

BYLAWS

TEXAS WATER CONSERVATION ADVISORY COUNCIL

Presiding Officers

The council members shall elect one member as the presiding officer and one member as the vice presiding officer of the council to serve in that capacity until the person's term as a council member expires.

Nominations for Presiding Officers

The Council shall appoint a Nominating Committee with a minimum of three members to solicit nominees for presiding officers. The Nominating Committee shall solicit the interest of members of the Council to serve as the presiding and vice presiding officer. The Nominating Committee shall, at least one week prior to the meeting, distribute the proposed nominations to members through Council staff support. Additional nominations for any position may be made from the floor at the time of the meeting.

Election of Presiding Officers

An election shall occur before the presiding officers' terms expire, or upon the departure of the officer from the council. In the case of an officer vacancy, a special election shall be held.

The Nominating Committee shall present, at a minimum, one nominee for presiding officer and vice presiding officer. The officers shall be elected by a majority of voting members or designated alternates present at the scheduled meeting. Elections shall be held by secret ballot.

In the case there are more than two candidates running and none receive a majority of affirmative votes, a runoff election shall be held between the two candidates with the highest votes.

Other Officers

The council may also select members to serve as other officers if and when it decides such positions are necessary. Members elected to these officer positions will serve until their term as a council member expires.

Work Groups

From its own membership, the council may create work groups, each of which will focus their attention on the tasks around which the council has initially organized its work. Formation of these work groups is intended to provide a helpful focus on the council's duties and have the added benefit of achieving a voluntary division of labor based on individual member expertise and interest.

All work group discussions will be accessible to the general public. The Texas Water Development Board (TWDB) will facilitate on site facilities where necessary. Council members and alternates may invite external participants to speak or participate in work group discussions.

Council Staff Support

TWDB shall provide any necessary staff support to assist the council in the performance of its duties.

Operational Approach

1. For organizational purposes, the council will hold at least one meeting per calendar year quarter. Consistent with Chapters 551 and 552 of the Texas Government Code and at a minimum, all meeting agendas of the full council will be posted on the TWDB's web site, be open to the public, and provide an opportunity for public comment. Full council meetings will be recorded and minutes and/or summaries of the meetings will be made available to the general public via the TWDB website. Chapter 2110, Texas Government Code, does not apply to the size, composition, or duration of the council.
2. Work group meetings or discussions, as needed, may be held in person, via teleconference, or via the Internet. All substantive decisions and/or recommendations made by the work groups are to be reported back to the full council membership for their consideration and final disposition.

Common Ground Rules for Meetings

1. Stay focused on task and adhere to any time limits.
2. Participate, share information, and invite questions.
3. Be specific (e.g. use examples).
4. Signal desire to speak and wait for turn.
5. Don't speak while others are speaking.
6. Agree on what important words mean.
7. Focus on interests, not positions.
8. Disagree and debate openly.
9. Respect those who disagree.
10. Listen actively.

Alternates for Members

Each member shall designate one alternate to represent them when the member is unable to attend a council meeting. A listing of these designated alternates will be provided to all council members. Each alternate is expected to maintain an up to date knowledge of council activities and be prepared to report on any activities assigned to the absent member. The alternate may participate in council discussions and may vote on any decision in place of the absent member.

Decisions of the Council

A quorum is defined as at least 12 council members or designated alternates if member is not present. A quorum is required to conduct business and take action on matters of the council.

It is desirable for the council to reach decisions by unanimous consent. However, if unanimous consent does not appear possible the presiding officer may call for a vote. Any action of the council requires affirmative votes from the majority of members, excluding any member who chooses to abstain from voting.

~~and Regarding the a~~Approval of the council's legislative report and the legislative recommendations contained within, voted on as a whole or separately, requires affirmative votes from more than two-thirds of all members ~~are needed, with the~~ exclusion of any member choosing to abstain from voting.

~~The Council may choose to accept the legislative report as a whole or may vote on each proposed legislative recommendation before voting to accept the report.~~

Agendas may have separate items for educational presentations, information gathering on specific issues, discussion on specific issues, and decision-making. Unless unanimous consent arises early during a discussion item, discussion may continue as long as the presiding officer considers unanimous consent a possibility.

If the council reaches a decision in the absence of a unanimous consent, the council will accept a minority position for the record.

At each full council meeting there will be a note taker present for recording decisions and votes. In instances where decisions are made without reaching unanimous consent, the number of voting members or alternates present, the number of those voting in favor of a motion, and the result will be recorded.