of El Paso. I have a great understanding of the water issues that the State of Texas is facing. I have managed the El Paso Water Utilities Turf Rebate Program that was one of three key elements in our local conservation program (rebates, education, and incentives). This knowledge served me well as I transferred to the Development Services Department where I currently review irrigation plans and inspect irrigation systems. My current position has afforded me an opportunity that few irrigators have, in that I was the department lead in the development of our local Irrigation Ordinance and the revision of the existing Landscape Ordinance, 18.47 and 18.46 respectively. The development of these ordinances allowed me to use my experience and knowledge, both from the private and regulatory sector, as water conservation rules and regulations for our local irrigation industry.

My appointment to the Texas Turf Irrigation Association allowed me to help guide the Texas Turf Irrigation Association Board of Trustees as President in defining a strategic plan for the association and the industry. I have expanded my network of water professionals around the State of Texas during my tenure on the Texas Turf Irrigation Association Board.

I understand the challenges we face throughout the state and accept that challenge to help conserve water, our precious natural resource.

Respectfully,



David J. Kania

Licensed Irrigator, LI0008558

Backflow Prevention Assembly Tester, BP0008283

Licensed Irrigation Inspector II0000035

Certified Texas Landscape Auditor

Attachments:

Resume

Letter of Recommendation by the Mayor of El Paso

Letter of Recommendation by the Deputy City Manager of the City of El Paso

Letter of Recommendation by the current IAC Member

Letter of Recommendation by the Water Conservation Manager of the City of El Paso

Letter of Recommendation by the Texas Turf Irrigation Association

Letter of Recommendation by the West Texas Irrigation Association



El Paso, Texas
The International City

JOHN F. COOK
MAYOR

January 11, 2010

Ms. Candice Garrett
Texas Commission on Environmental Quality
Field Operations Support Division, MC235
PO Box 13087
Austin, Texas 78711-3087
Fax: (512) 239-2249

Dear Ms. Garrett:

This letter is to respectfully submit the name of Mr. David Kania as a nominee for licensed irrigator to the Irrigator Advisory Council of the Texas Commission on Environmental Quality. Mr. Kania's current work experience as a Landscape Plans Examiner for the City of El Paso and past experience as a Water Conservation Technician for the El Paso Water Utilities (EPWU) has provided him with extensive knowledge of the irrigation industry and water conservation techniques. Ms. Suzanne "Suzy" Santo has been remarkably representing us but her term will be expiring on February 2011.

The City of El Paso supports and encourages the active involvement of its employees at local and state levels. El Paso is a community very involved in water issues and is an active supporter of water conservation efforts. As you are well aware, EPWU is one of the nation's most progressive water agencies that has been delivering reclaimed water to the community since 1963. EPWU is a pioneer in water reclamation and has attained international recognition for its innovative and extensive use of recycled water. EPWU now operates one of the most extensive and advanced reclaimed water systems in Texas for industrial use and landscape irrigation.

The appointment of this highly qualified employee will reinforce our commitment to effectively and efficiently manage our water resources. I respectfully request that you strongly consider Mr. Kania's appointment to the council. Please feel free to call me if you have any questions.

Sincerely,

John F. Cook
Mayor of El Paso

Endorsements

cc: Mr. Thomas Maguire
Mr. Victor Torres
Ms. Patricia Aauto

RECEIVED

JAN 22 2010

**Field Operations
Support Division**

Dedicated to Outstanding Customer Service for a Better Community

SERVICE SOLUTIONS SUCCESS



January 25, 2010

Candy Garrett (MC-235)
Field Operations Support Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78717-3087

Dear Ms. Garrett,

It has come to my attention that the name of David Kania has been submitted to the Texas Commission on Environmental Quality for nomination to the Irrigation Advisory Council. I would like to offer my endorsement of Mr. Kania for this appointment.

Mr. Kania has worked for my portfolio, Development & Infrastructure, since his entry into city government. Having worked with the local water purveyor as the water conservation officer, and ultimately inspecting and enforcing the municipal irrigation codes, he has been an asset to the City of El Paso in the areas of irrigation and landscape compliance. He is a Licensed Irrigator, Licensed Irrigation Inspector, Certified Backflow Prevention Tester and a Landscape Auditor.

Mr. Kania also has had a unique background in the private sector. He was an effective manager of the grass rebate program that was one of the key elements in the City of El Paso's Water Conservation Plan. His promotion to Landscape Plans Examiner allowed him to co-author and re-write the landscape and irrigation codes for the City of El Paso. Additionally, he represents the City of El Paso at local association meetings and as a trustee on the Texas Turf Irrigation Board.

I highly recommend Mr. Kania's appointment to the Irrigation Advisory Council, and feel that he will be an asset to the Texas Commission on Environmental Quality in the coming years as the IAC develops a strategic plan for the future of irrigation in the state of Texas. Thank you in advance for your consideration.

Sincerely,

Patricia D. Adauto
Patricia D. Adauto
Deputy City Manager

Mayor
John F. Cook

City Council

District 1
Ann Morgan Lilly

District 2
Susie Byrd

District 3
Emma Acosta

District 4
Carl L. Robinson

District 5
Rachel Quintana

District 6
Eddie Holgun Jr.

District 7
Steve Ortega

District 8
Beto O'Rourke

City Manager
Joyce A. Wilson

Anai J. Padilla
~~XXXXXXXXXXXX~~
~~XXXXXXXXXXXX~~

LI 000 5608

January 27, 2010

Candy Garrett (MC-235)
Field Operations Support Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78717-3087
CGarrett@tceq.state.tx.us

Dear Candy,

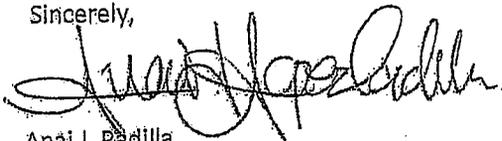
For more than 20 years, I have been responsible for promoting water conservation and irrigation efficiency in urban landscapes in El Paso. Part of my job is to increase public awareness and compliance with city ordinances. El Paso has one of the lowest water consumption per capita figures in Texas, if not the lowest, and part of this success is the collaboration with local agencies, organizations and individuals that share the same goal. It is important to continue this work and to have El Paso been represented at the state level. This is why I would like to submit David Kania as a member of the Texas Commission on Environmental Quality's Irrigation Advisory Council.

I had the privilege to work with Mr. Kania during the drought of 2004; he helped the water utilities inform the public about the severity of the drought while enforcing irrigation restrictions. Later on, he was in charge of overseeing the implementation of the turf rebate program. He was the utility liaison, answering questions, reviewing plans, supervising installation and completing rebate applications. Customers could count on his expertise and professionalism to answer questions and resolve issues regarding this successful program.

Mr. Kania's past and present experience with ordinance and code revisions, landscape design and installation as well as his customer service skills and involvement with the local irrigation association makes him a great addition to the Irrigation Advisory Council.

I hope that you consider him as a member of the Irrigation Advisory Council. If you have any questions don't hesitate to contact me at (915) 471-7084 or via email at anai20@hotmail.com.

Sincerely,



Anai J. Padilla

LI 0005608

January 6, 2010

Suzanne Santo
[REDACTED]
[REDACTED]

Candy Garrett (MC-235)
Field Operations Support Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78717-3087

Dear Ms. Garrett,

As one of the sitting members of the Texas Commission on Environmental Quality's Irrigation Advisory Council, I will be completing my term this fall. I feel that I have been successful in representing the far West Texas challenges that irrigation regulations have in our area. I was the first irrigator from my region to sit on the board and would now like to recommend a local irrigator for appointment to my seat.

I would like to submit David Kania to be considered for this appointment. He and I share similar backgrounds, having working in the private industry for many years, having worked with the local water purveyor as the water conservation officer, and ultimately inspecting and enforcing the local irrigation codes. He is a Licensed Irrigator, Licensed Irrigation Inspector, Certified Backflow Prevention, Testor and a Landscape Auditor.

Mr. Kania spent several years installing irrigation in New York and Texas, having owned his own company and serving as landscape and irrigation foreman for one of the largest landscape nurseries in El Paso. He was the primary point of contact for the City of El Paso for the million dollar plus grass rebate program within the water conservation division of the El Paso Water Utilities. Upon promotion to the Development Services Department in 2003, he has been charged with the inspection and enforcement of the Landscape and Irrigation Codes for the City of El Paso. He co-authored the current Irrigation Ordinance to comply with new state regulations and revised the landscape ordinance to remove any conflicts with the new rules. Both ordinances are designed to promote water conservation in design and installation.

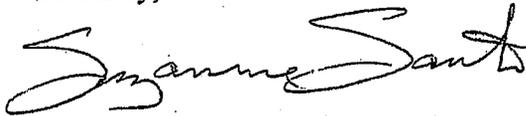
He has been a member of the local irrigation association and was appointed to the TTIA state Board of Trustees in 2006, serving as Vice-President and as President. During his term as President a TTIA completed a strategic plan and revision to the TTIA rules.

He is a team leader and very willing to work with others with a different concept to create a resolution to problems that arise in enforcement, compliance and interpretation of codes.

Mr. Kania's private and regulatory experience will be an asset to the Texas Commission on Environmental Quality's Irrigation Advisory Council in the coming years as the IAC develops a strategic plan for the future of irrigation in the state of Texas. He will represent the El Paso region's irrigators and resolve irrigation issues in an effective manner and will be an asset if appointed. The Trans-Pecos Region is a unique area of Texas ranging from 2500 to 8700 feet above sea level, encompassing 11 percent of the area of Texas, possessing the most varied, distinctive, and spectacular flora and fauna in Texas, and exhibiting fluctuation extreme temperatures from 14^o to 120^o with some of the highest average maximum temperatures found in Texas during the winter (second only to the Gulf Coast) and some of the lowest average temperatures in summer (second only to the Panhandle/High Plains Region).

I, therefore recommend for appointment Mr. David Kania to the Texas Commission on Environmental Quality's Irrigation Advisory Council.

Sincerely,

A handwritten signature in cursive script that reads "Suzanne Santo". The signature is written in dark ink and is positioned above the typed name.

Suzanne Santo
IAC member
LI 0000475

Mark Froehlich
Public Member



Mark Froehlich, PE Director of District Services

Mr. Mark Froehlich, PE, earned a BS in Civil Engineering from Texas A&M University and is a licensed Professional Engineer in the State of Texas (50664). He has more than 25 years of professional experience in project management, utility district engineering, municipal utility design engineering, site development engineering, subdivision design engineering and roadway design engineering. He and his wife Jean are Houston natives. They have been married for 30 years and have three grown children. They currently reside in Rosehill, Texas.

In addition to serving as Director and President of his neighborhood's municipal utility district in Copperfield for more than 10 years, Mr. Froehlich also served as the MUD's representative to a Joint Operating Board which operates the areas regional wastewater treatment plant. The Board coordinated and administered the reuse of treated effluent from the plant for irrigation of a nearby golf course and initiated an effort to reuse the remaining treated effluent for irrigation of common areas in its service area. This district also planned for and financed its portion of the initial surface water trunkline built by the West Harris County Water Authority.

As Chairman of the Water Smart Committee of the Association of Water Board Directors (AWBD), Mr. Froehlich planned and coordinated Water Smart programs and speakers for AWBD

from 1999 to present. Mr. Froehlich frequently presented educational water conservation presentations at AWBD Conferences.

In addition to the Water Smart Committee, he served on the AWBD Technical Advisory Committee. Mr. Froehlich also is a member of the Harris County Master Gardener Speakers' Bureau.

Mr. Froehlich is Chairman of the North Houston Association's Board of Directors and is a member of the American Society of Civil Engineers. In 1995, Mr. Froehlich received NHA's Compass Award for committee involvement and significant service to the organization.

Mr. Froehlich's Educational Presentations include:

- M. Froehlich and G.L. Rush. "Now You See It, Now You Don't - Landscaping for District Facilities," Annual AWBD Conference 1999.
- M. Froehlich. "Water Wise Landscaping." Annual AWBD Conference 2000.
- M. Froehlich. "Water Wise Gardening - Revisited." Annual AWBD Conference 2002.
- M. Froehlich, M. Cox, P. Bradley, D. Flynn, L. Rowlett, R. Schenck, B. Smith. "How To Be a Water Smart Partner." Annual AWBD Conference 2003.

Mr. Froehlich served as District Engineer for the following utility districts:

Camfield MUD
Clay Road MUD
Fallbrook UD
Shasla PUD
Fountainhead MUD
Harris County MUD 18
Harris County MUD 33
Harris County MUD 36

Harris County MUD 132
Harris County MUD 152
Harris County MUD 239
Harris County MUD 276
Harris County MUD 356
Harris County MUD 371
Harris County MUD 393
Harris County UD 14

Interstate MUD
Mayde Creek MUD
NW Travis County MUD 1
Fort Bend County MUD 141
West Harris County MUD 16
West Park MUD
Westlake MUD 1
Williamson County MUD 9

Candy Garrett - RE: Irrigator Advisory Council

From: <[REDACTED]>
To: <CGarrett@tceq.state.tx.us>
Date: 2/3/2010 5:52 PM
Subject: RE: Irrigator Advisory Council

Candy,

Thanks for your e-mail. I would be happy and honored to serve on the Irrigator Advisory Council and serve a six-year term beginning February 1, 2011. I have been involved in water related issues for many years and outside of my own interest, I feel that there is a good connection achieved with the Association of Water Board Directors with my involvement on the Council. Thank you again and please put me on the mailing list for Council meetings held this year.

Mark S. Froehlich, P.E.
Director
District Services
Brown & Gay Engineers, Inc.

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]



December 21, 2009

Ms. Candice Garrett
Texas Commission on Environment Quality
Field Operations Support Division
M.C. 235, P.O. Box 13087
Austin, Texas 13087

Per the Texas Occupational Code, Title 12, Chapter 1903, Subchapter D, (TAC 44.10) structure of the nine-member Irrigation Advisory Council, I would like to nominate Mr. Mark Froehlich PE, to the Council for a six-year term serving 2011-2016 as a Public Member.

This individual is qualified for this position through his involvement as chair of the Water Smart Program of the Association of Water Board Directors (AWBD). Mr. Froehlich has also been involved with various water Savings projects through lectures of his own and providing speakers at various events in Harris County through his base of contacts and experts in the field. I believe he has the passion and understanding of the importance and need of water conservation in Texas and would be a solid appointment to this Committee for the coming years.

His resume is attached to this letter and he has been copied with this request of his service.

I highly recommend the consideration of Mr. Froehlich to replace my position on the council. I am confident he can bring integrity to this Council in a number of ways, which all encompass his knowledge of Water Conservation and appropriate use through the landscape throughout Texas.

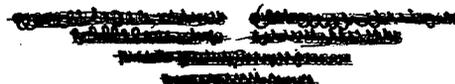
Michael Murr
Advisory Council Public Member, Term Expiring 2011

RECEIVED

DEC 28 2009

Field Operations
Support Division

MURR INCORPORATED



Attachment B
Summary of Qualifications and Resumes for Nominees Considered

Ronald Payne, LI #6563, El Paso, Texas (TCEQ Region 6). Mr. Payne is the owner of St. John Sprinkler Service, a company that designs, installs and repairs over 2,000 irrigation jobs annually. Mr. Payne has been involved in numerous committees and advisory boards such as the Committee on creation of El Paso City Commercial Landscape Ordinance and the Committee on creation of Landscape Irrigator Ordinance. Currently, Mr. Payne is the vice president of the West Texas Irrigation Association. Mr. Payne is a graduate of the U.S. Army Sergeant Major Academy.

James Dowd, Public Member, Dallas, Texas (TCEQ Region 4). Mr. Dowd is the managing director of Landarc Associates. Mr. Dowd has served on the Texas Turf Irrigation Association as Treasurer, Trustee, and interim Executive Director, on the Dallas Irrigation Association board as President and Executive Director, and as Regional Director of the Irrigation Association Ambassador program and on the Irrigation Certification Board of Directors, including Chair in 2007. Mr. Dowd attended Valdosta State University and the University of Texas at Dallas.

Jay Hartley, LI #5353, Houston, Texas (TCEQ Region 12). Mr. Hartley is presently the Landscape and Irrigation Project Manager and Lead Estimator for landscape and irrigation construction for Pampered Lawns Construction, Inc. Mr. Hartley is currently serving his second term as President of the Houston Gulf Coast Irrigation Association. Mr. Hartley attended the University of Mississippi.

Brook Furrh, LI #9181, Amarillo, Texas (TCEQ Region 1). Mr. Furrh is the President and Owner of Custom Gardens. Mr. Furrh has been involved in the landscape and irrigation industries for over 20 years as a project manager, irrigation designer, and landscape architect (Texas registration #2588), and holds Backflow Prevention Assembly Inspector License #10594. Mr. Furrh currently serves as the Education Director for the Texas Turf Irrigation Association and he attended Texas Tech University.

Marsha Carson, LI #17105, Fort Worth, Texas (TCEQ Region 4). Ms. Carson is a Water Resource Consultant for Mausen Consulting, with responsibilities that encompass providing water conservation designs and consulting services to the landscape and golf irrigation industries. Ms. Carson is a member of the Lone Star Irrigation Association, the Dallas Irrigation Association, and is an EPA-WaterSense Partner. Ms. Carson attended Daytona State College.

Ronald Payne
Irrigator Member

Summary**Ronald (Ron) C. Payne****Experience****Owner**

- 1999 – Present St John Sprinkler Service, LLC ElPaso, TX.
 *Manage 8-15 employees with approximately ¼ Million in sales
 *Design, install and repair over 2,000 irrigation jobs annually
 *Manage an irrigation service customer base of over 8,000
 *Licensed Irrigator #LI 6563
 *Certified backflow tester #BP 12116

Vice President West Texas Irrigation Association

2007 - Present

- *Manage, organize, and litigate for the local irrigation industry
 *Conduct Continued Education Credit Training for local industry
 *Meet with city and State Officials in regards to irrigation matters
 *Promote the overall high quality of local irrigation contracting

Irrigation Specialist (part time)

1976 – 1999 St John Sprinkler Service ElPaso, TX.

- *Manage an irrigation service customer base of over 3,000
 *Supervise two irrigation installation crews

Biggs Army Airfield Maintenance Chief

1975 – 1995 (Retired U.S Army)

- *Graduate of U.S.Army Sergeant Major Academy (Class#42)

Professional Associations

Texas Turf Irrigation Association

West Texas Irrigation Association

Committee on creation of El Paso City Commercial Landscape Ordinance

Committee on creation Of Landscape Irrigation Ordinance

Other Information

Written nominations and letters from nominees must be received by 5:00 p.m. on February 1, 2010. The appointment will be considered by the TCBQ at a future agenda. Please mail all correspondence to Candice Garrett, Texas Commission on Environmental Quality, Field Operations Support Division, MC 235, P.O. Box 13087, Austin, Texas 78711-3087 or fax to (512) 239-2249.

St. John Sprinkler Service, LLC.

Registered Landscape & Irrigator

Ronald Payne, President

TX LI #6563

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

February 2, 2010

Texas Commission on Environmental Quality
Field Operations Support Division, MC 235
P.O. Box 13087
Austin, Texas 78711-3087

Ms. Garrett

As a licensed irrigator in Texas, a business owner of an irrigation company and as vice president of the West Texas Irrigation association, I have been fortunate to be a part of all levels in the landscape irrigation industry. I'm glad to be nominated and would be more than prepared to share my time and experience, with the Irrigator Advisory Council in order to improve and expand the industry in anyway possible.

Therefore, it would be an honor to serve on the Irrigator Advisory Council. If elected, I would be committed and dedicated to serving the 6 year term.

Respectfully submitted,

Ronald C. Payne
Ronald C. Payne

CLASSIC LANDSCAPES

Sallie Homan
Horticulturist/Landscape Designer

~~XXXXXXXXXXXX~~
~~XXXXXXXXXXXX~~
~~XXXXXXXXXXXX~~

To: Candace Garrett

From: Sallie Homan

FAX: 512-239-2249

Pages: 3 incl. cover

Phone:

Phone: 915-588-5148

Re: Letter of reference for Irrigation Advisory Council

Date: 1-27-10

CLASSIC LANDSCAPES

Sallie Homan
Horticulturist/Landscape Designer

Ms. Candace Garrett
TCEQ
Field Operations Support Division

Jan. 26, 2010

Dear Candace,

I would like to recommend that Ronald Payne owner of St. John Sprinklers be appointed El Paso's representative to the Irrigation Advisory Council.

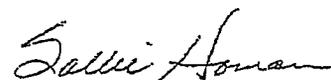
His credentials as well as his ethics are without question and he represents our industry very well locally. El Paso needs a representative from our profession instead of the usual city employee. It would be nice to have someone on the council who would look at everything with an open mind from our perspective and the city and state's perspectives in order to protect our most precious natural resource as well as our industry's success and the public's wellbeing.

I've known Ron for many years and for several years worked with him closely on all of my jobs and some of his. I've been amazed at the depth of his knowledge. He is so knowledgeable about all types of irrigation methods and equipment that he often teaches our WTIA members, CEU classes, and city employees. I've been impressed with every talk I've attended, but even more impressed by his willingness to help anyone who needs it. He even attended a committee meeting at the TCEQ last fall concerning the lack of enforcement by city governments. His experience serving in the army seems to have prepared him to develop a successful second career. He is also very personable. My clients love him.

Ron also keeps up with all the latest state laws and city ordinances that affect our industry and even the politics that go along with them. It would be so nice to know that someone who cares about our industry and can work closely with the city and state to improve the foundation and effectiveness of our profession is serving on the council.

I have a BS degree from Texas Tech with a major in ornamental horticulture and a minor in landscape architecture. I've have been landscaping since 1972 and have owned my own landscape company since 1983. Ron has been invaluable to me and I think he would be a great asset to everyone concerned. I hope you appoint Ronald Payne to the council.

Sincerely,



Sallie Homan
Texas Irrigator No. 5585



OFFICE OF CITY REPRESENTATIVE
BETO O'ROURKE
DISTRICT #8

City of El Paso
#2 Civic Center Plaza
El Paso TX 79901

Telephone: (915) 541-4123
Fax : (915) 541-4300
E-mail: district8@elpasotexas.gov

FAX COVER SHEET

DATE: 1-28-10

TO: Ms. Candice Garrett

Urgent

COMPANY: Texas Commission on Environmental
Quality

Notify office upon receipt

TELEPHONE: _____

RSVP

FAX: (512) 239-2249

Requesting Reply

SUBJECT: letter of recommendation

Total Pages Including this one: 2

Comments:



El Paso, Texas
The International City

BETO O'ROURKE
CITY REPRESENTATIVE
DISTRICT NO. 8

January 28, 2010

To Whom It May Concern,

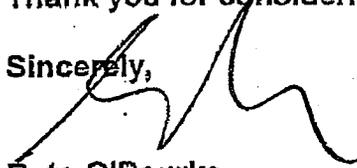
I would like to support Ronald Payne to be appointed to the Irrigation Advisory Council.

In the short time that I have known Ron, he has been a strong advocate for safety and consistency when it comes to the application of law and enforcement in irrigation issues.

He has also been involved in numerous committees and advisory boards to further the goals of safe, quality irrigation and landscape in El Paso and in Texas.

Thank you for considering this letter.

Sincerely,



Beto O'Rourke
City Representative
District 8 - El Paso
(915) 541-4123

BO/af

James Dowd
Public Member

JAMES M. DOWD

EXECUTIVE: Sales, Marketing, Strategic Planning

Skilled executive with extensive sales management, marketing, strategic planning, and product development experience. Career includes background in water conservation and green industry manufacturing with distribution through multiple channel models. Scope of work encompasses non-profit organizations, publicly-traded and privately-held corporations. Demonstrated ability to work in a team-based environment and build consensus among diverse groups. Possess MBA in International Management.

Sales - Marketing - Operations - Strategic Planning - Financial Analysis - Negotiations
Customer Relations Management - Change Management - Training & Technical Service
Product Development and Introduction - Distribution Supply Chain Management - Six Sigma™
Lean Manufacturing - Kaizen Improvement Processes - Process Evaluation - Team Development
Management by Objective - GAAP - Domestic and International Sales Processes - Direct P&L

PROFESSIONAL EXPERIENCE

LANDARC ASSOCIATES • Dallas, Texas • 2006-Present

Managing Director

Provide C-level sales, marketing, and strategic planning data for firm with private client list to include distribution, trade association, and manufacturing partners.

- Developed new product rollout plan for manufacturing client within specific geographic area resulting in 16% growth in incremental sales.
- Provided strategic planning services for U.S. based service client to expand operations to international markets within limited resource and staffing budget guidelines.
- Provided executive consulting services for development of industry standards and certification programs to trade association clients resulting in increased net income.
- Produced and directed training program for manufacturing client's customer base, resulting in 31% reduction in warranty costs.

THE TORO COMPANY (NYSE: TTC) • Dallas, Texas • 1994-2006

Regional Sales Manager – South Central United States (2004-2006)

Team leader responsible for sales and market share of Toro branded irrigation products in a multi-state area. Achieved sales growth in excess of 124% over two year period. Shared group project responsibility for negotiating new product alliances with Fortune 1000 corporations.

- Planned, directed, and facilitated meetings for groups of 100+ for sales teams, wholesale distributors, specifiers, and end-user customers enhancing product recognition and sales.
- Improved and co-ordinated activities with Order Service, Customer Service, Field Service, Technical Service and Product Repair departments reducing budget variances.

- Developed and implemented customer care guidelines for El Paso, Texas and Ciudad Juarez, Mexico manufacturing facilities, which became standard practice for all operations.

District Sales Manager – South Central United States (1994-2004)

Recruited by James Hardie Industries in 1994. Division merged in 1998 with The Toro Company. Similar duties as listed above for the Irritrol Systems brand. 2004 Sales Manager of the Year. Promoted to Regional Sales Manager for the Toro brand in 2004.

ISCO INDUSTRIES, LLC • Louisville, Kentucky • 1985 - 1994

Sales & Marketing Manager

Oversaw irrigation division for this privately held \$300M+ fabrication and wholesale HDPE/UHDPE distribution corporation. Directed all sales, marketing, design, service, advertising, and purchasing. Updated computer system, added new product lines and streamlined operations. Direct report to CEO. Managed executive staff.

ADDITIONAL MANAGEMENT EXPERIENCE

(Details on request)

Executive Director - Texas Turf Irrigation Association (non-profit trade association)

Executive Director - Dallas Irrigation Association (non-profit trade association)

Management Advisory Board - WaterLogic, Inc.

Board of Directors - RenChem International, LLP

Partner - 287 Waxahachie, Ltd.

Partner - 287 Waxahachie Brown Street, Ltd.

Partner - 287 Palomino II, Ltd.

Partner - Diversified Income Properties I, Ltd.

EDUCATIONAL BACKGROUND

Master of Business Administration (MBA) International Management

School of Management

University of Texas - Dallas, Texas

Management Certification (MC) Business Management

Cox School of Business

Southern Methodist University - Dallas, Texas

Bachelor of Fine Arts (BFA) Marketing Communications

Valdosta State University - Valdosta, Georgia

TECHNICAL & PERSONAL DATA

All Windows OS, Microsoft Office including WORD, EXCEL, POWERPOINT, OUTLOOK, PROJECT, PUBLISHER, ACCESS, Intuit QuickBooks Pro, Symantec ACT, Palm OS

LANGUAGES: Primary - English, Secondary - French, limited conversational Spanish

PROFESSIONAL TRAINING

Six Sigma™ DMAIC Training
Six Sigma™ DMADV Training
Dale Carnegie® Training
FranklinCovey™ Training

Harlos™ Management Training
Catapult™ Computer Training
Kaizen Improvement Training
Lean Manufacturing Training

AFFILIATIONS & CERTIFICATIONS

Sales & Marketing Executives International™ management certification
EPA WaterSense® partner
Irrigation Association® Certification Board of Directors (2002 – present) (Chair 2007)
Irrigation Association® Ambassador Group – Regional Director (2007 – present)
Irrigation Association® Certified Auditor
Irrigation Association® Certified Designer (residential, commercial, golf)
Texas Turf Irrigation Association Trustee (2006 – present) (Treasurer 2008)
Dallas Irrigation Association Board of Directors (2005 – present) (President 2008)

Excellent professional and personal references available

Candy Garrett - IAC public member position - Dowd resume

From: ~~James Dowd <James.Dowd@tceq.state.tx.us>~~
To: <CGarrett@tceq.state.tx.us>
Date: 2/1/2010 4:28 PM
Subject: IAC public member position - Dowd resume
Attachments: DOWD resume-TCEQ v2.pdf

Hi Candy - per a request from both the Dallas Irrigation Association and the Texas Turf Irrigation Association, please find attached a copy of my current resume regarding the public member position on the IAC. If elected, I will be able to serve the entire term to the best of my ability.

Do not hesitate to contact me should you have any questions or need additional information.

Sincerely,

James Dowd

~~James Dowd <James.Dowd@tceq.state.tx.us>~~
~~James Dowd <James.Dowd@tceq.state.tx.us>~~
~~James Dowd <James.Dowd@tceq.state.tx.us>~~

Candy Garrett - Re: Reminder - IAC Nominations

From: <[REDACTED]>
To: <CGarrett@tceq.state.tx.us>
Date: 1/31/2010 6:12 PM
Subject: Re: Reminder - IAC Nominations

Candy,

I nominate:

1. Brooke Furrh, Lic. Irrigator, active contractor, from Amarillo (we need more active contractors on Board!)
2. David Kania, Lic. Irrigator, City of El Paso
3. James Dowd, Public Member, Dallas, Has been in the business (Manufacture Rep) many years

Thanks Rusty

-----Original Message-----

From: Candy Garrett <CGarrett@tceq.state.tx.us>

To: [REDACTED]
[REDACTED]
[REDACTED]

Sent: Wed, Jan 27, 2010 10:10 am

Subject: Reminder - IAC Nominations

are due Monday, 2/1 at 5:00 p.m.

Texas Turf Irrigation Association

~~602-298-0938~~
~~602-298-0827~~

O: 469-298-0938

F: 469-298-0827

texas-turf_ia@yahoo.com



~~Supervisor and representative of irrigation and water conservation with public and
led him to be an effective participant. We believe Mr. Dowd's vast experience coupled with his~~

Ms. Candy Garrett

Texas Commission on Environmental Quality

P.O. Box 13087

Austin, Texas 78711-33087

Re: Irrigator Advisory Council Nomination

Dear Ms. Garrett,

The Texas Turf Irrigation Association (TTIA) is pleased to support the nomination of Mr. James Dowd as a public member of the Irrigator Advisory Council. Mr. Dowd is an active member of the Dallas Irrigation Association (DIA), the Texas Turf Irrigation Association, and the Irrigation Association. He has been involved in the irrigation industry for over 30 years and has served on the TTIA Board as Treasurer, Trustee, and interim Executive Director, DIA board as President and Executive Director, Regional Director of the IA Ambassador program, and on the Irrigation Association Certification Board of Directors, including service as Chair in 2007.

James has graciously agreed to serve on the IAC and fully understands the commitment required to be an effective participant. We believe Mr. Dowd's vast experience coupled with his enthusiasm and dedication to irrigation efficiency along with water conservation will bring the highest level of professionalism to the council.

Sincerely,

A handwritten signature in black ink, appearing to read "Todd Magatagan".

Todd Magatagan

President

Texas Turf Irrigation Association

RECEIVED

FEB 01 2010

**Field Operations
Support Division**

Jay Hartley
Irrigator Member

James J. Hartley

OBJECTIVE

Motivated, results-driven manager with extensive experience in Landscape / Irrigation Construction and Operations. Demonstrated successful customer service relationships, with clients, as well as vendors. Vast experience with estimating, sales, purchasing and inventory management.

EDUCATION

Bachelor's Degree of Business Administration, 1992, University of Mississippi, Oxford, MS.

WORK EXPERIENCE

Pampered Lawns Construction, Inc., Houston, TX

Landscape Construction Manager, August 2001 – Present
Commercial design/build landscape and irrigation firm.

- Lead estimator for landscape and irrigation construction.
- Landscape and Irrigation Construction sales and contract negotiation.
- Landscape and Irrigation Project Manager.
- Duties including, but not limited to: submittals to the Landscape Architect, ordering and securing of installation material, management of twenty-four employees, client meetings, supervisor and foreman review, and closeout documentation.

Plant Interscapes, Houston, TX

Area / Sales Manager, July 2000 – July 2001
Commercial Interior Landscape design and installation firm

- Started Houston branch of San Antonio, TX based company.
- Responsible for new business development.
- Contract fulfillment and maintenance.
- Recruit and hired staff.

Plant Interscapes, Dallas, TX

Area Sales, June 1999 – July 2000, Commercial design/build interior landscape firm

Mallscapes, Dallas, TX

Regional Operations Manager July 1996 – June 1999, Commercial landscape design installation firm.

John R. Ross Landscape, Dallas, TX

Account Manager, April 1994 – July 1996, Commercial landscape design and installation firm.

AFFILIATIONS:

Texas Licensed Irrigator # 0005353
Texas BPAT # 0012494
The Woodlands, TX Water Conservation Committee Member
The WISE Guys – Residential Irrigation Consultant

VOLUNTEER WORK:

Fairfield Baptist Church, Building and Grounds Committee
Houston Gulf Coast Irrigation Association Board Member
Fairfield Sports Association – Team Coach

Phone (916) 929-7111

Fax (916) 929-7111

Pampered Lawns Construction, Inc.

(916) 929-7111
(916) 929-7111

February 2, 2010

Candy Garrett
TCEQ

Re: Irrigation Advisory Council

Candy,

I have attached my resume per your request and look forward to the opportunity to serve if chosen on the Irrigation Advisory Council. The commitment is one that is supported by my employer and family. The length of time is necessary in my opinion in order to see ideas take place and evolve and have time to evaluate the results of the actions taken by the board.

Should you or the board have any questions, please call me at contact numbers listed above. I look forward to hearing from you.

Sincerely,

Jay Hartley
Pampered Lawns Construction
Landscape Construction Manager



Design~Consulting~Training

January 28, 2010

Candice Garrett
Texas Commission on Environmental Quality
Field Operation Support Division, MC 235
P.O. Box 13087
Austin, Texas 78711-3087

Advisory Council Nomination for 2011

Dear Candice,

I would like to nominate Jay Hartley, LI0005353, for appointment to the Irrigation Advisory Council, beginning in 2011. He is from Houston, Texas and works daily to raise the level of professionalism within the irrigation industry for the state of Texas.

His involvement with local irrigators resulted in his election as President of Houston Gulf Coast Irrigation Association in 2009, and 2010. Under his guidance HG CIA has grown to over 200 members and is recognized as a leader in the State of Texas.

Relationships have been formed with cities, water purveyors, and municipal utility districts in support of the current Irrigator's rules under his leadership.

As a current member of the IAC, I know that Jay would be an honest contributor and advise TCEQ at the highest level in regards to the Licensed Irrigator and our most precious resource, water.

Respectfully,

Doug Goodwin

Douglas Goodwin, LI0001830
Member TCEQ Irrigation Advisory Council

~~www.irservices.com ~ 512.252.0000 ~ 512.252.0001~~
~~www.irservices.com ~ 512.252.0000 ~ 512.252.0001~~

From: ~~Candy Garrett~~
To: <cgarrett@iceq.state.tx.us>
Date: 2/1/2010 4:46 PM
Subject: Fw: Jay Hartley Nomination
Attachments: Jay's Nomination.doc

Candy,

HGCIA would like to nominate Jay Hartley to the Irrigation Advisory Council. The letter of nomination is attached.

Tom Riley
Executive Director
H.G.C.I.A.



January 29, 2010

Candice Garrett
Texas Commission on Environmental Quality
Field Operation Support Division, MC 235
P.O. Box 13087
Austin, Texas 78711-3087

Advisory Council Nomination for 2011

Dear Candice,

The Houston Gulf Coast Irrigation Association would like to nominate Jay Hartley, LI0005353, for appointment to the Irrigation Advisory Council, beginning in 2011. Jay is currently serving his second term as President of H.G.C.I.A. Under his guidance HGCI has grown to over 200 members and is recognized as a leader in the State of Texas. He is from Houston, Texas and works daily to raise the level of professionalism within the irrigation industry for the state of Texas.

With Jay's leadership, relationships have been formed with cities, water purveyors, and municipal utility districts in support of the current Irrigator's rules under his leadership.

As Executive Director of H.G.C.I.A., I have worked very closely with Jay and I know that he would be an honest contributor and would advise TCEQ at the highest level in regards to the Licensed Irrigator and our most precious resource, water.

Respectfully,

Charles Riley, LI0007115
Executive Director, H.G.C.I.A.

Brooke Furrh
Irrigator Member

Brooke Furrh

~~CONFIDENTIAL~~
~~CONFIDENTIAL~~
~~CONFIDENTIAL~~
~~CONFIDENTIAL~~

Licensed Irrigator # 9181
Licensed Backflow Prevention Assembly Tester #10594
Landscape Architect Texas Registration #2588

Objective:

To use my experience and education to contribute to the long term policies which affect the landscape and irrigation industry in Texas.

Education:

- 1990-1993 Texas Tech University – Bachelor of Landscape Architecture Degree
- 1987-1989 West Texas State University – Undergraduate studies
- 1984-1987 Pampa High School – Graduate

Work Experience:

October 2001 to Present: Custom Gardens, LLC in Amarillo, Texas
Owner/ President

- Design and install landscape and irrigation for residential, commercial, municipal and ranch projects
- Work with landscape architects, engineers, and architects on projects
- Provide maintenance to commercial and residential customers
- Encourage proper watering through education and efficient design practices
- Recipient of Better Business Bureau Torch Award for market place ethics

July 1994 – September 2001: Garden Design Group in Dallas, Texas
Design/ Sales

- Design residential landscape projects for homebuilders
- Coordinate landscape and irrigation projects for new home and remodel projects
- Project manager responsible for designers, quality control, and customer relations
- Commercial sales and project management
- Started a branch of the company in Austin

June 1988- August 1990: Wartz's Services in Amarillo, Texas

- Landscape maintenance

Experience and Capabilities

- Computer skills including Microsoft Word, Excel, Quickbooks, and Internet
- Experienced in customer service and dispute resolution
- Installing and maintaining a variety of plants in the Dallas, Austin, Lubbock, and Amarillo
- Installing and repairing sprinkler systems in Dallas, Austin, and Amarillo
- Projects concerning watershed management and erosion control
- Working with the municipality and other irrigators to implement a new city ordinance
- Texas Turf Irrigation Association Trustee for the Texas Panhandle Irrigation Association

References available upon request

Candy Garrett - IAC position

From: Custom Gardens Custom Gardens <~~customgardens@brookefurrh.com~~>
To: <cgarrett@tceq.state.tx.us>
Date: 1/27/2010 10:32 AM
Subject: IAC position

Dear Mrs. Garrett,

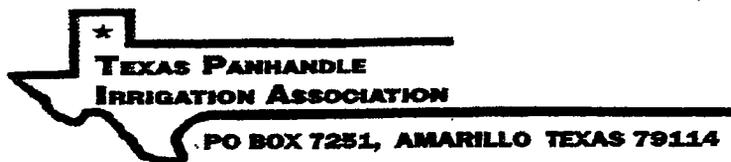
I submitted my resume for the open position on the Irrigation Advisory Council for TCEQ. I have the support of the Texas Panhandle Irrigation Association and the Texas Turf Irrigation Association. Our chief inspector for the city of Amarillo also said he will send in a letter of support. As you can see from my resume, I am educated and experienced in a wide variety of fields that will contribute to the council.

I would like to serve on this council from a landscape and irrigation contractor point of view and learn from others on the council to improve the industry and help secure it's future. I have no problem flying into Austin from Amarillo to attend the meetings. It is my understanding TCEQ can reimburse some of these expenses.

If you have any questions my cell phone number is 806-672-5159.

Sincerely,

Brooke Furrh



December 19, 2009

Texas Commission on Environmental Quality
Attn: Mrs. Candy Garrett
P.O.Box 13087
Austin Texas 78711-3087

RE: IAC Representatives

Dear Mrs. Garrett:

We the Texas Panhandle Irrigation Association would like to take this opportunity to nominate a person of impeccable integrity to be on the Irrigation Advisory Council. He is well qualified on the basis of experience of many years in Irrigation Industry. He is currently serving on the Texas Turf Irrigation Association as trustees. We have never had a Texas Panhandle representative on the Council. We would like very much to have one of our distinguished members to serve in that capacity.

His resume is attached. Please give him your utmost consideration. We thank you in advance for your sincere consideration.

Sincerely,



John Lyon
L.I. # 10761
President



Mel Morris
L.I. # 12489
Vice President



Rick Stevens
L.I. # 1682
Sec./ Treas.

RECEIVED

JAN 12 2010

Field Operations
Support Division

Candy Garrett - Re: Reminder - IAC Nominations

From: <[REDACTED]>
To: <CGarrett@tceq.state.tx.us>
Date: 1/31/2010 6:12 PM
Subject: Re: Reminder - IAC Nominations

Candy,

I nominate:

1. Brooke Furrh, Lic. Irrigator, active contractor, from Amarillo (we need more active contractors on Board!)
2. David Kania, Lic. Irrigator, City of El Paso
3. James Dowd, Public Member, Dallas, Has been in the business (Manufacture Rep) many years

Thanks Rusty

-----Original Message-----

From: Candy Garrett <CGarrett@tceq.state.tx.us>

To: [REDACTED]

Sent: Wed, Jan 27, 2010 10:10 am

Subject: Reminder - IAC Nominations

are due Monday, 2/1 at 5:00 p.m.

Texas Turf Irrigation Association

~~CONFIDENTIAL~~
~~CONFIDENTIAL~~

O: ~~XXXXXXXXXX~~

F: ~~XXXXXXXXXX~~

texas_turf_ia@yahoo.com



Ms. Candy Garrett
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-33087

Re: Irrigator Advisory Council Nomination

Dear Ms. Garrett,

The Texas Turf Irrigation Association (TTIA) is pleased to support the nomination of Brooke Furrh as an Irrigator member of the Irrigator Advisory Council. Mr. Furrh is an active member of the Texas Turf Irrigation Association (TTIA) in which he currently serves as Education Director, and an active member of the Texas Panhandle Irrigation Association. He has been involved in the landscape and irrigation industries for over 20 years as a project manager, irrigation designer, and landscape architect (Texas registration # 2588), and holds Texas irrigator license #9181. In addition to his irrigator's license, Brooke holds backflow prevention assembly inspector license # 10594, and has recognitions as a business owner for his ethics and high quality standards.

Brooke Furrh has a skill set that makes him qualified to understand and represent the irrigation industry. In addition, his diverse experience makes Brooke able to understand the diverse needs of the committee as it relates to balancing the critical use of Texas' most valued natural resource with the long term health of the industry as a whole.

Brooke has agreed to serve on the IAC and fully understands the commitment required to be an effective participant. We believe Mr. Furrh's experience coupled with his dedication to the irrigation industry and along with understanding of irrigation efficiency will bring the highest level of professionalism to the council. Brooke carries the endorsement of his local irrigation association, and we are pleased to give the endorsement of the state level professional irrigation association in Texas, the TTIA.

Sincerely,

Todd Magatagan
President
Texas Turf Irrigation Association

RECEIVED

FEB 01 2010

Field Operations
Support Division

Marsha Carson
Irrigator Member

Résumé of

M A R S H A C A R S O N

WORK EXPERIENCE

October 2006 – Present – Masuen Consulting, LLC (Ft. Worth, Texas)

Water Resource Consultant – Responsibilities encompass providing water conservation design and consulting services to the landscape and golf irrigation industries on the following: Water source evaluation and recommendations, water quality, water use permitting, LEED green building projects, pump stations, wells, filtration systems, water conservation solutions, rain water harvesting, reuse water, drip irrigation, computerized central control, and various advanced technological solutions.

July 2002 – October 2006 – Flagler County Engineering Department (Bunnell, Florida)

Senior Engineering Inspector - Responsibilities included project analysis with cost proposals for all Capital projects (>\$1M) within Flagler County, submission of proposals to local and state boards for funding of Capital projects, coordination with Owners, Contractors, Sub-contractors, and state and local governmental agencies to facilitate timely completion of projects, performing all project inspection and field project management, maintaining all project records and documentation, and review, preparation, and approval of all payments to Contractors.

February 1996 – July 2002– QWEST through various subcontracts (Denver, Colorado)

Senior Inspector, Redliner, Locate Administrator - Responsibilities included pre-construction engineering of cross country fiber construction routes, project inspection during the construction process, and redline/as-built documentation of completed project.

PROFESSIONAL ORGANIZATION MEMBERSHIPS:

- Lone Star Irrigation Association
- Dallas Irrigation Association
- American Rain Water Catchment Association
- The Irrigation Association
- EPA-Water Sense Partner
- USGBC-North Texas Chapter
- Green Building Certification Institute (GBCI) LEED Professionals
- American Concrete Institute (ACI)

EDUCATION / PROFESSIONAL:

- U. S. Green Building Council-Leadership in Energy and Environmental Design (LEED-AP), 2009
- TCEQ-Licensed Irrigator # 0017105, 2008
- American Rainwater Catchment Systems Association – Accredited Professional (ARCSA-AP), 2008
- Irrigation Association-Certified Golf Irrigation Auditor (CGIA), 2008
- Irrigation Association-Certified Landscape Irrigation Auditor (CLIA), 2007
- Associate of Applied Science in Architecture and Building Technology (High Honors), Daytona State College, 2007
- Florida Department of Transportation-Qualified as Asphalt Paving Technician, 2006
- Florida Department of Transportation-Qualified as Earthwork Construction Inspector, 2006
- Florida Department of Transportation-Qualified in Nuclear Safety, 2006
- U.S. Department of Transportation-Certified in Hazardous Materials, 2006
- American Concrete Institute-Certified in Concrete Field Testing, Grade II, 2005
- Florida Department of Transportation-Qualified as Advanced Maintenance of Traffic Designer, 2005
- Florida Department of Transportation-Qualified as Highway Construction Inspector, 2005
- Florida Department of Transportation-Qualified as Asphalt Inspector, 2004

~~CONFIDENTIAL~~

Candy Garrett - IAC Nomination

From: "Marsha Carson" <~~marsha@masuenconsulting.com~~>
To: <CGarrett@tceq.state.tx.us>
Date: 2/4/2010 7:10 AM
Subject: IAC Nomination
CC: "Deville Hubbard" <dhubbard@hadden-land.com>

Good Morning, Candy,

I wanted to assure you in regards to Deville's nomination of me for the IAC, I would be honored to serve on the Council. I would look forward to attending the Council meetings and contributing in any way. If you need anything further from me, please let me know.

Thanks so much.

Marsha L. Carson, CLIA, CGIA, ARCSA-AP, LEED-AP
TX LI# 17105
EPA Water Sense Partner

Masuen Consulting, LLC
Water Resource Professionals - Design. Consult. Manage.

~~marsha@masuenconsulting.com~~
~~www.masuenconsulting.com~~



Flagler County
Board of County Commissioners
Engineering Department



1769 East Moody Boulevard, Suite 309 • Bunnell, Florida 32110 • (386) 313-4006 • fax: (386) 313-4106 • www.FlaglerCounty.org

November 23, 2009

RE: Recommendation for Marsha Carson

To Whom It May Concern:

I am pleased to have the opportunity to offer my recommendation for Marsha Carson.

I came to know Marsha during her employment as a Project Inspector in the County Engineering Department for Flagler County, Florida where I have served as a Project Engineer for nearly ten years. During that time, we worked together on many projects and assignments. As a project inspector, Marsha performed daily field inspection and documentation for both small and large scale (> \$1M) capital projects.

This is a challenging and difficult job and requires strong interpersonal communication skills in order to interact with the contractors as well as the public. The position requires the ability to understand and apply applicable contract specifications as well as technical and environmental regulations, policies and procedures. Marsha excelled in this regard and was an invaluable asset to me and the success of the projects I managed. With her help, we were able to complete many important capital improvement projects on schedule and within budget. Marsha is an intelligent, motivated person and has successfully pursued a number of significant certifications in the construction field.

Marsha and I maintained contact following her move from Florida to Texas. I know her as a person of integrity, kindness and strength. Marsha's commitment to environmental preservation and water conservation has driven her to obtain many professional accreditations in this field. Recognizing the value of emerging technologies, she continues to seek out opportunities to expand her knowledge and expertise in this area.

I am confident that she will be an invaluable asset in helping to achieve your committee's goals.

If you have any further questions, please feel free to contact me at (386) 313-4047.

Sincerely,

Amy Kennedy

Alan Peterson
District 1

Milissa Holland
District 2

Barbara Revels
District 3

Bob Abbott
District 4

George Harris
District 5

Attachment C
Summary of Qualifications and Resumes for Current Members

David Bell, Public Member, Term Expires 02/13, Abilene, Texas (TCEQ Region 3). Mr. Bell has been General Manager of West Central Texas Municipal Water District for more than 10 years. Mr. Bell worked as the Water Utility Superintendent for the City of Lubbock and also as the Director of Public Works for the City of Sherman. Mr. Bell is a member of the Texas Water Conservation Association. Mr. Bell attended Purdue University and Texas Tech University, receiving a Masters of Science in Civil Engineering.

Emilio Escobar, LI #6311, Term Expires 02/13, Brownsville, Texas (TCEQ Region 15). Mr. Escobar is the Owner of Evergreen Sprinkler System. Mr. Escobar was previously a member and President of the City of Brownsville Beautification Committee, President of the Rio Grande Valley American Backflow Prevention Association and member of the Cameron County Parks Advisory Board. Mr. Escobar holds Backflow Prevention Assembly Testers License #4783.

Doug Goodwin, LI #1830, Term Expires 02/11, Magnolia, Texas (TCEQ Region 12). Mr. Goodwin has been in landscaping, nursery, and landscape irrigation business in the Houston area since 1974. Mr. Goodwin has owned an irrigation business since 1984. Mr. Goodwin served on the Texas Turf Irrigation Association as a Board Member and as Secretary and as President of the Houston Gulf Coast Irrigation Association. Mr. Goodwin has a Bachelor of Science in Agricultural Economics from Texas A&M University.

Karen Guz, LI #11886, Term Expires 02/15, San Antonio, Texas (TCEQ Region 13). Ms. Guz is the Director of Conservation at San Antonio Water System. Ms. Guz is a licensed Irrigation Auditor and a Bexar County master gardener. Ms. Guz serves as a municipal representative on the Water Conservation Advisory Council of the Texas Water Development Board. Ms. Guz previously worked for the Texas Cooperative Extension Service and is currently the Vice Chair of the Smart Water Application Technology Committee of the Irrigation Association. Ms. Guz attended the University of Michigan and the University of North Carolina at Charlotte.

DeVille Hubbard, LI #1836, Term Expires 02/13, The Colony, Texas (TCEQ Region 4). Mr. Hubbard is the Maintenance Division Manager of Hadden Landscaping. Mr. Hubbard worked as Operations Manager of TruGreen LandCare, was the Vice President of VMC Landscape, worked as Parks Supervisor for the City of Farmers Branch and was Planning and Zoning Commissioner for the City of The Colony. Mr. Hubbard is Chairman of the

Experience

General Manager

1987 to 1999 West Central Texas Municipal Water District, Abilene, Texas

- Doubled pumping capacity, reduced staff, and maintained operating cost below inflation curve
- Proposed, developed funding and implemented the first comprehensive Capital Improvement Program
- Lead Board/member cities and 20 county region into comprehensive state water planning process.

Water Utility Superintendent

1981 to 1986 City of Lubbock, Lubbock, Texas

- Lead water and wastewater utility organization
- Installed first computerized system control and data acquisition system

Director of Public Works

1971 to 1981 City of Sherman, Sherman, Texas

- Promoted from City Engineer to Public Works Director within one year
- Developed 2-man from 3-man solid waste collection crew to reduce cost
- Implemented scheduled seal-cost street maintenance program
- Participated in economic development negotiations
- Lead staff team in landfill site selection

Assistant Director of Public Utilities

1974 to 1977 City of Wichita Falls, Wichita Falls, Texas

- Leadership for wastewater treatment process
- Audited independent gas utility asset base for rate increase request
- Restarted water treatment and distribution following tornado

Engineer-in-Training

1972 - 1973 H.B. Steeg & Associates, Indianapolis, Indiana

- Field data collection at industrial waste sites
- Water treatment plant designs, storm water and water system expansion studies

Awards and Professional Associations

Red Cross Board, Abilene (former Chapter Chairman)
Texas State Technical College Support Foundation (former Board Member)
AWWA Director and Water Resource Division Chairman (former)
Texas Water Conservation Association
"Leadership Abilene" graduate

Education

Purdue University, West Lafayette, Indiana

- Bachelor of Science in Mathematics (Computer Science)
- Bachelor of Science in Environmental Engineering

Texas Tech University, Lubbock, Texas

- Master of Science in Civil Engineering (Water Resources)

DAVID E. BELL

~~1222 2222 2222 2222~~
~~2222 2222 2222 2222~~

Phone: ~~222-222-2222~~
Fax: ~~222-222-2222~~
E-mail: ~~222@222.com~~

Objective

Very responsible opportunity in water resources and environmental engineering, using strong municipal management and leadership experience combined with computer science education.

Employment

GENERAL MANAGER 1987-1999
West Central Texas Municipal Water District Abilene Texas

Right-sized and right-oriented traditional utility organization with non-traditional mission and purpose. Doubled pumping capacity while reducing staff and maintaining operating cost below inflation curve for more than 10 years. Developed future oriented staff with diverse skills. Proposed, developed funding and implemented first ever comprehensive Capital Improvement Program. Lead Board, member cities and 20 county region into active participation in comprehensive state water planning process [Senate Bill 1].

WATER UTILITY SUPERINTENDENT 1981-1986
City of Lubbock Lubbock Texas

Overcame tight budgeting years to lead water and wastewater utility operating organization toward future bond improvements with good service delivery and perpetual compliance with Manager's budget targets. Successfully installed first computerized system control and data acquisition system based on staff leadership in system modification and improvement. Departmental leadership choices have continued to advance within the Water Utility Department. Lead departmental efforts to respond to six thousand customer service outages during 1983 winter holiday freeze. Selected as Civil Defense "duty officer."

DIRECTOR OF PUBLIC WORKS 1977-1981
City of Sherman Sherman Texas

Promoted from City Engineer to Public Works Director within less than one year of hire. Developed 2-man from 3-man solid waste collection crew to reduce operating cost. Implemented scheduled seal-coat street maintenance program. Actively participated in economic development negotiations resulting in selection of city by Folger's Coffee and Libby-Owens-Ford Glass for new production plant sites while protecting limited wastewater treatment facilities. Lead staff team in landfill site selection process while contributing to development of regional utility authority. Taught operator classes at Grayson Junior College after hours. Solicited by University of North Texas and taught Public Works Administration at UNT's MPA program.

ASSISTANT DIRECTOR OF PUBLIC UTILITIES
City of Wichita Falls

1974-1977
Wichita Falls Texas

Independent responsibility for departmental budgeting. Assumed leadership for wastewater treatment processes and employee supervision. Selected for City Manager's ICMA leadership class. Audited independent gas utility asset base for rate increase request regulated by City Council. Observed Dallas vs. Farmer's Branch water rate case as official Wichita Falls representative. Restarted water treatment and distribution system following Wichita Falls' tornado in absence of Director. Obtained Texas P.E. license.

ENGINEER-IN-TRAINING
H. B. Sleep & Associates

1972-1973

[subsequently acquired by Howard, Needles Tammen, Bergendoff]

Indianapolis Indiana

Contributed significantly to water treatment plant designs, storm water studies, water system expansion studies as well as other secondary assignments. Corporate representative to National Waterway's Conference. Field data collection re industrial waste at 1,000,000 sq. ft. manufacturing site and US Navy Ammunition Depot.

Education

MASTER OF SCIENCE IN CIVIL ENGINEERING (WATER RESOURCES)
Texas Tech University

1973-1974
Lubbock Texas

Selected for charter class of Chi Epsilon inductees. Passed EIT exam.

BACHELOR OF SCIENCE IN ENVIRONMENTAL ENGINEERING
Purdue University

1971-1972
West Lafayette Indiana

Chosen dormitory "head resident" following four years service as US Navy line officer [1967-1971].

BACHELOR OF SCIENCE IN MATHEMATICS (COMPUTER SCIENCE)
Purdue University

1962-1967
West Lafayette Indiana

Received NROTC scholarship, selected as dormitory water captain, and played on campus championship volleyball team. Minor in Philosophy. Physics intern with US Navy integrated circuit environmental test lab.

Supplemental Information

- Wife, Ann, is registered dietitian with active consulting practice
- Four children: ages 13, 16, 19, and 22
- Former Chapter Chairman of local Red Cross Board
- Former board member of Texas State Technical College support foundation
- Former Texas AWWA Director and Water Resources Division Chairman
- Currently active in Texas Water Conservation Association
- 1988 graduate of "Leadership Abilene"
- Former Honorary Commander [7th Logistics Support Squadron] Dyess AFB

DAVID E. BELL

page 2

Experience

Owner

2001 to Present Evergreen Sprinkler System, Brownsville, Texas

- Install irrigation systems
- Install and test backflow preventors
- Install landscape on commercial and residential properties
- Provide maintenance and tree pruning service

Owner/Operator

1989 to 2001 TCBY Yogurt, Brownsville, Texas

- Owned and operated stores in Brownsville and South Padre Island, Texas

Courier

1987 to 1989 Federal Express, El Paso, Texas

- Delivered over 200 packages daily

General Manager

1984 to 1986 Delta Displays, San Antonio, Texas

- Responsible for displaying over 3,000 billboards in South Texas
- Sold advertisements to customers
- Worked with a team to develop advertisement logos for customers

General Foreman

1979 to 1984 Armco Steel Corporation, Houston, Texas

- Help manufacture off-shore oil field equipment
- Trained new employees
- Supervised over 30 employees

Awards and Professional Associations

City of Brownsville Beautification Committee (1989-1993); Chairman for 2 years

City Award for serving on the Beautification Committee

Rio Grande Valle American Backflow Prevention Association, Vice President and President

Cameron County Parks Advisory Board

Education

Pan American University, Edinburg, Texas

~~Emilio E. Escobar~~
Emilio E. Escobar

~~Emilio E. Escobar~~
Emilio E. Escobar

Emilio E. Escobar

Personal:

Born: February 23, 1959.

Married: Marisella Gonzales Escobar

Children: Andrea Denise Escobar, Marco Esteban Escobar

Employment:

1979-1984 Armco Steel Corporation Houston, Texas
General Foreman

- Help manufacture off shore oil field equipment.
- Trained new employees.
- Supervised over 30 employees.

1984-1986 Delta Displays San Antonio, Texas
General Manager

- Responsible for displaying over 3000 billboards throughout South Texas.
- Sold advertisements to customers.
- Worked with a team to develop new advertisement logos for customers.

1987-1989 Federal Express El Paso, Texas
Courier:

- Delivered over 200 packages daily.

1989-2001 TCBY Yogurt Brownsville, Texas
Owner:

- Owned and Operated stores in Brownsville, Texas and South Padre Island, Texas.

2001-Present Evergreen Sprinkler System Brownsville, Texas
Owner:

- Install irrigation systems.
- Install and test backflow preventors
- Install landscape on commercial and residential properties.
- Provide maintenance and tree pruning service.

Education

1973-1977 Flour Bluff High School Corpus Christi, Texas
▪ Graduated from Flour Bluff School in 1977

1977-1978

- Basics



Irrigation and Backflow Licensees.

Accomplishments:

1989-1993

City of Brownsville Beautification Committee

Member/President

- Served 2 years as member.
- Elected Chairman of the Committee and held position for 2 Years.
- Was responsible for getting a landscape ordinance passed on all new commercial buildings. Was also instrumental in passing a strict sign ordinance.
- Recognized and given an award for serving the City of Brownsville beautification committee.

2002-Present

R.G.V. American Backflow Prevention Assoc.

Member/Vice President/ President

- Served 2 years as vice president.
- Served 2 years as president.
- The Association is responsible for protecting municipal and rural water supplies for the Rio Grande Valley.

2005-Present

Cameron County Parks Advisory Board.

Member

- Was appointed by commissioner John Wood.
- Responsible for advising Commissioners Court on future projects concerning the park system in Cameron County.

Summary

Douglas H. Goodwin

Magnolia, Texas

Irrigator Advisory Council

Serving as a licensed irrigator (LI #1830) member
Term expires 2/11

Experience

Owner

1984 - Present Irrigation Services

- Approved Training Provider for Continuing Education
- Approved Instructor for Continuing Education Classes (primarily CAD Designs)

President

1974-1983 Greenspoint Nursery, Inc., Houston, Texas

- Landscape Service, Retail Outlet, Plant Leasing and Floral Design

Awards and Professional Associations

- Board Member, Texas Turf Irrigation Association (1993-1996)
- Secretary, Texas Turf Irrigation Association (1994)
- President, Houston Gulf Coast Irrigation Association

Education

Texas A & M University, College Station, Texas

- Bachelor of Science: Agricultural Economics

Karen Guz, B.S., MPA

Contact information:

home phone: [REDACTED]

mobile phone: [REDACTED]

fax: [REDACTED]

e-mail: [REDACTED]

Address:

[REDACTED]
San Antonio, Texas 78232

EDUCATION: B.S. Anthropology-Zoology, with Honors
University of Michigan, Ann Arbor

Master of Public Administration, with Honors
University of North Carolina, Charlotte

Graduate Education Coursework; 35 hours
University of North Carolina, Charlotte

TRAINING/CERTIFICATION:

Texas Irrigation License L10011886

Licensed Irrigation Auditor

Bexar County Master Gardener

Secondary Teaching Certification; University of Michigan

PROFESSIONAL EXPERIENCE:

Conservation Director, San Antonio Water System, 2001-present (3 years as director)

- + Responsible for budget analysis, program evaluation, future program research, policy review and other aspects of Conservation Residential Programs.
- + Supervise conservation staff and manage conservation funds to achieve annual water savings goals.
- + Responsible for coordinating enforcement of City of San Antonio conservation related ordinance provisions such as those for irrigation, landscape, water waste and drought.
- + Represent San Antonio Water System on conservation-related leadership roles for local, state and national organizations.

Texas Cooperative Extension Service, 1996-2001

- + Horticulture Associate 2.5 years; Youth Development Director 2.5 Years. Managed budgets, raised funds, completed evaluations, reports and strategic plans.
- + Coordinated programs such as Evapotranspiration Project, Wildlife Education Module, Community Gardens, Turf Demonstration Site, and Xeriscape Demonstration Plantings.
- + Taught Basic Botany & Plant Propagation Training Classes and delivered presentations to many audiences on community outreach and horticulture topics.

Science Teacher, 1988-1993, Michigan and North Carolina

- + Taught secondary Biology, General Science, Math & Special Education Science.

Professional Outreach & Recognition

- Delivered presentations at conferences such as: International Irrigation Association, American Water Resources Association, Alliance for Water Efficiency workshops and more.
- Atlanta Water Efficiency Workshop: Used Harvard grant to provide seed money for two-day workshop to assist Georgia in establishing conservation efforts as they try to recover from a multiple-year drought.
- Technical Paper on Condensate Recovery published by ASHRAE Technical Journal.
- San Antonio North Chamber Leadership Lab Program.
- Completed successful Conservation Department award applications for several programs.
- Earned seven Communication, Writing, and Learning Module awards during tenure at Texas Cooperative Extension Service.

Professional Associations

Alliance for Water Efficiency
International Irrigation Association
Texas Turf Irrigation Association
American Water Works Association
American Planners Association
San Antonio Irrigation Association

Academic Honors:

Public Administration Honor Society and Dean's List
Phi Beta Kappa Honor Society
Scholarship for graduate school, N.C. Assoc. of Public Administration
Biotechnology Summer Fellowship at American University, Washington DC
Water Ecology Summer Fellowship at the University of Michigan
Excellence in Science Education for Student Teaching
Degree awarded with Distinction from Honors College, University of Michigan
Graduate Research Fellowship at Biological Station, University of Michigan
Special Research Track in Honors College, University of Michigan

Community Volunteer Work:

Bexar County Master Gardener
Girl Scout Troop Leader

REFERENCES AVAILABLE UPON REQUEST

Experience

Maintenance Division Manager

2004 to Present Hadden Landscaping, Plano, Texas

- Organize, manage and evaluate the coordination of maintenance activities including bid evaluation, contractor and vendor negotiations, purchasing, scheduling, production and quality control.
- Supervise five account managers
- Incorporate water conservation in making weekly scheduling decisions

Operations Manager, Branch Manager

2000 to 2004 TruGreen LandCare, Lewisville, Texas

- Produced financial results outlined in the annual budget

Vice President

1985 to 2004 VMC Landscape, Dallas, Texas

- VMC was the landscape service group of Vantage Management Company, led efforts to transform the division into a full service landscape contract company
- Administered the Dallas area accounts, sales, cost estimates, financial surety, quality and productivity control and administer sub-contracts
- Safety coordinator
- Managed the irrigation service department's 10 crews

Parks Supervisor

1980 to 1984 City of Farmers Branch, Texas

- Supervised and trained maintenance crews responsible for lawn mowing, chemical applications, forestry, athletic field maintenance, city right-of-way maintenance, and tanker truck and hose watering crews.
- Office publications, memos and implementation of annual budget
- Contract administrator for several projects involving street landscape renovation

Awards and Professional Associations

City of The Colony, Planning and Zoning Commissioner

TruGreen LandCare, Committee to standardize national bidding procedures (2003)

TruGreen LandCare, Red River Region, Client Retention Award (Fall 2003)

Richland Community College, Horticulture Department, Advisory Committee

Texas Recreational and Parks Society

Chairman of the Texas A & M Water Smart Advisory Council

Education

Michigan State University, East Lansing, Michigan

- BS, Parks and Recreation Planning and Design

University of Texas, Arlington, Texas

- Landscape Architecture course work

DeVille H. Hubbard

~~1200 E. South W. Colony, Texas 75056~~
Cellular ~~214-238-8886~~ ~~6-238-8886~~

TEXAS LICENSED IRRIGATOR #1836 - CERTIFIED NURSERY PROFESSIONAL # 1649 - TDA PESTICIDE LICENSE #193597

Landscape & Irrigation Management

Design * Installation * Maintenance * Consultations

PROFILE

Results oriented hands on maintenance and development professional with 26 years of experience in all aspects of the Green industry. Verifiable track record for the successful completion of maintenance accounts and installation projects with value in the millions of dollars. My successes has been achieved by coordinating trades, developing partnerships and building positive rapport with architects, engineers, local officials, vendors and clients while controlling costs. I am versed in contract negotiations, project estimating, design review, document preparation, Horticultural standards, Irrigation diagnostics and scheduling, material purchasing, and site management.

Areas of Expertise :

Team Building & Leadership
Horticulture Practices
Job Planning & Scheduling (CLIP)
Critical Path Project Management
Budget Analysis

Quality Control Management
Safety & Compliance Management
Organization & Time Management
Vendor & Materials Management
Estimating & Job Costing

EMPLOYMENT HISTORY

Hadden Landscaping, Plano Texas <http://www.hadden-land.com> dhubbard@hadden-land.com
Maintenance Division Manager 2004 - Present

Planning and administration of the landscape maintenance accounts serviced from our facilities in Plano and Ft. Worth Texas. Organize, manage and evaluate the overall coordination of maintenance activities; mowing, application of fertilizers, pest control and supplemental irrigation needs. Responsibilities include evaluations of bids, contractor and vendor negotiations, purchasing, scheduling, production and quality control, and employee development. Supervise five account managers and coordinate activities with Landscape Installation Division. I use the principals of water conservation and IMP when making weekly scheduling decisions.

TruGreen LandCare, Lewisville Texas
Operations Manager > Branch Manager

2000-2004

The branch manager is tasked to produce the financial results outlined in the annual budget. As Branch manager I improved both the bottom line net profit and client retention rate of branch 6238. Working for the largest landscape company in the USA has helped me understand how corporate business decisions affect clients, employees and our industry.

VMC Landscape, Dallas Texas
Vice President

1985-2000

VMC Landscape originally was landscape service group of Vantage Management Company.

In 1986 I led the efforts to transform our division into a full service Landscape Contracting Company. Responsibilities include: administration of the Dallas area landscape accounts, sales, cost estimates, financial surety, quality and productivity control and administration of sub-contractors. As work safety coordinator my training efforts reduced serious injuries and claims. I also managed the irrigation service department with 10 irrigation crews.

1980-1985

City of Farmers Branch Texas
Parks Supervisor

Responsible for the supervision and training of maintenance crews performing the following activities ; City lawn mowing , Chemical applications, Forestry crew, Athletic field maintenance, City right of way maintenance, and tanker truck and hose watering crews. Along with these duties I assisted the superintendent with most of the office publication, memos and implementation of annual budget. I was the contract administrator for several Capital Improvement Projects involving street landscape renovations.

Education:

Michigan State University, Collage of Agriculture, Department Natural Resources, Parks and Recreation Planning and Design. Graduated BS, (December of 1979.)
Graduate Studies, University of Texas at Arlington, Masters of Landscape Architecture completed 26 of 65 Hrs.
Home study, Spanish

Accomplishments and appointments

- Planning and Zoning Commissioner for the City of The Colony, Texas (1994 - Present)
- Selected committee member to standardize the national bidding procedures TruGreen LandCare 2003-
- Client Retention award Red River Region TruGreen LandCare (Fall 2003 94 %)
- Starting this month, Advisory committee to the Faculty of Richland Community Collage, Horticulture Department

Employee training and relations

Beginning with my professional training in 1980 with the Texas Recreational and Parks Society (TRAPS) I have appreciated the value of sharing information and mentoring to those who show interest in our industry. Beyond the necessity to conduct safety training there is an implied value to the company and employee to develop job skills. I have always enjoyed the cultural diversity in our industry and appreciate what I have learned from my co-workers.

Computer Skills

Versed in : Microsoft Windows, Excel, Word , Turbo CAD, Power Point, HTML code, accounting software, CLIP, FTP,

Objective: To contribute for the benefit of the installed landscape and natural environments using my passion for irrigation principals, conservation and cultural horticultural practices.

Nora Mullarkey
Lower Colorado River Authority
Water Use and Conservation Program Supervisor

Work History

- LCRA, 1987 – present
 - Water Use and Conservation Supervisor
 - Environmental Education and Outreach Supervisor
 - Energy Conservation Education Coordinator
 - Water Conservation Coordinator
- Water Conservation Specialist, City of Austin, 1984 - 1987
- Research Associate, Texas Rural Health Field Services Program, 1983 – 1984
- Socioeconomic Staff, Espey, Huston and Associates, 1978 – 1982

Education

- University of Texas at Austin, Bachelors of Arts, Sociology, 1978
- University of Texas Health Science Center at Houston, Master of Public Health, 1986

Professional Activities

- Texas Water Conservation Advisory Council, Alternate, 2008 –
- City of Austin Water Conservation Citizen Advisory Council, 2007 –
- American Rainwater Catchment Systems Association Board Director, 2005-2007
- Texas Legislative Rainwater Catchment Advisory Committee, 2005-2006
- Barton Springs/Edwards Aquifer Conservation District Habitat Conservation Plan Citizen Advisory Committee member, 2005-2007
- Texas Section AWWA Water Conservation and Reuse Division Chair, 2001-2005

Summary

Michael L. Murr

Houston, Texas

- Irrigator Advisory Council** Currently serving as a public member
Term expires 2/11
- Experience**
- President**
1999 to Present Murr Incorporated, Houston, Texas
- Collaborated with building architects to design of 150 acre corporate campus (34 buildings) preserving natural environment and indigenous forested sites.
 - Preserved 900 acre natural site adjacent to main campus
 - Designed and maintained interior atriums for over 250,000 sq. ft. in offices globally.
 - Water conservation garden design, installation and management
 - Park planning experience
- Senior Manager, Global Operating Services**
1989 to 2002 Compaq Computer Corporation, Houston, Texas
- Coordinated major landscape capital projects up to \$100 million annually, meeting schedules, deadlines and opening dates
 - Created and directed operational procedures for national and international projects, working with personnel, service contracts and 40 outsourced companies
 - Facilitated teams (Architects, Interior Designers, Engineers and third party suppliers) in the design and planning of Compaq's international corporate culture and image.
- Manager of Maintenance Services**
1980 to 1989 Texas Instruments, Houston, Texas
- Landscape Architect and designer for 15 corporate sites
 - Designed and managed landscape maintenance programs to meet corporate standards
 - Managed budgets and contracts for interior and exterior landscape programs of \$3.5 million
- Awards and Professional Associations**
- Texas Corporate Recycling Council – Environmental Vision Award
 - BOMA International – The Office Building of the Year Award
 - Environmental Protection Agency – Energy Star PC Partner of the Year
 - Associated Landscape Contractors of America Award
 - Nature Conservancy of Texas – Conservation Leadership Award
 - Houston Corporate Recycling Council
 - Association of Water Board Directors
 - American Society of Landscape Architects
 - Leadership Houston
 - Greenspoint Chamber of Commerce
- Education**
- Texas Tech University, Lubbock, Texas
 - Bachelor of Landscape Architecture

Summary

Suzanne Santo

El Paso, Texas

- Irrigator Advisory Council** Serving as a licensed irrigator (LI #475) member
Term expires 2/11
- Experience**
- Landscape Plan Reviewer
1999 to Present City of El Paso, El Paso, Texas
- Responsible for the review and correction of all Commercial Landscape Plans submitted to the City of El Paso
 - Inspect and approve all landscape installations during the building phase of the project
- Landscape Irrigation Training Provider (TCEQ Approved)
1998 to Present El Paso Community College, El Paso, Texas
- Teach an 80 hour course covering basic drafting, site development and hydraulics for designers interested in becoming state certified
- Partner/Designer
- 1990 to 1999 Horizon Trees and Plants, El Paso, Texas
1985 to 1990 Black's Nursery, El Paso, Texas
1977 to 1985 J & S Landscaping, El Paso, Texas
- ~~Designed all landscape and irrigation projects~~
 - Produced all material takeoffs
 - Maintain company records
 - Supervised landscape projects
 - Operated equipment as needed
- Partner
Suzanne's Antiques El Paso, Texas
- Partner in two storefronts, now selling via internet
 - Attend out of town shows
 - Organized, promoted and managed local antique shows
- Awards and Professional Associations**
- Board Member, Central Appraisal District, El Paso serving as a Committee Chairperson and Secretary
Board Member, El Paso County Water Authority serving as Secretary, Vice-President, and President
Charter member of the West Texas Irrigation Association
Texas Turf Irrigation Association Board of Directors
Chairperson of the Legislative Review of Irrigation Standards
Subcommittee for the Texas Section American Water Works Association
Conservation Reuse Section
Chairman of the Texas A & M Water Smart Advisory Council
- Education**
- University of Texas at El Paso
Tarleton State College, Stephenville, Texas

Summary

William "Rusty" Tucker III

Longview, Texas

Experience

Owner

1985 to Present Rusty Tucker Sprinkler Company, Longview, Texas

- Responsible for a full service company that designs, services and installs irrigation systems in the Longview and surrounding areas
- Employs 12 people
- Designed and installed sprinkler systems ranging from a small townhouse to 18 hole golf courses

Business Manager

1974 to 1985 Tucker Interiors, Longview, Texas

- Responsible for all accounts receivable and accounts payable
- Scheduled all deliveries and freight receiving

Delivery

1970 to 1974 R & K Distributors, Longview, Texas

- Worked on local beer distributor truck

Awards and Professional Associations

Texas Turf Irrigation Association, Secretary
East Texas Irrigation Association, Secretary/Treasurer

Education

Certified Irrigation Contractor (CIC)

Certified Landscape Irrigation Auditor (CLIA)

Stephen F. Austin State University, Nacogdoches, Texas

- Bachelor of Science, Major

Attachment D
Proposed Caption

Docket #2010-1184-RES. Consideration of a Resolution to extend the existence of the Irrigator Advisory Council until February 1, 2017, and to appoint three new members to the Irrigator Advisory Council of the Texas Commission on Environmental Quality to six-year terms. The Irrigator Advisory Council advises the Commission on matters related to landscape irrigation in Texas. These new members would replace three members whose terms are set to expire on February 1, 2011. (Tracy Miller/Alicia Lee).

Attachment E
Proposed Resolution

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



A RESOLUTION

Appointing new members to the Irrigator Advisory Council ("Council") at the Texas Commission on Environmental Quality to replace three members whose terms expire on February 1, 2011 and continuing the existence of the Council until February 1, 2017. TCEQ Docket No. 2010-1184-RES

WHEREAS, Section 5.107 of the Texas Water Code provides the Texas Commission on Environmental Quality (TCEQ) with the authority to create and consult with the Council; and

WHEREAS, the regular session of the 73rd Legislature adopted Senate Bill 383, subsequently codified as Chapter 2110 of the Texas Government Code; and

WHEREAS, Commission advisory committees are subject to the Commission's rules regarding such committees pursuant to 30 Texas Administrative Code ("TAC") Chapter 5. The Council's sole duties are to advise the Commission. The Council has no executive or administrative powers with respect to the operation of the Commission, and all such powers and duties rest solely with the Commission; and

WHEREAS, on January 14, 2009, the Commission issued and adopted a resolution continuing the existence of the Advisory Council to February 1, 2015; and

WHEREAS, the terms of the following Council members expire on February 1, 2011: Ms. Suzanne "Suzy" Santo, Mr. Doug Goodwin, and Mr. Michael Murr; and

WHEREAS, the Commission finds that there is need to continue the existence of the Council until February 1, 2017.

NOW, THEREFORE BE IT RESOLVED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY that the following persons are appointed to fill the vacancies on the Irrigator Advisory Council, with their terms to expire accordingly:

_____, whose term shall be effective February 1, 2011 for a six-year term to expire February 1, 2017; and

_____, whose term shall be effective February 1, 2011 for a six-year term to expire February 1, 2017; and

_____, whose term shall be effective February 1, 2011 for a six-year term to expire February 1, 2017; and

BE IT RESOLVED FURTHER, that the Commission has established the Irrigator Advisory Council, which will continue in existence until February 1, 2017. The Irrigator Advisory Council shall continue to function through the Program Support Section of the Field Operations Support Division and advise the TCEQ on matters related to training and licensing of landscape irrigators.

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

Brian W. Shaw, Ph.D., Chairman

Attachment F
Texas Register Notice

approximately 1,800 feet west of the intersection of State Highway 79 and South Street in Archer County, Texas 76351.

If you need more information about these permit applications or the permitting process, please call the TCEQ Office of Public Assistance, Toll Free, at 1-800-687-4040. General information about the TCEQ can be found at our web site at www.TCEQ.state.tx.us. Si desea información en Español, puede llamar al 1-800-687-4040.

TRD-200905195
LaDonna Castañuela
Chief Clerk
Texas Commission on Environmental Quality
Filed: November 10, 2009

◆ ◆ ◆
Request for Nominations for Appointment to Serve on the Irrigator Advisory Council

The Texas Commission on Environmental Quality (TCEQ) is requesting nominations for three individuals to serve on the Irrigator Advisory Council (council). Two of the individuals must be an irrigator licensed to work in Texas and the third individual represents the public. Council members will be asked to serve a six-year term beginning in 2011.

The Texas Occupations Code, Title 12, Chapter 1903, Subchapter D (see 30 TAC §344.10) provides the structure of the nine-member council appointed by the TCEQ. The council is comprised of nine members appointed by the TCEQ: six licensed irrigators who are residents of Texas, experienced in the irrigation business, and familiar with irrigation methods and techniques; and three public members.

The council provides valuable feedback and suggestions to improve landscape irrigation in Texas. The council members are required to attend half of the annual meetings. The council members generally meet for one day in Austin in March, July, and November of each year. Council members are not paid for their services but are eligible for reimbursement of travel expenses at state rates as appropriated by the legislature.

To nominate an individual: 1) ensure the individual is qualified for the position for which he/she is being considered; 2) submit a brief resume which includes relevant work experience; and 3) provide the nominee a copy of this request. The nominee must submit a letter indicating his/her agreement to serve, if appointed.

Written nominations and letters from nominees must be received by **5:00 p.m. on February 1, 2010**. The appointment will be considered by the TCEQ at a future agenda. Please mail all correspondence to Candice Garrett, Texas Commission on Environmental Quality, Field Operations Support Division, MC 235, P.O. Box 13087, Austin, Texas 78711-3087 or fax to (512) 239-2249. Questions regarding the council can be directed to Ms. Garrett at (512) 239-1451, or e-mail: cgarrett@tceq.state.tx.us. Additional information regarding the council is available on the Web site: http://www.tceq.state.tx.us/compliance/compliance_support/regulatory/irrigation/irr_advisory.html.

TRD-200905185
Robert Martinez
Director, Environmental Law Division
Texas Commission on Environmental Quality
Filed: November 10, 2009

◆ ◆ ◆
Request for Nominations for the Tax Relief for Pollution Control Equipment Advisory Committee

In 1993, Texans voted in favor of a ballot initiative listed as Proposition 2, amending the Texas Constitution to authorize the Texas Legislature to exempt from ad valorem taxation "all or part of real and personal property used, constructed, acquired, or installed wholly or partly to meet or exceed rules or regulations adopted by an environmental protection agency of the United States, this state, or a political subdivision of this state for the prevention, monitoring, control, or reduction of air, water, or land pollution." The Legislature implemented Prop 2 by enacting the Texas Tax Code (TTC) §11.31. The Texas Commission on Environmental Quality (TCEQ) adopted Title 30 Texas Administrative Code (30 TAC) Chapter 17, establishing the procedures for obtaining a "positive use determination" under the program. The goal of the program is to provide tax relief to individuals, companies, and political subdivisions that make capital investments to meet or exceed federal, state, or local environmental rules or regulations.

House Bills 3206 and 3544, 81st Legislature, amended TCC §11.31 to require the TCEQ to form a permanent advisory committee that will make recommendations to the TCEQ commissioners on matters relating to property tax exemptions for pollution control property. Tax Relief for Pollution Control Equipment Advisory Committee members will be appointed by the TCEQ commissioners for four-year staggered terms. Once members are selected by the commission, a random drawing will be used to assign term lengths. Advisory committee members are expected to be appointed by the commission in January 2010 and the initial committee meeting is tentatively scheduled for February 2010.

The TCEQ is currently accepting applications for potential Tax Relief for Pollution Control Equipment Advisory Committee members that represent any of the following groups: industry; appraisal districts; taxing units; environmental groups; and members who are not representatives of any of the aforementioned entities but have substantial technical expertise in pollution control technology and environmental engineering.

Applications for the advisory committee can be found on the TCEQ Web site at: http://www.tceq.state.tx.us/implementation/air/rules/tax-advisory/tax_advisory.html. To apply, complete the nomination form and submit it to the TCEQ by 5:00 p.m. on December 15, 2009. Applications postmarked after that date will only be considered if there are insufficient qualified individuals in specific groups. You can apply to nominate yourself or someone else to the advisory committee, but the TCEQ asks that only interested persons be nominated.

Questions regarding the advisory committee application process can be directed by phone to Ron Hatlett of the Tax Relief Program at (512) 239-6348 or by e-mail to txrelief@tceq.state.tx.us.

TRD-200905186
Robert Martinez
Director, Environmental Law Division
Texas Commission on Environmental Quality
Filed: November 10, 2009

◆ ◆ ◆
Revised Notice of Opportunity to Request a Public Meeting for a New Municipal Solid Waste Transfer Station Registration Application

APPLICATION. No. 40243 Ms. Karen Rodewald, P. O. Box 142028, Austin, Texas 78714-2028, has applied to the Texas Commission on Environmental Quality (TCEQ) for proposed Registration No. 40243, to construct and operate a Type V municipal solid waste transfer station. The proposed facility, River City Recycles, will be located 8000 Daffan Lane, Austin, Texas 78724, in Travis County. This facility is requesting

Attachment G

Texas Occupations Code §1903.151

1, 2007.

SUBCHAPTER D. IRRIGATOR ADVISORY COUNCIL

Sec. 1903.151. COUNCIL MEMBERSHIP. (a) The Irrigator Advisory Council consists of nine members appointed by the commission as follows:

(1) six members who are irrigators, residents of this state, experienced in the irrigation business, and familiar with irrigation methods and techniques; and

(2) three public members.

(b) Appointments to the council shall be made without regard to the race, creed, sex, religion, or national origin of the appointee.

Added by Acts 2001, 77th Leg., ch. 1421, Sec. 4, eff. June 1, 2003.
Amended by Acts 2003, 78th Leg., ch. 1276, Sec. 14A.438(a), eff. Sept. 1, 2003.

Sec. 1903.152. ELIGIBILITY OF PUBLIC MEMBERS. A person is not eligible for appointment as a public member of the council if the person or the person's spouse:

(1) is licensed by an occupational regulatory agency in the field of irrigation; or

(2) is employed by, participates in the management of, or has, other than as a consumer, a financial interest in a business entity or other organization related to the field of irrigation.

Added by Acts 2001, 77th Leg., ch. 1421, Sec. 4, eff. June 1, 2003.

Sec. 1903.155. PRESIDING OFFICER. The council shall elect a presiding officer.

Added by Acts 2001, 77th Leg., ch. 1421, Sec. 4, eff. June 1, 2003.
Amended by Acts 2003, 78th Leg., ch. 1276, Sec. 14A.438(b), eff. Sept. 1, 2003.

Sec. 1903.157. MEETINGS. The council shall hold meetings at

the call of the commission or presiding officer.

Added by Acts 2001, 77th Leg., ch. 1421, Sec. 4, eff. June 1, 2003.
Amended by Acts 2003, 78th Leg., ch. 1276, Sec. 14A.438(c), eff.
Sept. 1, 2003.

Sec. 1903.158. PER DIEM; REIMBURSEMENT. A council member is entitled to a per diem as set by legislative appropriation for each day the member engages in the business of the council. A council member is entitled to reimbursement for travel expenses, including expenses for meals and lodging, as prescribed by the General Appropriations Act.

Added by Acts 2001, 77th Leg., ch. 1421, Sec. 4, eff. June 1, 2003.

Sec. 1903.159. COUNCIL DUTIES. The council shall provide advice to the commission and the commission's staff concerning matters relating to irrigation.

Acts 2003, 78th Leg., ch. 1276, Sec. 14A.438(d), eff. Sept. 1, 2003.

SUBCHAPTER F. LICENSING REQUIREMENTS

Sec. 1903.251. LICENSE REQUIRED. (a) A person must hold a license issued by the commission under Chapter 37, Water Code, if the person:

- (1) sells, designs, installs, maintains, alters, repairs, or services an irrigation system;
- (2) provides consulting services relating to an irrigation system;
- (3) connects an irrigation system to a private or public, raw or potable water supply system or any water supply; or
- (4) inspects an irrigation system for a municipality or water district.

(b) A person is ineligible for a license under Subsection (a) (4) if the person engages in or has a financial or advisory interest in an entity that engages in an activity under Subsection (a) (1),