



## **TEXAS GROUND WATER ASSOCIATION**

### **BOARD OF DIRECTORS MEETING**

**High Plains UWCD #1 – Lubbock, TX | Hybrid via Zoom  
Saturday, April 22, 2023 | Upon adjournment of membership meeting**

#### **BOARD MEETING - AGENDA**

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1. Call meeting to order.
  2. Establish a quorum.
  3. Discussion and possible action on adopting Governing Rules.
  4. Discussion and possible action on approval of minutes of March 20, 2023 Board meeting.
  5. Discussion and possible action on confirmation of C&D representative to Board of Directors to fill vacancy created upon resignation of Chad Hillis.
  6. Discussion and possible action on Standing Committees & President-appointed Committees.
  7. Discussion and possible action on Financial Reports, 2022-2023 Budget, and FY2021 Financial Audit. Also receive financial summary of Annual Convention.
  8. Discussion and possible action on 2023-2024 Draft Budget.
  9. Discussion and possible action on Service Agreement with TGWA Scholarship Foundation.
  10. Discussion and possible action on 2025 and 2026 Annual Convention.
  11. Discussion and possible action of TGWA Office and Personnel Policy.
  12. Executive Director Report
    - Membership
    - Continuing Education
    - Fountainhead
    - Legislative Update
    - Other Updates
  13. Division Updates
    - Contractors & Drillers (Josh Barrett)
    - Manufacturers & Suppliers (Robert Dilldine)
    - Ground Water Science (Michael Miller)
  14. Other Business
  15. Next Board Meeting – July 22, 2023; Port Aransas, TX at Alister Square Inn
  16. Adjournment
- 

TGWA is inviting you to a scheduled Zoom meeting.

Topic: TGWA Board & Member Meeting

Time: Apr 22, 2023 10:00 AM Central Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/7836342433>

Meeting ID: 783 634 2433

One tap mobile

+13462487799,,7836342433# US (Houston)



## TEXAS GROUND WATER ASSOCIATION

### **Governing Rules**

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In accordance with Article XIII. Governing Rules, Section 1, of the Association's Bylaws, these rules are hereby established to govern the conduct of Association affairs.

- SECTION 1 Where not in conflict with the Bylaws, Roberts Rules of Order shall be the parliamentary authority for all matters of procedure.
- SECTION 2 As a member of the Association, the presiding officer may cast a vote.
- SECTION 3 Unless otherwise specified in the Bylaws, action on Association business shall require a simple majority vote of the voting members present at a meeting.



## TEXAS GROUND WATER ASSOCIATION BOARD MEETING

Special Called Meeting – via Zoom  
Monday, March 20, 2023, 1:00pm

### Minutes

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1. Call meeting to order

***Meeting was called to order by President John Julian at 1:02pm***

2. Establish a quorum

***Quorum was established according to bylaws (requires simple majority) with 31 Board members present***

***The following Board members were present:***

***Clark Abel, Josh Barrett, CJ Bennett, Andrew Bettle, Pete Brien, Justin Brisnahan, Jaythan Browning, Amy Bush, Kelley Cochran, David Dennett, Robert Dilldine, Dale Felder, Bob Hill, Dake Jackson, Jim Jackson, John Julian, Chris Lange, Terry Lowe, Don McElroy, Eric McElroy, William McPike, Mike Miller, Lacey Nivens, Mike Pyburn, Ruben Reyna, Vickie Ross, Roger Russell, Russell Southerland, Jacob Strunk, Rusty Tarver, John Waugh, Jason Yonce***

***The following Board members were absent:***

***Jeff Brien, Patrick Casarez, Ezequiel Cervantes, Brad Davis, Billy Gamblin, Chad Hillis, Dennis Kern, Bill Lange, Steve Musick, Alex Neely, Eli Rodriguez, Stefan Stamoulis, Allan Standen, Bill Stoner, Jimmy Vela, Robert Wagstaff***

***The following staff was present:***

***Bobby Bazan, Adeline Fox***

3. Discussion and possible action on approval of minutes of January 26, 2023 board meeting

***Motion was made by Vickie Ross to accept the minutes of the January 26, 2023 meeting as presented, Dale Felder seconded the motion. No discussion was heard, motion passed by unanimous vote.***

4. Notice of Resignation from the Board

***Effective February 28, 2023, Ross Smart notified the Executive Director of his decision to resign as a member of the TGWA Board of Directors.***

5. Executive Committee Report

***Executive Director gave a summary of the meeting minutes from the Executive Committee meeting on February 9, 2023.***

6. Discussion and possible action on Amendments to Bylaws

***Proposed amendments were sent to members of the Board via email on March 10, 2023, which is pursuant to the 10-day notice required by current bylaws. Proposed changes were considered on an item-by-item basis. A motion was made by Bob Hill to accept language which creates the Finance Committee as a standing committee, motion was seconded by Robert Dilldine. Discussion included the drawbacks or advantages to having this as a committee versus an officer position. Motion passed with unanimous vote.***

***Motion was made by Mike Pyburn to accept language to amend officers of the Board to remove the Treasurer position, motion was seconded by Pete Brien. Discussion was made that language include that division chairs and committee chairs are not officers of the Board. Motion passes by unanimous vote.***

***Motion was made by Amy Bush to accept language to amend officers terms to 2-years. Vickie Ross seconded the motion. Discussion was had on if flexibility was allowed for instances that elections could not be held at a regularly scheduled annual meeting on a 2-year interval. Motion passes by unanimous vote.***

7. Discussion and possible action on President-appointed Committees

***John listed the committees that are currently listed. Sign-up for standing committees was distributed in August 2022. President asked Bobby to distribute to membership a new signup for committees.***



## 8. Staff Reports

- Membership  
***gave report that 88 outstanding invoices out of the 505 invoices that were emailed for renewals.***
- Continuing Education  
***gave report that 167 people showed up for CE Class in San Antonio, and starting April 1 would hit the road each weekend except for Easter until May 5th.***
- Fountainhead  
***Spring edition (Quarter 1) would be out for distribution before end of March***
- Legislative Update  
***gave report of bills of interest to TGWA. SB 2291 by Zaffarini to establish a fund for plugging wells. TGPC interim report mentioned the need for a state fund to assist with plugging abandoned wells. Some issues with bill that need to be addressed. SB 2213/HB4856 to plug leaky water wells has language which undermines Occupations Code 1901 by requiring pluggers to be on an approved list held by RRC. HB 3744 TDLR bill that allows 2-year renewals. Any changes to rules would be made by TDLR Board. List is posted on Board information page. SB 638 which would automatically disqualify GCD Board members who recuse themselves from two permit votes.***

## 9. Other Business

***Mike Pyburn asked for a legislative update to be shared weekly. Mike Miller announced the Geoscience Seminar that would be taking place on March 31. Bobby asked for opinions on sharing list of Annual Convention attendees with exhibitors/companies.***

## 10. Next Board Meeting

***April 22, 2023; Lubbock, TX at High Plains UWCD will be a hybrid meeting***

## 11. Adjournment

***Motion by Vickie Ross to adjourn the meeting, motion seconded by Don McElroy. Meeting adjourned at 2:16am.***

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Topic: TGWA Board Meeting

Time: Mar 20, 2023 01:00 PM Central Time (US and Canada)

Join Zoom Meeting:

<https://us06web.zoom.us/j/85332436637?pwd=cXE5NUFsWDRoSEV5R0pEU2tsTnNwUT09>

Meeting ID: 853 3243 6637

Passcode: 208202

One tap mobile:

+13462487799,,85332436637#,,,,\*208202# US (Houston)

Dial by your location:

+1 346 248 7799 US (Houston)

Meeting ID: 853 3243 6637

Passcode: 208202

Find your local number: <https://us06web.zoom.us/j/kcytDW1ftS>

## **Standing Committees (per Bylaws):**

- **Membership**  
*This committee is charged with matters in recruitment and retainment of membership of the Association.*
- **Continuing Education**  
*This committee is charged with suggesting courses for TDLR approval, as well as suggesting potential schedules and locations for class events.*
- **Convention**  
*This committee is charged with suggesting convention venues, dates, and price structure. Assists the Executive Director with soliciting sponsors and exhibitors.*
- **Finance** (if amended)  
*This committee is charged with suggesting an annual budget, recommending dues and fees, and reviewing financial reports of the association.*

## **President-appointed Committees:**

- **Bylaws**  
*This committee would be charged with reviewing the Association bylaws, and suggesting amendments as needed.*
- **Legislative & Regulatory**  
*This committee would be charged with reviewing and developing a position on pending legislation of possible interest to members of the Association. This committee would also be charged with reviewing and developing rules of state agencies which may impact members of the association.*
- **Fountainhead**  
*This committee would be charged with suggesting content for the quarterly newsletter, developing a rate structure for advertising, and assist the Executive Director with soliciting advertisers and sponsors.*
- **Nominating**  
*This committee would be charged with nominating officers of Association.*
- **Awards**  
*This committee would be charged with reviewing nominations and voting for annual award recipients.*
- **Auction & Raffle**  
*This committee would be charged with assisting the TGWA Scholarship Fund with fundraising events.*
- **Social Events**  
*This committee would be charged with organizing social events for members throughout the year. Could be included with Membership Committee.*

January 10, 2023

Dunagan Jack LLP  
Austin, Texas

We are providing this letter in connection with your review of the combined statement of assets, liabilities, and net assets - modified cash basis of Texas Ground Water Association (Association) as of June 30, 2021 and the related combined statements of revenues and expenses - modified cash basis, functional expenses - modified cash basis, and cash flows - modified cash basis for the eighteen month then ended, and the related notes to the combined financial statements, for the purpose of obtaining limited assurance as a basis for reporting whether you are aware of any material modifications that should be made to the combined financial statements in order for them to be in accordance with the modified cash basis of accounting.

Certain representations in this letter are described as being limited to matters that are material. Items are considered material, regardless of size, if they involve an omission or misstatement of accounting information that, in the light of surrounding circumstances, makes it probable that the judgment of a reasonable person relying on the information would be changed or influenced by the omission or misstatement.

We confirm, to the best of our knowledge and belief, as of January 10, 2023, the following representations made to you during your review.

- We have fulfilled our responsibility for the preparation and fair presentation of the combined financial statements in accordance with the modified cash basis of accounting, as set out in the terms of the engagement.
- We have made available to you all:
  - Financial records and related data.
  - Minutes of the meetings of the governing board, or summaries of actions of recent meetings for which minutes have not yet been prepared.
  - Additional information you have requested from us for the purpose of the review.
  - Unrestricted access to Association personnel from whom you determined it necessary to obtain review evidence.
- There have been no communications from regulatory agencies concerning noncompliance with, or deficiencies in, financial reporting practices.
- All material transactions have been recorded and have been properly reflected in the combined financial statements.

- There are no uncorrected misstatements.
- We acknowledge and have fulfilled our responsibility for designing, implementing, and maintaining internal control relevant to the preparation and fair presentation of combined financial statements that are free from material misstatement, whether due to fraud or error.
- We acknowledge our responsibility for designing, implementing, and maintaining internal control to prevent and detect fraud.
- We have no knowledge of any fraud or suspected fraud affecting the entity involving management, employees who have significant roles in internal control, or others where the fraud could have a material effect on the combined financial statements, including any communications from employees, former employees, or others.
- We have no plans or intentions that may materially affect the carrying value or classification of assets, liabilities, or net asset balances.
- There are no:
  - Known or suspected instances of noncompliance with laws or regulations whose effects should be considered for disclosure in the combined financial statements or as a basis for recording a loss contingency.
  - Other material liabilities or gain or loss contingencies that are required to be accrued or disclosed.
- We are not aware of any pending or threatened litigation, claims, or assessments or unasserted claims or assessments that are required to be accrued or disclosed in the combined financial statements, and we have not consulted a lawyer concerning litigation, claims, or assessments.
- The Association has satisfactory title of all owned assets, and there are no liens or encumbrances on such assets nor has any asset been pledged.
- There are no designations of net assets that were not properly authorized and approved or reclassifications of net assets that have not been properly reflected in the combined financial statements.
- We have complied with all restrictions on resources (including donor restrictions) and all aspects of contractual and grant agreements that would have a material effect on the combined financial statements in the event of noncompliance.
- We have identified all accounting estimates that could be material to the combined financial statements, including the key factors and significant assumptions underlying those estimates, and we believe the estimates are reasonable in the circumstances.

- The following have been properly recorded or disclosed in the combined financial statements:
  - Related party transactions including sales, purchases, loans, transfers, leasing arrangements, and guarantees, and amounts receivable from or payable to related parties.
  - Guarantees, whether written or oral, under which the Association is contingently liable.
  - Significant estimates and material concentrations known to management that are required to be disclosed.
- We are in agreement with the adjusting journal entries you have recommended.
- No events have occurred subsequent to the combined financial statements date and through the date of this letter that would require additional adjustment to or disclosure in the aforementioned combined financial statements.
- We have responded fully and truthfully to all inquiries made to us by you during your review.
- In regard to the financial statement preparation services performed by you, we have:
  - Assumed all management responsibilities.
  - Designated an individual (within senior management) who possesses suitable skill, knowledge, or experience to oversee the services.
  - Evaluated the adequacy and results of the services performed.
  - Accepted responsibility for the results of the services.

Signed: \_\_\_\_\_

Signed: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_



# Texas Ground Water Association

## Statement of Activity

July 1, 2022 - April 18, 2023

	TOTAL	
	JUL 1, 2022 - APR 18, 2023	JUL 1, 2021 - APR 18, 2022 (PY)
<b>Revenue</b>		
4100 Geoscience Seminar	14,010.00	8,545.00
4300 Scholarship Fund Receipts (deleted)		0.00
4400 Continuing Education Income/Other Meeting Income	53,147.20	55,096.04
Annual Convention	137,487.93	126,244.48
Contribution		100.00
Fountainhead Income	35,124.00	34,380.40
Membership Dues	170,208.33	103,335.00
Scholarship Fund Payment		10,565.00
<b>Total Revenue</b>	<b>\$409,977.46</b>	<b>\$338,265.92</b>
<b>GROSS PROFIT</b>	<b>\$409,977.46</b>	<b>\$338,265.92</b>
<b>Expenditures</b>		
5000 Accounting/Insurance/Taxes	9,984.50	7,086.10
5100 TWCA Management Fee	139,000.00	155,000.00
5150 Personnel	41,026.40	
5300 Geoscience Seminar Expenses	2,316.32	
5500 Convention Expenses	94,056.77	122,383.85
5600 Travel, Registrations & Other	5,472.25	3,218.44
5750 NGWA Dues		925.00
5900 Other Meeting Expenses	9,626.85	11,001.46
6000 Website and Technology	13,754.65	10,625.00
Fountainhead Expenses	12,794.13	10,267.69
Office Expenditures	17,810.20	13,957.83
<b>Total Expenditures</b>	<b>\$345,842.07</b>	<b>\$334,465.37</b>
<b>NET OPERATING REVENUE</b>	<b>\$64,135.39</b>	<b>\$3,800.55</b>
<b>Other Revenue</b>		
4150 Interest Earned	0.32	0.28
<b>Total Other Revenue</b>	<b>\$0.32</b>	<b>\$0.28</b>
<b>NET OTHER REVENUE</b>	<b>\$0.32</b>	<b>\$0.28</b>
<b>NET REVENUE</b>	<b>\$64,135.71</b>	<b>\$3,800.83</b>

# Texas Ground Water Association

## Statement of Financial Position

As of April 18, 2023

	TOTAL	
	AS OF APR 18, 2023	AS OF APR 18, 2022 (PY)
<b>ASSETS</b>		
Current Assets		
Bank Accounts		
1120 TGWA Chase Checking 4995	182,584.20	108,000.39
PayPal Bank	674.10	2,952.68
Savings 0773	5,000.72	5,000.28
<b>Total Bank Accounts</b>	<b>\$188,259.02</b>	<b>\$115,953.35</b>
Accounts Receivable		
1200 Accounts Receivable (A/R)	13,605.00	26,055.50
<b>Total Accounts Receivable</b>	<b>\$13,605.00</b>	<b>\$26,055.50</b>
Other Current Assets		
Inventory Asset	2,250.00	2,250.00
Uncategorized Asset	0.00	0.00
Undeposited Funds	2,131.20	0.00
<b>Total Other Current Assets</b>	<b>\$4,381.20</b>	<b>\$2,250.00</b>
<b>Total Current Assets</b>	<b>\$206,245.22</b>	<b>\$144,258.85</b>
Fixed Assets		
1510 Furniture & Fixtures	0.00	0.00
1610 Accumulated Depreciation-Furniture & Fixtures	0.00	0.00
<b>Total Fixed Assets</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>TOTAL ASSETS</b>	<b>\$206,245.22</b>	<b>\$144,258.85</b>
<b>LIABILITIES AND EQUITY</b>		
Liabilities		
<b>Total Liabilities</b>		
Equity		
3010 Fund Balance	258,616.74	256,965.25
3021 Fund Balance Scholarship	164,937.33	164,937.33
Opening Balance Equity	-281,444.56	-281,444.56
Net Revenue	64,135.71	3,800.83
<b>Total Equity</b>	<b>\$206,245.22</b>	<b>\$144,258.85</b>
<b>TOTAL LIABILITIES AND EQUITY</b>	<b>\$206,245.22</b>	<b>\$144,258.85</b>

# Texas Ground Water Association

## Budget vs. Actuals: 2022-2023 TGWA Budget - FY23 P&L

July 2022 - June 2023

		TOTAL	
	ACTUAL	BUDGET	% OF BUDGET
<b>Revenue</b>			
4100 Geoscience Seminar	14,010.00		
4400 Continuing Education Income/Other Meeting Income	53,147.20	88,000.00	60.39 %
Annual Convention	137,487.93	110,000.00	124.99 %
Fountainhead Income	35,124.00	55,000.00	63.86 %
Membership Dues	170,208.33	188,800.00	90.15 %
Scholarship Fund Payment		5,000.00	
<b>Total Revenue</b>	<b>\$409,977.46</b>	<b>\$446,800.00</b>	<b>91.76 %</b>
<b>GROSS PROFIT</b>	<b>\$409,977.46</b>	<b>\$446,800.00</b>	<b>91.76 %</b>
<b>Expenditures</b>			
5000 Accounting/Insurance/Taxes	9,984.50	13,000.00	76.80 %
5100 TWCA Management Fee	139,000.00	154,000.00	90.26 %
5150 Personnel	41,026.40	74,448.00	55.11 %
5300 Geoscience Seminar Expenses	2,316.32		
5500 Convention Expenses	94,056.77	75,000.00	125.41 %
5600 Travel, Registrations & Other	5,472.25	5,000.00	109.45 %
5900 Other Meeting Expenses	9,626.85	13,000.00	74.05 %
6000 Website and Technology	13,754.65	15,000.00	91.70 %
Fountainhead Expenses	12,794.13	12,500.00	102.35 %
Office Expenditures	17,810.20	19,000.00	93.74 %
Uncategorized Expenditure		12,000.00	
<b>Total Expenditures</b>	<b>\$345,842.07</b>	<b>\$392,948.00</b>	<b>88.01 %</b>
<b>NET OPERATING REVENUE</b>	<b>\$64,135.39</b>	<b>\$53,852.00</b>	<b>119.10 %</b>
<b>Other Revenue</b>			
4150 Interest Earned	0.32		
<b>Total Other Revenue</b>	<b>\$0.32</b>	<b>\$0.00</b>	<b>0.00%</b>
<b>NET OTHER REVENUE</b>	<b>\$0.32</b>	<b>\$0.00</b>	<b>0.00%</b>
<b>NET REVENUE</b>	<b>\$64,135.71</b>	<b>\$53,852.00</b>	<b>119.10 %</b>

# TGWA 22-24 Budget

Adopted July 2022, Revised November 2022, Proposed Revisions April 2023

Description		21/22 FY Budget	21/22 YTD Actuals	22/23 FY Budget	22/23 YTD Actuals	23/24 FY Original	23/24 FY Update	Notes
<b>INCOME</b>								
Member Dues		110000	\$106,765	\$188,800	\$170,208	\$188,800	\$170,000	Currently XX outstanding
Convention Income		125000	\$135,364	\$110,000	\$140,488	\$110,000	\$130,000	
Geoscience Seminar					\$14,010		\$10,000	New category for 22-23; previously under convention income/expenses
CE Class Income (includes convention CE income)		120000	\$81,178	\$88,000	\$52,217	\$92,000	\$80,000	4 classes remaining
Auction Income		8000	\$10,565	\$5,000		\$5,000		Proposal before board for even exchange of services (zero out these categories)
Advertising and Sponsorship (Fountainhead)		40000	\$41,349	\$55,000	\$35,124	\$55,000	\$40,000	Current FY advertising at \$24K, sponsorships at \$10K
<b>TOTAL</b>		<b>\$403,000</b>	<b>\$375,221</b>	<b>\$446,800</b>	<b>\$412,047</b>	<b>\$450,800</b>	<b>\$430,000</b>	
<b>EXPENSES</b>								
TWCA Management Fees		\$186,000	\$186,000	\$154,000	\$139,000	\$15,000	\$15,000	
Staff				\$74,448	\$41,026	\$208,896	\$210,000	
Accounting/Taxes/insurance		\$13,500	\$7,118	\$13,000	\$9,985	\$13,000	\$13,000	
Convention		\$120,000	\$122,384	\$75,000	\$94,057	\$80,000	\$95,000	21/22 included two conventions
Other Meeting Expenses								
	Board Meeting Expenses	\$7,000	\$2,828	\$4,000	\$2,530	\$4,000	\$4,000	
	CE Class Expenses	\$20,000	\$9,609	\$9,000	\$7,097	\$9,000	\$9,000	

Geoscience Seminar Expenses					\$2,316		\$2,500	New category for 22-23; previously under convention income/expenses
Travel, Dues, and Other		\$4,925	\$5,150	\$5,000	\$5,472	\$5,000	\$7,000	Includes \$925 for NGWA dues; CE class travel is in CE expenses
Fountainhead		\$15,000	\$10,489	\$12,500	\$12,794	\$12,500	\$16,000	
Office Expenses and Supplies		\$15,000	\$14,199	\$19,000	\$17,810	\$15,000	\$17,000	Need computers/printer in year 1
Website, Technology, Online Fees		\$15,000	\$15,794	\$15,000	\$13,755	\$15,000	\$17,000	Half of this is online payment fees
Other (payment to TGWA Scholarship)				\$12,000		\$12,000		Proposal before board for even exchange of services (zero out these categories)
<b>TOTAL</b>		<b>\$396,425</b>	<b>\$373,571</b>	<b>\$392,948</b>	<b>\$345,842</b>	<b>\$389,396</b>	<b>\$405,500</b>	
Interest Earned			\$0	\$0		\$0	\$0	
<b>Net Income</b>		<b>\$6,575</b>	<b>\$1,650</b>	<b>\$53,852</b>	<b>\$66,205</b>	<b>\$61,404</b>	<b>\$24,500</b>	Note 23-24 budget includes \$15K to TWCA that will go away in 24-25; revenues can be used for office space or additional staff

**\*Office lease is not included. TGWA can utilize TWCA space during transition period; can lease after if needed**

## TGWA - CONVENTION

Convention Income (Paid)	\$146,963.53
Convention Income (Outstanding)	\$12,331.20
<b>Refund - Sponsorship charged Twice</b>	<b>(\$3,000.00)</b>
<b>TOTAL CONVENTION INCOME:</b>	<b>\$156,294.73</b>

### Convention Income Breakdown

Registrations	\$42,665.00
Exhibitors	\$78,469.55
Sponsors	\$31,300.00
Women's Division (donations and sales only)	\$3,860.18
GWS Seminar (held separately in 2023)	\$0.00
<b>TOTAL CONVENTION INCOME:</b>	<b>\$156,294.73</b>

### Convention Expense Breakdown

Convention Hotel Expenses	\$73,007.03
Gifts (plaques, president hats, speaker)	\$2,917.44
Supplies (signs, programs, badges, lanyards)	\$4,815.66
Online Exhibitor Software	\$1,679.38
Women's Division Expenses (lunch, charms, gifts, shirts)	\$5,667.38
Security, musician, and contract labor	\$1,568.00
Cash Drawing/Prizes/Tips/Travel/Misc	\$2,671.88
<b>Total Convention</b>	<b>\$92,326.77</b>
Less TGWA SF Expenses	925.40
<b>TOTAL CONVENTION EXPENSES:</b>	<b>\$91,401.37</b>

**NET INCOME** **\$64,893.36**

## TGWA SF - CONVENTION

Auction Income (Paid)	\$50,975.00
Auction Income (Outstanding)	\$6,525.00
<b>TOTAL AUCTION INCOME:</b>	<b>\$57,500.00</b>

Raffle Tickets (Paid)	\$12,665.00
Raffle Tickets (Outstanding)	\$1,575.00
<b>TOTAL RAFFLE INCOME:</b>	<b>\$14,240.00</b>

### TGWA SF Expense Breakdown

Guns	\$13,546.09
Auctioneer Payment	\$1,067.52
Hotel Expenses - Auction	\$925.40
Raffle Ticket Printing	\$302.16
<b>TOTAL TGWA SF EXPENSES</b>	<b>\$15,841.17</b>

**NET INCOME** **\$55,898.83**



## SUPPORT SERVICES AGREEMENT

This Support Services Agreement (“Agreement”) is made to be effective as of January 1, 2023 between the Texas Ground Water Association (“TGWA”), a Texas nonprofit corporation, located at 4401 West Gate Blvd, Suite 320, Austin, Texas 78745, and the TGWA Scholarship Foundation (“TGWA SF”), a Texas nonprofit corporation, at the same location. TGWA and TGWA SF are each referred to as a “Party” and collectively as the “Parties.”

### RECITALS

WHEREAS, TGWA SF desires to engage the services of TGWA to perform certain administrative and support services; and

WHEREAS, TGWA desires to perform such services in consideration of the compensation set forth in this Agreement, and to donate a portion of such services to TGWA SF in support of TGWA SF’s charitable and educational mission;

NOW THEREFORE, the Parties acknowledge that this Agreement is in their mutual best interests and agree as follows:

### AGREEMENT

1. **Term.** This Agreement shall be in effect for a period of seven (7) years beginning with the first day of each calendar year and shall continue in effect unless canceled by either party by giving at least sixty (60) days written notice of cancellation or request for a modification of the Agreement.
2. **Designated Representatives.** Designated representatives shall be the President of TGWA and the President of TGWA SF, or their designees.
3. **Scope of Services.** TGWA agrees to provide all staffing requirements for TGWA SF, including but not limited to:
  - a. Plan and execute TGWA SF’s annual scholarship auction in conjunction with the TGWA Annual Convention.
  - b. Plan and execute TGWA SF’s annual gun raffle in conjunction with the TGWA Annual Convention.
  - c. Manage TGWA SF’s financial accounts, including overseeing annual audits/reviews/tax returns, payment of all bills and invoices, and collection of all debts to TGWA SF.
  - d. Manage TGWA SF’s scholarship program, including the annual advertising and collection of applications, assistance with TGWA SF Board selection of recipients, and disbursement of annual scholarship checks.
  - e. Provide staff representatives for attendance at all meetings of the TGWA SF, as well as arrange for and prepare materials for such meetings, as necessary.

The TGWA SF and TGWA offices will be at the same location. If at any time there should arise a conflict of interest between the goals of TGWA and those of TGWA SF, such conflicts will be resolved by action of the respective Boards.

4. **Indemnification.** TGWA SF agrees to indemnify and save and hold harmless TGWA, its officers, Directors, employees, and contractors from and against all claims, demands, causes of action, damages, liabilities and expenses, including attorney fees that have heretofore arisen or may

hereafter arise as a result of any undertaking, act or omission, whether negligent or not, which is done or omitted to be done by TGWA, or any of its officers, Directors, employees, or contractors in connection with the performance of TGWA's responsibilities under this Agreement; provided, however, this indemnity does not apply to or include any such claims, demands, causes of action, damages, liabilities, expense or attorney fees that may arise through wanton or willful misconduct of TGWA or any of its officers, Directors, employees, or contractors, except that this indemnity agreement does apply to and protect TGWA and those officers, Directors, employees, and contractors who are not parties to or do not act in concert or collectively with others who engage in such wanton or willful misconduct. Whenever a claim is made which might come within the terms of this section, TGWA agrees to notify TGWA SF that a claim has been made against TGWA and further agrees not to compromise or settle any claim that comes within the terms of this Agreement without prior notice to TGWA SF of its intent to settle such a claim and the terms of such proposed settlement.

5. **Compensation.** The services provided under this contract are estimated to be valued in excess of \$12,000 per year. In exchange for historical benefits provided by TGWA SF to TGWA and long-term payables due, TGWA agrees to provide the services outlined here without charge for the next seven (7) years, for a total amount of \$84,000. At the annual convention in 2030, it is expected the Parties will execute a new support services agreement with an agreed upon pricing structure.
6. **Annual Review.** The Parties will review this Agreement on an annual basis to ensure that the services provided and estimated appraisal of those services pursuant to this Agreement continue to be valid. Based on that review, either Party may in good faith request an amendment or cancellation pursuant to section 1 of this Agreement.

**IN WITNESS WHEREOF**, the undersigned have executed this Agreement effective as of the date first written above.

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By: John Julian, TGWA President

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By: Pete Brien, TGWA SF President