RESOLUTION NO 03-005
LONE STAR GROUNDWATER CONSERVATION DISTRICT

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE TEXAS WATER DEVELOPMENT BOARD FOR FUNDING FOR A STUDY TO ADDRESS THE WATER SUPPLY FACILITY NEEDS FOR MONTGOMERY COUNTY.

WHEREAS, the Lone Star Groundwater Conservation District ("District") was created by the Legislature of the State of Texas in Acts 2001, 77th Leg., R.S., ch. 1321, p. 3246, § 1(a);

WHEREAS, pursuant to said Act, § 5(a), the directors of the District have the permitting and general management powers granted under Chapter 36 of the Texas Water Code;

WHEREAS, § 36.101 of the Texas Water Code authorizes a groundwater conservation district to make and enforce rules to provide for conserving, preserving, protecting, and recharging of the groundwater or of a groundwater reservoir or its subdivisions in order to control subsidence or prevent waste of groundwater and to carry out the powers and duties provided by the Texas Water Code;

WHEREAS, the Lone Star Groundwater Conservation District has determined that Montgomery County will exceed the safe yield of the Gulf Coast Aquifer over the next few years;

WHEREAS, the Lone Star Groundwater Conservation District has documented evidence of land subsidence in the southern portion of Montgomery County; a result of ever increasing regional demands on the groundwater supplies;

WHEREAS, the Lone Star Groundwater Conservation District is currently reviewing the District's Groundwater Management Plan to begin addressing long term water supply needs for Montgomery County; and

WHEREAS, the Board of Directors of the Lone Star Groundwater Conservation District on the 27th day of October, 2003, directed the General Manager to make application jointly with the San Jacinto River Authority to the Texas Water Development Board for funding an implementation study;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE LONE STAR GROUNDWATER CONSERVATION DISTRICT THAT:

1. The General Manager of the Lone Star Groundwater Conservation District is authorized, on behalf of the District, to make application for a grant from the Texas Water Development Board to provide for a study to address long term water supply needs for Montgomery County.

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2. The Lone Star Groundwater District is authorized to enter into a contract with the Texas Water Development Board jointly with the San Jacinto River Authority.

3. The General Manger is authorized to expend $25,000 of District Funds as matching funds for said grant, all of which is included in the operating budget of the District for 2004.

4. The Lone Star Groundwater Conservation District is committed to provide matching in-kind services of $75,000 to include legal expenses incurred developing the District's regulatory program and staff time expended identifying the schedule that is necessary, along with the programs, policies and facilities needed to address the growing water demands of Montgomery County

5. The General Manager of the District is further authorized to take any and all action necessary to implement this resolution.

AND IT IS SO ORDERED.

PASSED AND APPROVED THIS 27th day of October, 2003.

Richard J. Tramm, President,

I, the undersigned, Paula J. Hargis, Secretary of the Lone Star Groundwater Conservation District, a political subdivision of the State of Texas organized and existing under the laws of the State of Texas, do hereby certify that the following resolution was duly adopted by the Board of Directors of said political subdivision on October 27, 2003 and are now in full force and effect:

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said political subdivision the 27th day of October, 2003.

Paula J. Hargis, Secretary