

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
AGENDA ITEM REQUEST
for Resolution of Appointments

AGENDA REQUESTED: October 17, 2012

DATE OF REQUEST: September 28, 2012

INDIVIDUAL TO CONTACT REGARDING CHANGES TO THIS REQUEST, IF NEEDED: Bruce McAnally, (512) 239-2141

CAPTION: Docket No. 2012-1155-MIS. Consideration of a resolution to extend the existence of the Irrigator Advisory Council until February 1, 2019, and to appoint three new members to the Irrigator Advisory Council to six-year terms.

The Irrigator Advisory Council advises the Commission on matters related to landscape irrigation in Texas. The new members would replace three existing members whose terms are set to expire on February 1, 2013. (Candy Garrett, Alicia Ramirez) (Project No. 2012-019-RES-NR)



Deputy Director



Division Director




Agenda Coordinator

Texas Commission on Environmental Quality

Interoffice Memorandum

To: Commissioners **Date:** September 28, 2012

Thru: Bridget C. Bohac, Chief Clerk
Zak Covar, Executive Director

From:  Ramiro Garcia, Jr., Deputy Director
Office of Compliance and Enforcement

Docket No.: 2012-1155-MIS

Subject: Executive Summary Consideration of a Resolution Appointing Members to the Irrigator Advisory Council
Non-Rule Project No. 2012-019-RES-NR

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, 2013. The three nominees are: Marsha Carson (irrigator), James J. Hartley (irrigator), and Paul D. Ward (public member). Once approved, the three nominees will each serve six-year terms expiring on February 1, 2019, as authorized by 30 Texas Administrative Code §344.80(e).

Staff also requests that the existence of the Council be extended to February 1, 2019, to accommodate the full-term of each of the new members.

Council Background:

The authority for the Council is provided by Texas Occupations Code, §1903.151. The Council operates through the Program Support Section (PSS) of the Office of Compliance and Enforcement (OCE). Through PSS, 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, 2017.

Selection Process:

Three vacancies on the Council will be created with the expiration of three current members' terms on February 1, 2013. PSS initiated the nomination process to fill these vacancies by soliciting nominations through a *Texas Register* notice dated January 27, 2012, a notice on the Council web page, and letters to various trade associations. PSS staff displayed upcoming vacancies on the TCEQ and trade organizations Web pages announcing that nominations were being accepted for the three upcoming Council vacancies. Minimal response was received by PSS staff. Therefore, PSS staff contacted regional directors and landscape irrigation industry professionals across the state requesting nominations to fill the three vacancies. As a result, the nomination deadline was extended to initiate further outreach to geographically represent qualified irrigator

Re: Docket No. 2012-1155-MIS

and public professionals in the state of Texas. PSS received a total of seven nominations to fill the three vacancies.

Nominees' Background:

Marsha Carson, LI0017105, Fort Worth, Texas (Region 4)

Ms. Carson was previously a Water Resource Consultant for Mausen Consulting with responsibilities that encompassed 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, Dallas Irrigation Association and is a United States Environmental Protection Agency-Water Sense Partner. Ms. Carson attended Daytona State College.

James J. Hartley, LI0005353, Cypress, Texas (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 the former President of the Houston Gulf Coast Irrigation Association. Mr. Hartley attended the University of Mississippi.

Paul D. Ward, Public Member, Grapevine, Texas (Region 4)

Mr. Ward is a Building Official for the City of Southlake. Mr. Ward was presented the 2003 "Building Official of the Year Award" by the Building Officials of Texas. Mr. Ward is serving as Co-Chair on the North Texas Council of Government's Regional Codes Coordinating Committee. Mr. Ward is currently an officer of the Building Professional Institute. Mr. Ward attended Cisco Junior College and Hardin Simmons University.

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:

June Ella Martinez, Water Team Leader	(512) 239-3242
Candy Garrett, Landscape Irrigation Specialist	(512) 239-1457
Alicia Ramirez, Staff Attorney	(512) 239-0133
Bruce McAnally, Texas Register Coordinator	(512) 239-2141

Attachments:

- A Resumes for Recommended Nominees
- B Summary of Qualifications and Resumes for Nominees Considered
- C Summary of Qualifications and Resumes for Current Members
- D Proposed Caption
- E Proposed Resolution
- F Texas Register Notice
- G Texas Occupations Code, Chapter 1903.151

Commissioners
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Re: Docket No. 2012-1155-MIS

cc: Chief Clerk, 7 copies
Executive Director's Office
Susana M. Hildebrand, P.E.
Anne Idsal
Curtis Seaton
Tucker Royall
Office of General Counsel
Candy Garrett
Bruce McAnally

Attachment A
Resumes for Recommended Nominees

Marsha Carson
Irrigator Member

Marsha Carson

1712 Overland Street, Fort Worth, TX 76131

Cell: 386-589-0188 marsha.carson@att.net

Summary

Talented self-starter with a strong background in design, engineering, and construction industries. Creative professional with extensive knowledge and experience in water conservation for outdoor water use.

Highlights

Proven AutoCAD and other graphical skills
Engineering/design/construction knowledge

Green Building credentials
Knowledge of Water Conservation principles

Experience

Self Employed - Commercial Irrigation Design/Water Conservation Consulting

April 2012 to Present

Marsha Carson - Fort Worth, Texas

Perform consulting work in relation to outdoor water use with Homeowner Associations, and commercial irrigation design services.

Business Development/Water Resource Consultant/Irrigation Design/Permitting

October 2006 to April 2012

Masuen Consulting - Fort Worth, Texas

Performed consulting work with municipalities, utility districts, developers, and landscape architects regarding outdoor water use in relation to water conservation principles and practices. Created and delivered presentations, speeches, and lunch and learn events for clients and industry associations and trade shows. Developed new client base for company within the state of Texas. Utilized AutoCAD and LandFX to create irrigation designs for commercial and governmental projects. Researched data, performed calculations, and completed applications for consumptive water use permitting ground water and surface water for projects through Florida Water Management Districts.

Senior Engineering Inspector

July 2001 to October 2006

Flagler County Engineering Department – Bunnell, Florida

Performed project analysis with cost proposals for capital projects within Flagler County. Submitted proposals to local and state boards for funding under the direction of the County Engineer. Inspected and documented progress of all capital projects within the County under the directions of Project Engineers. Provided coordination between Owners, Contractors, Sub-Contractors and the Agency to facilitate timely completion of projects. Maintained all project records and documentation and reviewed and approved all payments to Contractors.

Senior Inspector/Redliner/Locate Administrator

February 1997 to July 2001

Qwest Communications - Denver, Colorado

Performed pre-construction engineering of cross country fiber cable construction route. Provided project inspection and as/built documentation during the construction process. Completed redline documents of completed project.

Education

Daytona State College – Daytona Beach, Florida. A. S., Architecture and Building Technology – 2007, High Honors

Affiliations

Texas Turf Irrigation Association, Board of Trustees, 2012 to present, 2 year term

Dallas Irrigation Association, Officer, Board of Directors, 2011 to present, 2 year term

American Rainwater Catchment Systems Assoc., ARCSA-Accredited Professional, 2008

EPA, US Green Building Council, LEED-Accredited Professional, 2009

State of Texas, Licensed Irrigator LI 17105, 2009

The Irrigation Association, Certified Golf Irrigation Auditor (CGIA), 2008

The Irrigation Association, Certified Landscape Irrigation Auditor (CLIA), 2008

EPA, Water Sense Partner, Individual, 2008


June 8, 2012

ATTN: Russell Bond

TCEQ
Austin, TX 78711

I wish to verify that I am aware of the commitment and length of service required for a position on the Irrigation Advisory Council. I am available and willing to serve and commit myself to a six year term should my nomination be accepted. Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script that reads "Marsha Carson".

Marsha Carson, LEED AP
1712 Overland Street
Fort Worth, TX 76131
386-589-0188 marsha.carson@att.net

Richard Allen - IAC nominations

From: "Deville Hubbard" <dhubbard@hadden-land.com>
To: "Richard Allen" <RiAllen@tceq.state.tx.us>
Date: 2/6/2012 4:03 PM
Subject: IAC nominations
CC: "Marsha Carson" <MCarson@masuenconsulting.com>

Richard I would like to nominate Marsha Carson to become a member of the IAC. Marsha is currently living in Ft. Worth and is a licensed irrigator

Marsha

Please send a resume and letter indicating your willness to serve on the IAC to :

Richard Allen,
Texas commission on Environmental Quality
Field Operations Support Division
MC 235
PO Box 13087
Austin Tx 78711-3087

Richards contact info
512-239-2249
Richard.allen@tceq.texas.gov

Thanks All



Remember to conserve water and know your Estimated total water usage

February 13, 2012

Texas Commission on Environmental Quality
Field Operations Support Division

MC 231

P.O. Box 11087

Austin, TX 78711

Attn: Richard Allen

Subject: IAC Nomination

Please accept this as my statement of willingness to serve on the Council if my nomination is accepted. It is an honor to be nominated by Deville, and I would be proud to serve. I believe I can offer some unique skills and insights from my work as a Consultant in the field of Water Conservation, and as a licensed irrigator.

Thank you.



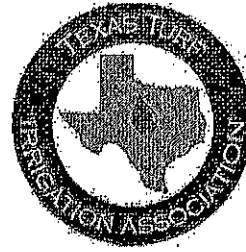
Marla L. Carson
1712 Overland Street
Fort Worth, TX 76131

(817) 580-0188

(866) 928-1533 Ext 116

Texas Turf Irrigation Association

605 Ranier Circle
Garland, TX 75041
O: 469-298-0938
F: 469-298-0827
texas_turf_ia@yahoo.com



February 15, 2011

To Whom It May Concern,

The Texas Turf Irrigation Association is grateful for the opportunity to endorse a candidate for Irrigation Advisory Council of the Texas Commission of Environmental Quality. The TTIA is the state association of the licensed irrigator in Texas, and the association is working diligently to improve the relationship between the licensed irrigator and the regulatory agency, including the Irrigation Advisory Council, and values the current relationship between our groups, and the future opportunities for cooperation as we continue to work together for the good of Texas water.

The Texas Turf Irrigation Association endorses the nomination of Ms. Marsha Carson to the Irrigation Advisory Council based on her recent board service, in addition to her extensive and diverse background in irrigation and water related issues.

While Ms. Carson's irrigation design experience in Texas is in itself impressive, the TTIA feels that her value as an IAC member will come from the relationships that she has fostered in her career in Texas, as well as her vast experience in water infrastructure and engineering in other areas of the country. This diversity of experience will give her a unique perspective in water related issues in Texas, and her commitment to water conservation in irrigation as well as all aspects of design and infrastructure will make her an advocate for Texas water.

Marsha is already an integral part of the team on the TTIA board of trustees, and has proven herself committed to the good of her profession as an irrigator, as well as to her local and state irrigation associations. But first and foremost, she is an active advocate and educator about water conservation and never backs down from sharing the critical water conservation message, regardless of her audience.

We at the TTIA believe that Marsha will bring just the right balance of professional advocacy, water conservation commitment, and long term planning experience to the Irrigation Advisory Council. It is for these reasons that the TTIA gives an enthusiastic endorsement to her nomination.

Sincerely,

Amanda Griffin, Executive Director

James J. Hartley
Irrigator Member

James J. Hartley

15206 Blue Thistle Drive
Cypress, Texas 77433

281-304-1812
Jay.Hartley@att.net

PROFESSIONAL PROFILE

A highly effective Operations Management Professional with a proven record of growth and success building businesses from startup to profitability in highly competitive environments. Very skilled at identifying market opportunities and developing strategies to effectively exploit them. Proven track record setting strategic direction; executing to plan; optimizing operations; and developing and leading teams to achieve outstanding results and exceed established goals.

BACKGROUND SUMMARY

More than 16 years of Operations and Sales Management experience includes:

Sales Management	Project Scheduling	Estimates / Proposals
Client / Vendor Relations	Employee Training / Coaching	Customer Presentations
New Business Development	Contract Negotiations	Project Management
Multi-Site Responsibility	Water Management Systems	Operations Management
New Market Penetration	Waste Reduction Systems	New Business Start-Ups
Leadership Development	Start-Up Operations	Irrigation Systems

EMPLOYMENT HISTORY

Vevo LLC, WISE Guy Residential and Commercial Evaluation, Houston, Texas 2009 - Present
Partner

One of two founding partners of this commercial / residential water irrigation system evaluation company. The company works closely with Municipal Utility Districts and their customers to optimize irrigation systems, track water usage, provide conservation strategies for users, and predict usage patterns for local MUDs.

- **Pioneered** and developed a new concept for irrigation evaluations for homeowners and water providers, called the W.I.S.E. Guy's. W.I.S.E. is an acronym for Water Irrigation System Evaluation. Established the content and the objectives of the program, introduced the program to the local water supplier, negotiated the sale, hired and trained the technicians providing the evaluations, and administered the program once it started.
- **Launched and manage** the parent company of the irrigation program to administer the Irrigation Evaluations for residential and commercial properties. Brought in two additional partners to help build the company with administration and programming experience. Converted the evaluation to a database format and developed a process for "real time" documentation using a tablet.
- **Developed** a speakers' bureau to present findings of the evaluation program to Municipal Utility Districts, Conservation Groups, Cities, and Regional Water Authorities. This information is valuable to these agencies in order to educate their end-users on the importance of watering wisely.

Pampered Lawns Construction, Inc., Houston, Texas 2001 - Present
Landscape Construction Manager

Manage multiple landscaping projects and direct the efforts of a 25-member staff of Estimators; Foremen; Supervisors; and Skilled and Unskilled Laborers. Prepare proposals and present them to clients. Develop responses to RFPs and interact directly with clients. Monitor on-going projects and develop new business.

Landscape Construction Manager, Pampered Lawns Construction, Inc. - continued

- **Established a new line of business** for the company by creating a niche for the installation of porous pavement systems parking lots, fire lanes, and driveways. Worked directly with the out of state manufacturing company on the specifications and installation procedures, and the Territory Manager on sales opportunities. One of the first companies in South East Texas to install and market the product
- **Created and developed** a program in an Excel Spreadsheet to help in the calculation of landscape and irrigation bidding process. Original estimation process was hand written for each job. without any formulas for calculations. This spreadsheet is still being used by the company for the ease of estimation.
- **Increased sales and revenues** by expanded market statewide. Developed relationships with new General Contractors. Increased sales from \$ 745,000 in the first year, to \$ 1,500,000 the following year. In the third year, sales exceeded \$ 2,500,000, and have not fallen below this amount in the past 9 years.

Plant Interscapes, Houston, and Dallas, Texas

1999 - 2001

Area Manager / Sales Manager, Houston, Texas (2000 - 2001)

Launched the Houston division of this regional Commercial Interior Landscape Design and Installation Company, headquartered in San Antonio.

- **Started a new division** in the Houston market. Company was headquartered in San Antonio with offices in Austin and Dallas. Developed and researched target customers and developed process for making the sale.
- **Expanded** the business market from interior plant service and sales, to Christmas decorations. Marketed the Christmas program to existing clients and new clients. Developed installation schedules for a very short window of opportunity during the Holiday season. Coordinated with headquarters for status of product production, delivery logistics to Houston, and installation and takedown schedules.

Area Sales Manager, Dallas, Texas (1999 - 2000)

Generated business by calling on Facilities Managers, Architects, and Building Managers throughout the Dallas area. Developed strong relationships with decision makers in the in the commercial building industry and created a strong referral network.

- **Named as the salesperson of the quarter.** Worked with new clients to bring in a new company vision to an expanded market. Increased sales and expanded company client base by 45% in the first year.
- Increased sales for Dallas division by \$ 385,000.00 first year in sales position for interior plantscape and Christmas décor by bringing clients from previous company.

Mallscapes, Dallas, Texas

1996 - 1999

Regional Operations Manager

Supported the efforts of the Area Managers in Arkansas, Oklahoma, Louisiana, and Texas. Conducted site visits to ensure company standards were maintained at existing accounts and assisted in developing new business.

- **Took over operations** and management responsibilities for interior plantscaping company. Reviewed current contracts for profitability and terminated the ones with unacceptable margins.
- **Increased customer satisfaction** in a declining client base. after previous sales manager and operations manager left the company. Met with each client personally, listened to concerns, and implemented changes as necessary to retain the contracts.

John R. Ross Landscapes, Dallas, Texas

1994 - 1996

Account Manager

Developed accounts for this commercial / residential landscaping company.

- **Reorganized routes** for service of properties based on geographic area. No longer let the client decide what day their service would be. Resulted in less drive time between jobs and more efficient operations.

Oil and Gas Related Experience

Oil and Gas Sales, Grand Energy, Dallas, Texas (1993 - 1994)

Work Over Operations, David New Oil Co., Natchez, Mississippi (1992 - 1993)

Land Management, Summer Internship, Mobil Oil, New Orleans, Louisiana (1991)

Drilling Operations Summer Internship, David New Oil Co., Natchez, Mississippi (1990)

Surveyor Intern, Jordan Kaiser Sessions, Natchez, Mississippi (1989)

Drilling Operations Internship, John McGowan Oil and Gas, Sibley, Mississippi (1988)

EDUCATION

Bachelor of Business Administration, Petroleum Land Management

University of Mississippi, Oxford, Mississippi

AFFILIATIONS / CERTIFICATIONS

Texas Licensed Irrigator #0005353

Texas Backflow Prevention Assembly Tester #0012494

The Woodlands Water Conservation Committee, Member

North Fort Bend Regional Water Authority Conservation Committee, Member

Harris County MUD 367, Board Member

April 26, 2012

Mr. Richard Allen
TCEQ
Field Operations Support Division
MC 235
PO Box 13087
Austin, TX 78711-3087

Richard,

I have been nominated for potential acceptance to serve on the Irrigation Advisory Council by Leslie Keen, Vice President of the Houston Gulf Coast Irrigation Association. I am honored to be nominated and if chosen, look forward to the opportunity to represent irrigators across the state in providing my input and suggestions based on my experiences in the irrigation industry. I am aware of the requirements of attendance and the length of the term from 2013 - 2019.

Thank you again for the opportunity to represent the irrigation industry.

Sincerely

Jay Hartley

Jay Hartley
LI 5353

Russell Bond

From: Jay Hartley [jhartley@pamperedlawns.com]
Sent: Friday, April 27, 2012 10:03 AM
To: INSTALL
Cc: Candy Garrett; Candy Garrett
Subject: TCEQ Irrigation Advisory Council Nomination
Attachments: Irrigation Advisory Council Letter.pdf; JayHNominationLetter-IAC-2012.pdf; Resume to Candy at TCEQ, 4-25-12.pdf

Importance: High

Candy,

Please see the attachments for Advisory Council. I hope you are doing well.

Sincerely,

Jay Hartley, LI 5353, BPAT 12494, CLIA

Pampered Lawns Construction, Inc.

jhartley@pamperedlawns.com

phone: 713-682-7442

fax: 713-682-0453

cell: 713-201-2283

April 26, 2012

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

Dear Richard,

I would like to nominate Jay Hartley for a position on the Irrigation Advisory Council board. Please find Jay's resume and letter of agreement attached.

Jay Hartley is a leader in the irrigation industry for the Houston area and has been influential in the irrigation industry around Texas. I have the pleasure of serving with him on the Houston Gulf Coast Irrigation Association board and Texas Irrigation Network board. He has also served as a mentor for my career in the irrigation industry.

Jay is intelligent, energetic, and very professional. He possesses a high level of integrity and dedication. Jay is committed to ensuring that the Texas irrigation industry, stay on course to improve quality, professionalism, and promote water conservation.

His appointment on the IAC board would benefit the council and give the Gulf Coast area proper representation.

Thank you for your consideration of this nomination.

Sincerely,

Leslie Keen

Leslie Keen
VFG Services
Vine and Fig Garden Company
Cell - 936-525-9339
www.vineandfiggarden.com

Paul D. Ward
Public Member

Paul D. Ward
1951 Longhorn Trail
Grapevine, Texas

Education/Certifications: Educational background includes attendance at Cisco Junior College and Hardin Simmons University. Licensed/certified in the following categories:

- CABO certified Building Official
- State of Texas Licensed Master electrician
- State of Texas plumbing inspector license
- ICC certified plumbing inspector
- ICC certified building inspector
- ICC certified electrical inspector
- ICC certified mechanical inspector
- ICC certified combination inspector
- IAEL certified electrical inspector

Awards/Honors: Recognition from the Mayor of Abilene, by proclamation, for he efforts for the development and promotion of National Building Safety Week. At the City of Southlake-Named "Employee of the Year". Southlake Building Inspections department also received the "Team Work Award" which was given as recognition for spirit of cooperation among employees in working together to get things done for the benefit of Southlake's customers and citizens.

Recognized by the Greater Fort Worth Builder's Association "Spirit of Cooperation Award". This award was given in recognition of a municipal employee who cooperates with homebuilders and works to facilitate reasonable and practical interpretations and applications of city codes and ordinances. The Spirit of Cooperation Award was awarded for the efforts of working closely with builders and developers during Southlake's unprecedented growth all the while providing attentive and equitable customer service.

Presented the 2003 "Building Official of the Year Award" by the Building Officials Association of Texas for outstanding contribution to the profession and the community.

Presented the 2005 "Construction Research Center Building Inspector/Building Official Award by the University of Texas at Arlington Texas for outstanding service the profession and the State of Texas.

Offices Held in Local/State/National Organizations: Currently serves on the North Texas Council of Government's "Electrical Code Committee, designed to review nationally recognized codes and develop regionally acceptable amendments for the North Texas region. Also serves as Co-Chair on the North Texas Council of Government's Regional Codes Coordinating Committee, designed to review code amendments and recommendations from NTCOG Sub-Committees for approval in the North Texas region and make recommendations to the NTCOG Executive Committee.

Previously served as chairman of the North Texas Chapter International Codes Council Awards Committee. Previously served as president, vice-president, and secretary of the North Texas Chapter International Codes Council. Currently contributing editor for "The Informer" a newsletter designed to up-date the electrical trade industry.

Currently serving as voting member (class A) with the International Code Council (ICC) and an active member of the Building Officials Association of Texas (BOAT), an active member of the Construction Research Center at the University of Texas at Arlington, and an active member of the North Texas Chapter International Code Council. Attends, votes in, and supports the International Code Council Annual Business Meetings. Attends and participates in the BOAT annual meetings. Has 28-years in the building/inspection industry with a historical prospective to offer insightful code interpretations. Has spent many hours/years involved in interpreting, developing, implementing, and enforcing multiple building codes and municipal ordinances.

Also contributed in the review process of "Tom Henry's 'Electrical Inspection Workbook'", second printing December 1999, Henry Publications. This review offered the author analysis and recommendations for changes and additions that assisted the author (Tom Henry) in reaching his goal of publishing a quality book on electrical inspections.

Contributions to the Building Officials Association of Texas: Currently officer of the Building Professional Institute (BPI) which is a joint effort between the Building Officials of Texas and the University of Texas at Arlington to provide affordable training to construction professions throughout the state of Texas. Responsible for the overall coordination of Arlington and Houston BPI educational week, a task that takes all year to complete.

Richard Allen

From: Paul Ward [pward@ci.southlake.tx.us]
Sent: Friday, May 04, 2012 9:57 AM
To: INSTALL
Cc: paulward1024@gmail.com
Subject: Landscape Irrigation Program (MC-235)
Attachments: SKMBT_36312050308380.pdf; Paul D Ward 2012.docx

Please find attached letter and resume for the February 1, 2013, appointment to the Irrigator Advisory Council Public member position.

I am interested and willing to serve the six-year term.

Thank You.

Paul Ward
City of Southlake
817-748-8278 office
817-995-4323 cell

Paul Ward
1951 Longhorn Trail
Grapevine, Texas 76051
817-995-4323

May 3, 2012

Landscape Irrigation Program (MC-235)
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Mr. Jerry R. Lewis has recommended me to the TCEQ Irrigator Advisory Council public member position becoming available on February 1, 2013. I have read the eligibility for appointment as a public member outlined in sub chapter D of the Occupations Code, Chapter 1903, and understand the requirements.

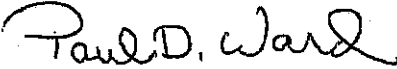
As a Texas resident, I appreciate the practices and trades related to water, health and safety.

If selected, I am willing to serve the six-year term.

Thank you.

Enclosed, please find my resume for consideration of the public member appointment to the Irrigator Advisory Council.

Sincerely,


Paul D. Ward

Enclosure: resume

Attachment B

Summary of Qualifications and Resumes for Other Nominees Considered

James Dowd, Public Member, Dallas, Texas (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, Dallas Irrigation Association board as President and Executive Director, 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.

Andrew Sherbondy, LI0008647, Bellaire, Texas (Region 12)

Mr. Sherbondy has been licensed for 10 years. Mr. Sherbondy is the Treasurer of the Houston Gulf Coast Irrigation Association. Mr. Sherbondy is a Trustee of Texas Turf Irrigation Association. Mr. Sherbondy is a volunteer and member of the Houston Urban Harvest. Mr. Sherbondy attended the University of Texas at San Antonio where he received a Bachelor of Business Administration in Finance.

Brad Smith, LI0005092, San Marcos, Texas (Region 11)

Mr. Smith is the Director of Grounds Operations at Texas State University. Mr. Smith serves on the Texas Water Development Board as a Representative for Landscape Irrigation and Horticulture for the State of Texas. Mr. Smith is a member of the Texas Turf Irrigation Association, Texas Nursery & Landscape Association, and Central Texas Water Efficiency Network. Mr. Smith attended Texas Tech University where he received a Bachelor of Science in Ornamental Horticulture. Mr. Smith attended Texas A&M University where he received a Master of Arts in Recreation and Resource Development.

Gary Wise, LI0004282, Amarillo, Texas (Region 1)

Mr. Wise owns and operates Wise Irrigation, Inc., an irrigation and landscape company. Mr. Wise previously served as President of the Texas Panhandle Irrigation Association. Mr. Wise previously served as Trustee on the Texas Turf Irrigation Association. Mr. Wise attended Texas State Technical Institute in Amarillo, Texas.

James Dowd
Public Member

JAMES M. DOWD

972.618.0535

jamesdowd@verizon.net

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

James M. Dowd

2417 Sky Harbor Drive
Plano, Texas 75025

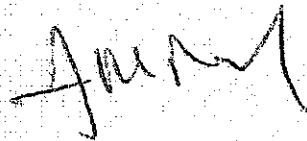
May 7, 2012

Landscape Irrigation Program (MC-235)
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

To whom it may concern,

I was recently contacted by telephone from a member of the TCEQ staff regarding my nomination for a seat on the Irrigator Advisory Council. I am honored to have been nominated as a public member for the council. I accept the nomination and am willing to serve a full term from 2013 to 2019. Should you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,



972-618-0535 (office)
972-567-4914 (cell)
jamesdowd@verizon.net

Russell Bond

From: James Dowd [jamesdowd@verizon.net]
Sent: Monday, May 07, 2012 11:24 AM
To: INSTALL
Subject: IAC nomination acceptance letter
Attachments: TCEQ-IAC acceptance letter-DOWD.pdf

TCEQ - per your request, please find attached an acceptance letter regarding a nomination to the Irrigator Advisory Council for a 2013-2019 term. Please do not hesitate to contact me should you have any questions or need additional information.

Kind regards,

James Dowd

972-618-0535 (office)
972-567-4914 (cell)
jamesdowd@verizon.net

Andrew Sherbondy
Irrigator Member

SUMMARY President of Houston Earth Essentials Inc. for over 12+ years offering extensive knowledge within the landscaping and irrigation community, coupled with office and business management experience in construction, finance, retail and private enterprise environments. Fair minded with sharp business skills both in office and at field level, used to develop practical, no-nonsense, win / win solutions for all sides.

Business Experience / Accomplishments

- 2000 Started Landscape Company, Houston Earth Essentials Inc. Full service commercial landscape company focusing on Maintenance, Landscape & Irrigation install & repair.
- 2001 passed State Irrigation license exam. L.I # 8647
- 2010 -Developed complete Irrigation system for Westbury Community Garden, including meter location and install. Houston TX
- Houston Urban Harvest Member , Volunteer , Annual Fruit tree sale
- 2012 TNLA Region II Winter Workshop – Coordinated efforts to offer irrigation CEU's for members and non-members within landscape community.
- 2011-2012 HG CIA Houston Gulf Coast Irrigation Association – Treasurer
- 2012 TTIA – Texas Turf Irrigation Association Trustee.
- Community Leader – Past Treasurer Steeplechase CIA, \$500,000+ budget
- Published Articles within Houston area, educating users on irrigation efficiency and best practices.
- Well-developed communication and analytical skills. Strong networking capabilities

OTHER WORK EXPERIENCE

Castle Dental Centers – \$100+ Million revenues. Publicly traded (CASL). Specializing in dental healthcare management. Advanced growth within last 3 years due to acquisition and de Novo development. Operations serving Texas, CA., Tenn. & Florida

Treasury Manager – Accounting Dept. Corporate headquarters May 99 – DEC 00

Analyzed cash policies and procedures from center level to host, and created standard guidelines across. Developed infrastructure for various payment mechanisms reducing costs by leveraging company size.

- Managed 6-person Cash Applications Department, including hiring, training, promotion and termination.
- Developed and implemented Return check process - estimated annual savings of \$60,000.
- Assisted in all banking matters including EFT, wires, closing & opening accounts. Restructured bank accounts for optimal reconciliation reporting and minimized write-offs. Reduced bank service fees by \$24,000 annually.
- Organized merchant & Managed Care vendors optimizing payment flow and reducing discount rates by leveraging company size. Created Direct Payment programs expediting cash flow and reducing processing time and costs.
- Developed EFT system creating easy payment mechanism for patients and reducing A/R \$200,000 annually

Reliant Energy, formerly Houston Industries -\$15+ billion. International energy delivery and service provider

Budget Analyst – Support Services Dec 96 – April 99

Member of 5-person budget team designated to develop and implement 1997 annual budget.

- Prepare and generate company wide monthly, quarterly and yearly budget reports.
- Collect data from internal sources to facilitate meaningful report analysis.
- Identify problems with current year budget structures. Recommend and assist corrections through phase in period.

H.B. ZACHRY COMPANY \$100+ million. Privately owned Construction Company serving both domestic and foreign markets.

Office Manager Assistant, Kwajalein Atoll, South Pacific April 94 – Sept 96

- Responsible for administrative, inventory, and financial processing and tracking support for projects and job site operations totaling \$30+ million.
- Served as administrative coordinator with subcontractors, field level support and corporate personnel.
- Supervised / Trained temporary and/or part-time office assistants.

EDUCATION Bachelor of Business Administration in Finance (21 Accounting hours)
The University of Texas at San Antonio. 1993. Self financed/paid

Reference available upon request.

Russell Bond

From: Andy Sherbondy [andy@txearthessentials.com]
Sent: Monday, April 30, 2012 4:47 PM
To: INSTALL
Subject: Irrigator Advisory Council
Attachments: resume andy sherbondy 2012.doc; Irrigation Advisory Council letter.docx

Mr. Richard Allen,

Please see attached documents for candidacy for the Irrigator Advisory Council

-- Thanks

Andy Sherbondy L.I # 8647
713 806 8662

Andrew L. Sherbondy - L.I. # 8647

P.O. Box 38

Bellaire, TX 77402-0038

713-806-8662

andy@txearthessentials.com

April 30, 2012

Mr. Richard Allen

Irrigation Program Specialist

Texas Commission on Environmental Quality

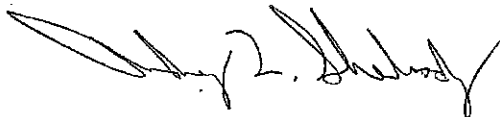
Austin, TX 78711-3087

Dear Mr. Richard Allen:

I would like to be considered for candidacy for one of the open licensed Irrigator positions on the Irrigator Advisory Council. As a native from San Antonio, at an early age, I developed a strong appreciation for our land, the environment, and all precious resources which we have been able to enjoy in the state of Texas. I believe that water issues, specifically irrigation, will be at the forefront of our future sustainability concerns and would be honored to serve on the Irrigation Advisory Council. I have read the fact sheet and feel that I would make a valuable asset to the council with my business background and irrigation experience. I am able to meet all requirements for the position, and have attached a resume for review.

If you have any questions, or you want to speak with me directly, please contact me at 713-806-8662. I look forward to hearing from you.

Sincerely

A handwritten signature in black ink, appearing to read "Andy L. Sherbondy". The signature is fluid and cursive, with a large initial "A" and "S".

Andy Sherbondy

Enclosure



April 30, 2012

Mr. Richard Allen
MC-235

Dear Mr. Allen,

On behalf of the HGCI, I would like to recommend Andy Sherbondy as a possible candidate to fill one of the vacancies on the Irrigation Advisory Council Board.

Andy has served diligently on the HGCI Board for the past 16 months. His efforts have helped us improve the benefits we offer to the irrigation community.

Sincerely,

A handwritten signature in cursive script, reading 'Ed Vitulli', is written below the word 'Sincerely,'.

Ed Vitulli
President

Brad Smith
Irrigator Member

Brad Smith

EMPLOYMENT

- Director, Grounds Operations, Texas State University – San Marcos, 1993 to present. Oversee grounds maintenance department for a 477 acre campus including waste hauling contract and recycling program
- Owner, Irrigator Training, 2006 to present. Providing Landscape Irrigator Licensing Course in Central Texas.

ORGANIZATIONS

- Texas Water Development Board - Water Conservation Advisory Council. Representative for Landscape Irrigation and Horticulture for the State of Texas, August 2011 to present.
- Central Texas Water Efficiency Network
- Irrigation Association – recently stepped down from SWAT Technical Team
- Texas Nursery & Landscape Association
- Texas Turf Irrigation Association
- Texas Turfgrass Association

CERTIFICATIONS

- Certified Landscape Water Manager, Irrigation Association
- Certified Irrigation Designer, Irrigation Association
- Certified Irrigation Contractor, Irrigation Association
- Certified Landscape Irrigation Auditor, Irrigation Association
- Texas Licensed Irrigator, TCEQ, License #5092.
- EPA Watersense Partner, Environmental Protection Agency
- Accredited Professional, American Rainwater Catchment Systems Association
- Master Certified Professional Turfgrass Manager, Texas Turfgrass Association

EDUCATION

- M.Ag., Texas A&M University, Recreation and Resource Development
- B.S., Ornamental Horticulture, Texas Tech University

RECENT PRESENTATIONS

- University Landscape Managers Association – Irrigation Scheduling, 2012
- WaterWiser (City of Austin) – Irrigation Scheduling, 2012
- Hays County Landscape Managers – Irrigation Scheduling, 2012
- Professional Grounds Managers Association – Irrigation Management, 2012

Russell Bond

From: Jim Reaves [jim@tnlaonline.org]
Sent: Wednesday, April 25, 2012 10:54 AM
To: INSTALL
Cc: 'Amy Graham'
Subject: IAC Nomination
Attachments: Brad Smith Recommendation Letter IAC.doc.pdf

To Whom It May Concern:

Please accept the attached document as the Texas Nursery & Landscape Association's endorsement for Mr. Brad Smith's candidacy for the Irrigation Advisory Council. Feel free to contact our office with comments or questions.

Jim Reaves, Director, Legislative and Regulatory Affairs

Texas Nursery & Landscape Association

7730 S IH 35 | Austin, TX 78745

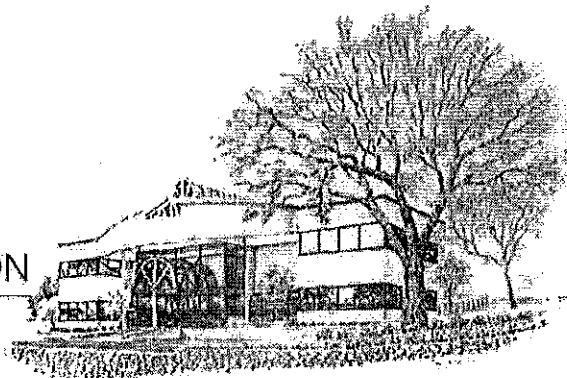
direct) 512.579.3851 | cell) 254.223.3344 | jim@tnlaonline.org | <http://www.tnlaonline.org>

Texas Turf Irrigation Association- At-Large Trustee

Texas Employers for Immigration Reform- Executive Committee

Texas Invasive Plant & Pest Council- Board of Directors

TEXAS NURSERY & LANDSCAPE ASSOCIATION



Landscape Irrigation Program (MC-235)
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

To Whom It May Concern:

Thank you for the opportunity to submit a recommendation for one of TCEQ's Irrigation Advisory Council's (IAC) vacant positions. It is a goal of TNLA to promote efficient irrigation practices both commercially and residentially. The nursery/landscape/irrigation industry strives to be stewards of all natural resources and this is relevant in the way we promote the conservation of water. We have multiple print and online publications promoting water conservation for industry personnel as well as the consumer.

The TNLA State Board of Directors and Staff have worked to find a candidate that would meet all the criteria this vacant position requires. TNLA State Board has concluded that Mr. Brad Smith, Texas State University, has an extremely diverse background in regard to installing, maintaining, managing, designing and reviewing irrigation systems and would be the best candidate to represent the nursery/landscape/irrigation industries on the IAC.

Highlights of Mr. Brad Smith:

- Instructor, Agriculture Department, Texas State University - San Marcos
- Licensed Irrigator #5092
- TCEQ Approved Course Provider #0649
- Irrigation Association certifications: Certified Landscape Water Management, Certified Irrigation Designer, Certified Irrigation Contractor, Certified Landscape Irrigator Auditor
- Certified Landscape Irrigation Auditor, Texas Cooperative Extension
- Five Years Experience in teaching the Landscape Irrigator Licensing Course
- Member: Texas Nursery & Landscape Association, Texas Turf Irrigation Association, Texas Turfgrass Association, and the Irrigation Association
- Master Certified Turfgrass Manager, Texas Turfgrass Association

Mr. Smith's commitment to water conservation becomes relevant within his list of accomplishments and his dedication to the industry. He has indicated that he is more than willing to meet the busy schedule/work load required by the IAC. We appreciate this opportunity, and ask that you give full consideration to the candidacy of Mr. Brad Smith.

Please feel free to contact me with any comments or questions.

Sincerely,

Amy Graham
President

Texas Nursery & Landscape Association



7730 South IH-35 • Austin, Texas 78745-6698

(512) 280-5182 • FAX (512) 280-3012 • e-mail info@tnlaonline.org • www.tnlaonline.org

Mr. Richard Allen
Landscape Irrigation Program
TCEQ
P.O. Box 13087
Austin, TX 78711-3087



Dear Mr. Allen,

The Texas Turf Irrigation Association would like to thank the TCEQ for soliciting our input on the soon-vacant positions on the Irrigation Advisory Council. TTIA believes that this advisory council plays an important role in the relationship between irrigators and our state licensing and regulatory entity. We are pleased to contribute to this effort through the nomination of Brad Smith as candidate for the licensed irrigator position on the Irrigation Advisory Council. The selection of Mr. Smith as our nominee comes from input and consensus from our board of trustees, which represents licensed irrigation professionals across the state.

The TTIA feels that Mr. Smith is knowledgeable and experienced in both horticulture and landscape irrigation, having extended degrees, licenses, and certifications in both of these fields. In addition to his experience and credentials, having served as an instructor at Texas State University adds to his desirability as a candidate, in that it demonstrates that along with technical field knowledge, he has the communication skills to contribute effectively to meetings, as well as communicate with our irrigation community the results of council decisions. Mr. Smith has excellent relationships with members of our irrigation community, and will be a welcome addition to any future TTIA meeting agenda as representative for the Irrigation Advisory Council.

Highlights from Mr. Smith's professional resume that TTIA finds particularly appropriate for this nomination:

- Texas Water Development Board, Water Conservation Advisory Council,
- Instructor, Agriculture Department, Texas State University - San Marcos
- Licensed Irrigator #5092
- TCEQ Approved Course Provider #0649
- Irrigation Association certifications: Certified Landscape Water Manager, Certified Irrigation Designer, Certified Irrigation Contractor, Certified Landscape Irrigation Auditor,
- Certified Landscape Irrigation Auditor, Texas Cooperative Extension
- Irrigation experience includes installing, maintaining, managing, designing and reviewing designs since 1979
- Five Years Experience in Teaching the Landscape Irrigator Licensing Course
- Member: TTIA, TNLA, TTA, and the IA
- Master Certified Turfgrass Manager, Texas Turfgrass Association

Thanks again for allowing TTIA the opportunity to endorse the nomination of Mr. Smith, and we look forward learning the results of the board's appointment.

Sincerely,
Amanda Griffin, Executive Director

Texas Turf Irrigation Association
605 Ranier Circle
Garland, TX 75041

texas_turf_ia@yahoo.com
o: 469-298-0938
f: 469-298-0827

Gary Wise
Irrigator Member

WISE IRRIGATION INC.
7824 CODY ST.
AMARILLO, TEXAS 79119

806-358-3417
GWISE4282@SBCGLOBAL.NET

GARY WISE

OBJECTIVE

Would like to be considered for service on the Irrigation Advisory Council

SUMMARY OF QUALIFICATIONS

Served as President of Texas Panhandle Irrigation Association 1996

Served as Trustee on Texas turf Irrigation Association 2005-2006

WORK EXPERIENCE

Owned and operated Wise Irrigation Inc, an irrigation and landscape company in Amarillo, Texas from 1991 to the present.

Have installed well over 2000 sprinkler systems in the Texas Panhandle, and over 100 acres of sod. I feel this experience gives me considerable knowledge and insight into the water issues facing Texans today.

EDUCATION

- Texas State Technical Institute, Amarillo, Texas 1983
- Associates Degree in Electronics,
- Texas Irrigator License 4282, February 20, 1991

EXTRACURRICULAR ACTIVITIES

Hunting, fishing, traveling

REFERENCES



Wise Irrigation Inc.
7824 Cody Drive
Amarillo, Texas 79119
806/358-3417 Office /Fax

Date 4/30/12

To: MR. RICHARD ALLEN

Number of Pages (including Cover) 3

Fax: 512-239-2249

Message: _____

Billy Penton

806-679-3374

Trevor Thompson

806-679-7111

Todd Shurbet

806-679-0016

Attachment C

Summary of Qualifications and Resumes for Current Members

Toni Fox, LI0014347, Term Expires 02/17, San Angelo, Texas (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 master's degree in Human Resources and Management, as well as a bachelor's degree in Business Administration from National University.

Mark Froehlich, P.E., Public Member, Term Expires 02/17, Houston, Texas (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 (50664) in the State of Texas.

Karen Guz, LI0011886, Term Expires 02/15, San Antonio, Texas (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 University of North Carolina at Charlotte.

David Kania, LI0008558, Term Expires 02/17, El Paso, Texas (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 Irrigation Inspector (#35), and Certified Texas Water Auditor. Mr. Kania assisted in the revision of the Landscape Ordinance for the City of El Paso.

Nora Mullarkey, Public Member, Term Expires 02/15, Austin, Texas (Region 11)

Ms. Mullarkey is the Water Use and Conservation Supervisor for the Lower Colorado River Authority. Ms. Mullarkey currently serves on the Texas Water Conservation Advisory Council and the City of Austin Water Conservation Citizen Advisory Council. Ms. Mullarkey has served on the American Rainwater Catchment Systems Association as Board Director, the Texas Legislative Rainwater Advisory Committee, and as Chair of the Texas Section of the American Water Works Association Water Conservation and Reuse Division. Ms. Mullarkey attended the University of Texas at Austin and University of Texas Health Science Center in Houston.

Rusty Tucker, LI0003227, Term Expires 02/15, Longview, Texas (Region 12)

Mr. Tucker has owned and operated Rusty Tucker Sprinkler Company, Inc. in Longview since 1985. Prior to that, Mr. Tucker was employed by Tucker Interiors in Longview. Mr. Tucker has served as Secretary of the Texas Turf and Irrigation Association and Secretary/Treasurer of the East Texas Irrigation Association. Mr. Tucker graduated from Stephen F. Austin University with a Bachelor of Science degree.

Members with terms expiring 02/13 are:

David Bell, Public Member, Term Expires 02/13, Abilene, Texas (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 master's degree in Civil Engineering.

Emilio Escobar, LI0006311, Term Expires 02/13, Brownsville, Texas (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 attended Pan American University.

Deville Hubbard, LI0001836, Term Expires 02/13, The Colony, Texas (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 currently Chairman of the Texas A & M Water Smart Advisory Council and attended Michigan State University and the University of Texas at Arlington.

Toni A. Fox

1838 S. Concho Dr
San Angelo, TX 76904
(325) 944-3317

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



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 area's 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

Karen Guz, B.S., MPA

Contact information:

home phone: (210) 490-6299
mobile phone: (210) 391-6710
fax: (210) 233-3671
e-mail: Karen.guz@saws.org

Address:

144 Merry Trail
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.

Leadership Roles

- ◆ Water Conservation Advisory Council (WCAC)
- ◆ Chairperson for Metrics & Trends Workgroup of WCAC
- ◆ Chair Elect Smart Water Applications Technology (SWAT) Promotions & Marketing Committee, International Irrigation Association

Conservation Program Accomplishments

- ◆ **Conservation Partner of the Year International Irrigation Association, 2006**
- ◆ **Harvard Innovations In Government Finalist Award, 2007**
- ◆ **Development of SIP Program:** Developed first successful techniques for application of ET data to urban landscape irrigation. Continued improvement in program to achieve high level of documented conservation savings at low cost/acre foot.
- ◆ **Irrigation Analysis & Design Rebate Program:** Worked with area irrigation experts and stakeholders to develop meaningful irrigation reports, developed irrigation design rebate program and trained Conservation Technicians to deliver service and complete sophisticated reports independently.
- ◆ **Landscape Rebate:** Successful program that integrates irrigation and landscape design concepts to achieve water savings.
- ◆ **San Antonio Landscape Care Guide:** Sixty-page publication that applies conservation principles to landscape maintenance. Produced in collaboration with horticulture experts from seven agencies in San Antonio.
- ◆ **Drought Management Experience:** Periodic droughts experienced in San Antonio are inconvenient, but not catastrophic. Conservation staff has learned to work cooperatively with irrigators, landscapers, building managers, and homeowners to achieve mandatory cut-backs during dry periods. Successful implementation has kept cooperation for conservation and prevented deeper levels of restriction.
- ◆ **Community Conservation Committee (CCC):** Citizens have been providing meaningful input to conservation programs for over twelve years through the CCC. This group works with staff to review rules, help with community outreach and evaluate programs. The citizen input process is a critical component of SAWS conservation program success.

Media & Marketing Skills

- ◆ Have planned and implemented strategies for print, television and radio media coverage of events and programs.
- ◆ Comfortable with television, radio, and print media as mechanisms for delivering conservation message.
- ◆ Have written on variety of conservation topics for different audiences including: articles for publication in newsletters, newspaper, brochures, technical journals and Landscape Care Guide.
- ◆ Comfortable delivering presentations to citizen groups, technical stakeholder groups, youth, elected officials and social organizations.

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

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

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

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

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)

Served on the TTIA Board of Trustees; Founding member of a local irrigation association.

Members with terms expiring 02/09 are:

Carole Baker, Public Member
Lago Vista, Texas (Region 11)

Director- Intergovernmental Relations for The Subsidence District, Friendswood;
Director- Board of Texas Water Conservation Association; Director- Board of Texas
Water Foundation; Past Chair- Water Conservation/Reuse Division, Texas Section
American Water Works Association; Received the 2001 Special Service Award- Lone
Star Chapter of the Sierra Club; Received the 1999 Outstanding Conservationist of the
Year award- Texas Water Conservation Association.

Jerry Lewis, LI#1251

Keller, Texas (Region 4)

TCEQ approved provider of training for irrigators and backflow testers; Owner and
operator of an irrigation business; Served as City Manager of Jacksboro and Friona,
Texas; Served as Director of Parks and Recreation of several Texas cities; Served as
General Manager of a Texas Municipal Utility District; Charter member of Lone Star
Irrigation Association.

Don Weiss, LI#2239

San Antonio, Texas (Region 13)

Sales Manager for an irrigation supplier; Approved provider of continuing education
courses for landscape irrigators; Worked closely with the city of San Antonio in the
development of ordinances which affect the use of water in landscape; Served as Vice-
Chair of the Texas Irrigator Advisory Council.

DAVID E. BELL
1726 Sandpiper Road
Abilene Texas 79602

325
Phone: 915/673-1726
Fax: 915/673-3659
E-mail: ~~XXXXXXXXXXXX~~

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

1972-1973

*H. B. Steeg & Associates**[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]**

1973-1974

*Texas Tech University**Lubbock Texas*

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

BACHELOR OF SCIENCE IN ENVIRONMENTAL ENGINEERING

1971-1972

*Purdue University**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]

1962-1967

*Purdue University**West Lafayette Indiana*

Received NROTC scholarship, selected as dormitory walter 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

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

- Basics

License:

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.

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

4330 Newton The Colony, Texas 75056
Cellular 214-878-8066 ~~214-878-8066~~

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 2000-2004
Operations Manager > Branch Manager

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 1985-2000
Vice President

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 injures and claims. I also managed the irrigation service department with 10 irrigation crews.

City of Farmers Branch Texas
Parks Supervisor

1980-1985

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.

Attachment D
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, 2013, and continuing the existence of the Council until February 1, 2019.
TCEQ Docket No. 2012-1155-MIS
Project No. 2012-019-RES-NR

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

WHEREAS, the regular session of the 73rd Legislature, 1993, 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 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 October 17, 2012, the Commission issued and adopted a resolution continuing the existence of the Council to February 1, 2019; and

WHEREAS, the terms of the following Council members expire on February 1, 2013: Mr. David Bell, Mr. Emilio Escobar, and Mr. Deville Hubbard; and

WHEREAS, the Commission finds that there is need to continue the existence of the Council until February 1, 2019.

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:

Marsha Carson, whose term shall be effective February 1, 2013 for a six-year term to expire February 1, 2019; and

James J. Hartley, whose term shall be effective February 1, 2013 for a six-year term to expire February 1, 2019; and

Paul D. Ward, whose term shall be effective February 1, 2013 for a six-year term to expire February 1, 2019; and

BE IT RESOLVED FURTHER, that the Commission has established the Irrigator Advisory Council, which will continue in existence until February 1, 2019. The Irrigator Advisory Council shall continue to function through the Program Support Section of the Field Operations Support Division and advise the Texas Commission on Environmental Quality on matters related to training and licensing of landscape irrigators.

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

Brian W. Shaw, Ph.D., Chairman

Attachment E
Texas Register Notice

A public meeting is intended for the taking of public comment, and is not a contested case hearing.

The Executive Director can consider approval of an application unless a written request for a contested case hearing is filed. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing;" and (4) a brief and specific description of how you would be affected by the application in a way not common to the general public. You may also submit any proposed conditions to the requested application which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the TCEQ Office of the Chief Clerk at the address provided below.

If a hearing request is filed, the Executive Director will not issue the requested permit and may forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

Written hearing requests, public comments or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Office of Public Assistance at 1-800-687-4040. General information regarding the TCEQ can be found at our web site at www.tceq.texas.gov. Si desea información en español, puede llamar al 1-800-687-4040.

TRD-201200212
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 18, 2012



Proposal for Decision

The State Office of Administrative Hearings (SOAH) issued a Proposal for Decision and Order to the Texas Commission on Environmental Quality (TCEQ) on January 13, 2012, in the matter of the Executive Director of TCEQ, Petitioner v. Mohamed Basheer d/b/a EXXON 45; SOAH Docket No. 582-11-1709; TCEQ Docket No. 2010-0503-PST-E. The Commission will consider the Administrative Law Judge's Proposal for Decision and Order regarding the enforcement action against Mohamed Basheer d/b/a EXXON 45 on a date and time to be determined by the Office of the Chief Clerk in Room 201S of Building E, 12100 N. Interstate 35, Austin, Texas.

This posting is Notice of Opportunity to Comment on the Proposal for Decision and Order. The comment period will end 30 days from date of this publication. Written public comments should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. If you have any questions or need assistance, please contact Melissa Chao, Office of the Chief Clerk, (512) 239-3300.

TRD-201200213
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 18, 2012



Proposal for Decision

The State Office of Administrative Hearings (SOAH) issued a Proposal for Decision and Order to the Texas Commission on Environmental Quality (TCEQ) on January 17, 2012, in the matter of the Executive Director of TCEQ, Petitioner v. Edward Ratliff; SOAH Docket No. 582-11-2028; TCEQ Docket No. 2010-1087-PST-E. The Commission will consider the Administrative Law Judge's Proposal for Decision and Order regarding the enforcement action against Edward Ratliff on a date and time to be determined by the Office of the Chief Clerk in Room 201S of Building E, 12100 N. Interstate 35, Austin, Texas.

This posting is Notice of Opportunity to Comment on the Proposal for Decision and Order. The comment period will end 30 days from date of this publication. Written public comments should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. If you have any questions or need assistance, please contact Melissa Chao, Office of the Chief Clerk, (512) 239-3300.

TRD-201200214
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 18, 2012



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 2013.

The Texas Occupations Code, Title 12, Chapter 1903, Subchapter D (*see also* 30 TAC §344.80) 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 that the individual is qualified for the position for which he/she is being considered; 2) submit a brief resumé 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 April 30, 2012. The appointment will be considered by the TCEQ at a future agenda. Please mail all correspondence to Richard Allen, 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 Mr. Allen at (512) 239-5296 or e-mail: Richard.Allen@tceq.texas.gov. Additional information regarding the council is available on the Web site: http://www.tceq.texas.gov/licensing/irrigation/irr_advisory.html.

TRD-201200169



Revised Notice of Receipt of Application and Intent to Obtain a Municipal Solid Waste Permit Amendment (Proposed)

PERMIT NO. 2234d

APPLICATION. Liquid Environmental Solutions of Texas, LLC, 7651 Esters Boulevard, Suite 200, Irving, Dallas County, Texas 75063, a Type V, liquid waste processing facility that de-waters, recycles, and pre-treats non-hazardous liquid waste from municipal and industrial generators, has applied to the Texas Commission on Environmental Quality (TCEQ) for a permit amendment to authorize an increase in the permitted liquid waste acceptance limit from 6 million gallons per month (200,000 gallons per day) to 354,500 gallons per day; the extension of waste acceptance hours from 7:30 a.m. - 5:30 p.m. to 6:30 a.m. - 6:30 p.m.; a variance from buffer zone requirements; and a name change for the owner/operator from Liquid Environmental Solutions of Texas, L.P., to Liquid Environmental Solutions of Texas, LLC. The facility is located at 250 Gellhorn Drive, Houston, Harris County, Texas 77013. The TCEQ received the application on August 16, 2011. The permit application is available for viewing and copying at the Galena Park Branch Library, 1500 Keene Street, Galena Park, Harris County, Texas 77547. The following link to an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice: <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.785555&lng=-95.260833&zoom=13&type=r>. For exact location, refer to application.

ADDITIONAL NOTICE. TCEQ's Executive Director has determined the application is administratively complete and will conduct a technical review of the application. After technical review of the application is complete, the Executive Director may prepare a draft permit and will issue a preliminary decision on the application. Notice of the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list and to those who are on the mailing list for this application. That notice will contain the deadline for submitting public comments.

PUBLIC COMMENT/PUBLIC MEETING. You may submit public comments or request a public meeting on this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. TCEQ will hold a public meeting if the Executive Director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

OPPORTUNITY FOR A CONTESTED CASE HEARING. After the deadline for submitting public comments, the Executive Director will consider all timely comments and prepare a response to all relevant and material, or significant public comments. Unless the application is directly referred for a contested case hearing, the response to comments, and the Executive Director's decision on the application, will be mailed to everyone who submitted public comments and to those persons who are on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting reconsideration of the Executive Director's decision and for requesting a contested case hearing. A person who may be affected by the facility is entitled to request a contested case hearing from the commission. A contested case hearing is a legal proceeding similar to a civil trial in state district court.

TO REQUEST A CONTESTED CASE HEARING, YOU MUST INCLUDE THE FOLLOWING ITEMS IN YOUR REQUEST: your name, address, phone number; applicant's name and permit number; the location and distance of your property/activities relative to the facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; and, the statement "[I/we] request a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify an individual member of the group who would be adversely affected by the facility or activity; provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be affected; and explain how the interests the group seeks to protect are relevant to the group's purpose. Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. The Commission will only grant a contested case hearing on disputed issues of fact that are relevant and material to the Commission's decision on the application. Further, the Commission will only grant a hearing on issues that were raised in timely filed comments that were not subsequently withdrawn.

MAILING LIST. If you submit public comments, a request for a contested case hearing or a reconsideration of the Executive Director's decision, you will be added to the mailing list for this application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be placed on: (1) the permanent mailing list for a specific applicant name and permit number; and/or (2) the mailing list for a specific county. To be placed on the permanent and/or the county mailing list, clearly specify which list(s) and send your request to TCEQ Office of the Chief Clerk at the address below.

AGENCY CONTACTS AND INFORMATION. Written public comments and requests must be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at www.tceq.texas.gov/about/comments.html. If you need more information about this permit application or the permitting process, please call the TCEQ's Public Education Program, toll free, at 1-800-687-4040. Si desea información en español, puede llamar al 1-800-687-4040. Further information may also be obtained from Liquid Environmental Solutions of Texas, LLC at the address stated above or by calling Bob Keplinger at (713) 671-4800.

TRD-201200209
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 18, 2012



Department of State Health Services

Notice of Certification of Nonprofit Hospitals or Hospital Systems for Limited Liability

The Hospital Survey Program in the Center for Health Statistics, Department of State Health Services (department), has completed its analysis of hospital data for the purpose of certifying nonprofit hospitals or hospital systems for limited liability in accordance with the Health and Safety Code, §311.0456. We received requests for certification from 10 hospitals. We will notify each hospital by mail that is certified in accordance with §311.0456. Therefore, if you have any comments or questions about the following certification results, please contact Mr.

Attachment F

Texas Occupations Code, Chapter 1903

OCCUPATIONS CODE

TITLE 12. PRACTICES AND TRADES RELATED TO WATER, HEALTH, AND SAFETY

SUBTITLE A. OCCUPATIONS RELATED TO WATER

CHAPTER 1903. IRRIGATORS

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 1903.001. DEFINITIONS. In this chapter:

- (1) "Commission" means the Texas Commission on Environmental Quality.
- (2) "Council" means the Irrigator Advisory Council.
- (3) "Executive director" means the executive director of the commission.
- (4) "Irrigation system" means an assembly of component parts permanently installed for the controlled distribution and conservation of water to irrigate landscape vegetation, reduce dust, or control erosion. The term does not include a system used on or by an agricultural operation as defined by Section 251.002, Agriculture Code.
- (5) "Person" means an individual.

Added by Acts 2001, 77th Leg., ch. 1421, Sec. 4, eff. June 1, 2003.
Amended by Acts 2003, 78th Leg., ch. 1276, Sec. 14A.434(a), eff. Sept. 1, 2003.

Sec. 1903.002. EXEMPTIONS. (a) In this section, "property owners' association" has the meaning assigned by Section 202.001, Property Code.

(b) The licensing requirements of this chapter do not apply to a person who is:

- (1) licensed by the Texas State Board of Plumbing Examiners; or
- (2) a licensed engineer, registered architect, or registered landscape architect to the extent the person's acts are incidental to the pursuit of the person's profession.

(c) The licensing requirements of this chapter do not apply to:

(1) irrigation or yard sprinkler work performed by a property owner in a building or on premises owned or occupied by the person as the person's home;

(2) irrigation or yard sprinkler repair work, other than extension of an existing irrigation or yard sprinkler system or installation of a replacement system, that is:

(A) performed by a maintenance person who does not act as an irrigator or engage in yard sprinkler construction or maintenance for the public; and

(B) incidental to and on premises owned by the business in which the person is regularly employed or engaged;

(3) irrigation or yard sprinkler work performed:

(A) by a regular employee of a railroad who does not act as an irrigator or engage in yard sprinkler construction or maintenance for the public; and

(B) on the premises or equipment of the railroad;

(4) irrigation or yard sprinkler work performed on public property by a person who is regularly employed by a political subdivision of this state;

(5) irrigation or yard sprinkler work performed by an agriculturist, agronomist, horticulturist, forester, gardener, contract gardener, garden or lawn caretaker, nurseryman, or grader or cultivator of land on land owned by the person;

(6) irrigation or yard sprinkler work performed by a member of a property owners' association on real property owned by the association or in common by the association's members if the irrigation or yard sprinkler system waters real property that:

(A) is less than one-half acre in size; and

(B) is used for aesthetic or recreational purposes;

(7) irrigation or yard sprinkler work performed by a person using a garden hose, hose sprinkler, hose-end product, or agricultural irrigation system;

(8) activities involving a commercial agricultural irrigation system;

(9) a person who assists in the installation, maintenance, alteration, repair, or service of an irrigation system under the direct supervision of an individual described by Subchapter F of this chapter who is licensed under Chapter 37, Water Code; or

(10) an owner of a business that employs an individual described by Subchapter F of this chapter who is licensed under Chapter 37, Water Code, to supervise the business's sale, design, consultation, installation, maintenance, alteration, repair, and service of irrigation systems.

(d) A person who is exempt from the licensing requirements of this chapter shall comply with the standards established by this chapter and the rules adopted under this chapter.

Added by Acts 2001, 77th Leg., ch. 1421, Sec. 4, eff. June 1, 2003.
Amended by Acts 2003, 78th Leg., ch. 1276, Sec. 14A.435(a), eff. Sept. 1, 2003.

SUBCHAPTER B. COMMISSION POWERS AND DUTIES

Sec. 1903.053. STANDARDS. (a) The commission shall adopt by rule and enforce standards governing:

- (1) the connection of irrigation systems to any water supply;
- (2) the design, installation, and operation of irrigation systems;
- (3) water conservation; and
- (4) the duties and responsibilities of licensed irrigators.

(b) The commission may not require or prohibit the use of any irrigation system, component part, or equipment of any particular brand or manufacturer.

(c) In adopting standards under this section, the commission shall consult the council.

Added by Acts 2001, 77th Leg., ch. 1421, Sec. 4, eff. June 1, 2003.
Amended by Acts 2003, 78th Leg., ch. 1276, Sec. 14A.436(a), eff. Sept. 1, 2003.

Amended by:

Acts 2007, 80th Leg., R.S., Ch. 1352, Sec. 13, eff. June 15, 2007.

Acts 2007, 80th Leg., R.S., Ch. 1430, Sec. 2.34, eff. September 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), (2), or (3).

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

Amended by Acts 2003, 78th Leg., ch. 1276, Sec. 14A.435(c), eff. Sept. 1, 2003.

Amended by:

Acts 2007, 80th Leg., R.S., Ch. 874, Sec. 1, eff. June 15, 2007.

Sec. 1903.252. LICENSING OF LANDSCAPE ARCHITECT. The commission may not require a person who on August 27, 1979, held a license as a landscape architect under Chapter 457, Acts of the 61st Legislature, Regular Session, 1969 (Article 249c, Vernon's Texas Civil Statutes), to pass an examination in order to be licensed.

Added by Acts 2001, 77th Leg., ch. 1421, Sec. 4, eff. June 1, 2003.
Amended by Acts 2003, 78th Leg., ch. 1276, Sec. 14A.435(c), eff. Sept. 1, 2003.

Sec. 1903.255. RECIPROCAL LICENSING. The commission may waive any prerequisite for obtaining a license for an applicant who is registered or licensed as an irrigator or installer by another jurisdiction with which this state has a reciprocity agreement. The commission may make an agreement, subject to the approval of the governor, with another state to allow for licensing by reciprocity.

Added by Acts 2001, 77th Leg., ch. 1421, Sec. 4, eff. June 1, 2003.
Amended by Acts 2003, 78th Leg., ch. 1276, Sec. 14A.439(a), eff. Sept. 1, 2003.

Sec. 1903.256. INSTALLATION OF IRRIGATION SYSTEM WITHOUT LICENSE; OFFENSE. (a) Unless exempt under Section 1903.002, a person commits an offense if the person installs an irrigation system without holding a license issued by the commission under Chapter 37, Water Code.

(b) An offense under this section is a Class C misdemeanor.

Added by Acts 2011, 82nd Leg., R.S., Ch. 324, Sec. 1, eff. September 1, 2011.