

AGENDA
TEXAS WATER DEVELOPMENT BOARD
July 23, 2024 – 9:30 AM

1700 Congress Ave., Stephen F. Austin Building, Room 170
Austin, Texas 78701

VIA GO TO WEBINAR
PLEASE SEE www.twdb.texas.gov

1. Discussion regarding outreach efforts and activities by the Board.
2. Briefing and discussion on the Texas Water Fund Implementation plan. (Kathleen Ligon)
3. Consider delegating to the Executive Administrator the authority to pay or reimburse reasonable and necessary administrative costs from the Texas Water Fund. (Georgia Sanchez)
4. Consider authorizing the publication of the adoption of amendments to 31 Texas Administrative Code Chapter (TAC) 365 relating to the Rural Water Assistance Fund. (Marvin Cole-Chaney)
5. Consider approving by resolution: (a) the transfer of funds from the Texas Water Fund to the State Water Implementation Fund for Texas; and (b) delegation to the Executive Administrator, Chief Financial Officer, Development Fund Manager, and General Counsel to take all actions necessary for the transfer. (David Duran)
6. Consider approving by resolution: (a) the issuance, sale and delivery of Texas Water Development Board bonds to support the State Water Implementation Revenue Fund for Texas program in one or more series; (b) the execution of the Bond Indentures; (c) the execution of the State Water Implementation Fund for Texas Funds Transfer Agreement; (d) the Preliminary Official Statement; and (e) authorization for the Executive Administrator, Chief Financial Officer, Development Fund Manager, Director of Debt and Portfolio Management, or any other authorized representative to act on behalf of the Texas Water Development Board in the sale and delivery of such bonds. (Alejandro Imatzu)
7. Consider approving by resolution a request from the Springs Hill Water Supply Corporation (Corporation), for a partial release of lien on a portion of its Certificate of Convenience and Necessity (CCN), approval of CCN transfer, approval of conversion from a water supply corporation to a special utility district, and authorization for the Executive Administrator to take all actions necessary to give effect to this approval. (Alexis Lorick)
8. Consider authorizing the Executive Administrator to execute multiple contracts with a total Texas Water Development Board (TWDB) contributed amount not to exceed \$3,250,000 for lidar data collection and quality control in Texas, using the Strategic Mapping Program and their associated contracts at the Texas Department of Information Resources. (Richard Wade)

9. Consider authorizing the publication of proposed amendments to 31 Texas Administrative Code (TAC) Chapter 356. (Natalie Ballew)
10. Consider allocating an amount not to exceed \$16 million from the Flood Infrastructure Fund for use as the local match requirement for the Flood Mitigation Assistance Swift Current grant program, including an amount not to exceed \$4 million for the presidentially declared disaster that was activated on May 22, 2024 (DR-4781-TX) and up to another \$12 million for subsequent disaster declarations through FEMA's FY 24 cycle ending on May 31, 2025. (Kathy Hopkins)
11. Consider authorizing the Executive Administrator to execute contracts with the two highest ranked firms to assist the TWDB in the development of sub-applications under the Flood Mitigation Swift Current Program as FEMA allocates funding to the TWDB in a total amount not to exceed \$4,000,000. (Kathy Hopkins)
12. Consider authorizing the Executive Administrator to submit an application to the Environmental Protection Agency for the Emerging Contaminants in Small or Disadvantaged Communities Drinking Water Grant. (Marvin Cole-Chaney)
13. Consider approving by resolution a request from the Bistone Municipal Water Supply District (Limestone County) for \$16,000,000 in multi-year financing from the State Water Implementation Revenue Fund for Texas for planning, acquisition, design, and construction of a water supply project. (Tom Barnett)
14. Consider approving by resolution a request from the Palo Pinto County Municipal Water District No. 1 (Palo Pinto and Parker counties) for \$200,000,000 in financing from the State Water Implementation Revenue Fund for Texas for construction of a water supply project. (Tom Barnett)
15. Consider approving by resolution a request from the City of Denton (Denton County) for a) \$195,845,000 in multi-year financing from the State Water Implementation Revenue Fund for Texas for planning, acquisition, design, and construction of a water supply project; and b) a waiver from the requirement to include funds to mitigate water loss as a part of this project. (Joe Koen)
16. Consider approving by resolution a request from the City of Fort Worth (Tarrant County) for \$125,000,000 in financing from the State Water Implementation Revenue Fund for Texas for construction of a water supply project. (Joe Koen)
17. Consider approving by resolution a request from the City of Greenville (Hunt County) for \$90,500,000 in financing from the State Water Implementation Revenue Fund for Texas for planning, acquisition, design, and construction of a water supply project. (Joe Koen)
18. Consider approving by resolution a request from the City of Marshall (Harrison County) for \$11,350,000 in financing from the Clean Water State Revolving Fund for planning, acquisition, design, and construction of a wastewater system improvement project. (Joe Koen)

19. Consider approving by resolution a request from the Upper Trinity Regional Water District (Fannin, Collin, Cooke, Dallas, Denton, Grayson, Hunt, and Wise Counties) for \$320,845,000 in multi-year Board Participation financing from the State Water Implementation Revenue Fund for Texas for construction of a water supply project. (Joe Koen)
20. Consider approving by resolution a request from the Upper Trinity Regional Water District (Denton and Collin counties) for \$162,000,000 in multi-year Board Participation financing from the State Water Implementation Revenue Fund for Texas for planning, design, and construction of a water supply project. (Joe Koen)
21. Consider approving by resolution a request from the Brazosport Water Supply Corporation (Brazoria County) for \$747,500,000 in financing from the State Water Implementation Revenue Fund for Texas for planning, acquisition, design, and construction of a reservoir expansion project. (Nancy Richards)
22. Consider approving by resolution a request from the Coastal Water Authority (Harris County) for \$320,000,000 in multi-year financing from the State Water Implementation Revenue Fund for Texas for planning, design, and construction of a water supply project. (Nancy Richards)
23. Consider amending by resolution the previously adopted Texas Water Development Board Resolution No. 15-080, as amended by 16-106, 18-090, 21-088, and 22-056 to modify the North Fort Bend Water Authority's State Water Implementation Revenue Fund for Texas annual loan closing schedule. (Nancy Richards)
24. Consider amending by resolution the previously adopted Texas Water Development Board Resolution No. 15-077, as amended by 16-079, 17-083, 18-091, 20-039, 22-055, and 23-063 to modify the North Harris County Regional Water Authority's State Water Implementation Revenue Fund for Texas annual loan closing schedule. (Nancy Richards)
25. Consider approving by resolution a request from the Alliance Regional Water Authority (Hays, Caldwell, Guadalupe, Comal, Bexar counties) for \$138,000,000 in financial assistance from the State Water Implementation Revenue Fund for Texas for planning, acquisition, design, and construction of water system improvements. (Dain Larsen)
26. Consider approving by resolution a request from the City of Austin (Travis County) to authorize a) \$25,000,000 in financing from the State Water Implementation Revenue Fund for Texas for construction of water system improvements; b) a waiver from the requirement to include funds to mitigate water loss as a part of this project. (Dain Larsen)
27. Consider approving by resolution a request from the City of Austin (Travis County) for \$22,160,000 in financial assistance consisting of \$12,160,000 in financing and \$10,000,000 in principal forgiveness from the Clean Water State Revolving Fund for planning, acquisition, design, and construction of wastewater system improvements. (Dain Larsen)
28. Consider approving by resolution a request from the Canyon Regional Water Authority (Atascosa, Bexar, Caldwell, Comal, Guadalupe, Hays, and Wilson counties) for \$24,920,000 in multi-year financing from the State Water Implementation Revenue

Fund for Texas for planning, design and construction of water system improvements.
(Dain Larsen)

29. Consider approving by resolution a request from the Guadalupe-Blanco River Authority (Guadalupe, Comal, Hays, Caldwell counties) for \$87,705,000 in multi-year financing from the State Water Implementation Revenue Fund for Texas for planning, acquisition, design, and construction of a water supply project. (Dain Larsen)
30. Consider approving by resolution a request from the City of Corpus Christi (Nueces County) for \$535,110,000 multi-year financing from the State Water Implementation Revenue Fund for Texas for planning, acquisition, design, and construction of a seawater desalination plant. (William Alfaro)
31. Consider approving by resolution a request from the Laguna Madre Water District (Cameron County) to authorize a) \$10,000,000 in financing from the State Water Implementation Revenue Fund for Texas for planning, acquisition, and design of a seawater desalination plant project; and b) a waiver from the requirement to include funds to mitigate water loss as part of this project. (William Alfaro)
32. The Board will receive comments from the public on any matters within the jurisdiction of the TWDB the exception of matters which are subject to the ex parte prohibition found in Texas Government Code Section 2001.061.
33. The Board may adjourn into Executive Session and conduct a closed meeting to consider any item on this agenda if a matter is raised that is appropriate for the Board to conduct a private consultation with its attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code. The Board may conduct a closed meeting to receive legal advice and discuss pending or contemplated litigation, settlement offers, or the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of specific Board employees, including the Executive Administrator and General Counsel, as permitted by Sections 551.071 and 551.074, the Texas Open Meetings Act, codified as Chapter 551 of the Texas Government Code. The Board may also meet in open meeting to take action on legal or personnel matters considered in the closed meeting as required by Section 551.102 of the Open Meetings Act, Chapter 551 of the Government Code. The Board may conduct a closed meeting to consider and discuss financial matters related to the investment or potential investment of the Board's funds, as permitted by Section 6.0601(a) of the Texas Water Code. The Board may also meet in open meeting to take action on a financial matter discussed in the closed meeting as required by Section 6.0601(b) of the Texas Water Code.

The next currently scheduled meeting of the Texas Water Development Board will be held on August 15, 2024. Other meetings may be scheduled and will be posted in compliance with the Texas Open Meetings Act.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, are requested to contact Jacque Lustig at (512) 463-8676 two (2) workdays prior to the meeting so that appropriate arrangements can be made.

NOTICE: ENTRY TO THIS MEETING WITH A HANDGUN IS FORBIDDEN

This meeting is a public meeting under Chapter 551 of the Texas Government Code. Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law) may not enter this property with a concealed handgun. Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law) may not enter this property with a handgun that is carried openly. For purposes of this notice, “property” means the room or rooms where the open meeting of the Texas Water Development Board is held.

This Board Meeting will be held both in person at the Stephen F. Austin Building, Room 170, and via webinar. Visitors who will attend the meeting via webinar can access the meeting using the following link:

<https://attendee.gotowebinar.com/register/608016076391069790>

Visitors who wish to address the Board should complete a visitor registration card and either attend the meeting in person or arrange to address the Board via videoconference. The Texas Open Meetings Act prohibits visitor participation by telephone only. The visitor registration card is available at <http://www.twdb.texas.gov/board/visitor.asp> and should be completed and submitted by e-mail to CustomerService@twdb.texas.gov no later than 8:00 a.m. on July 23, 2024, or in person at the registration desk.

Direct links to this information can be found on our website at www.twdb.texas.gov