

AGENDA
TEXAS WATER DEVELOPMENT BOARD
October 5, 2022 – 9:30 am

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

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

1. Discussion regarding outreach efforts and activities by the Board.
2. Consider approving the 2022 Texas Rain Catcher Awards. (John Sutton)
3. Consider authorizing by resolution the Executive Administrator to request a waiver from the Texas Bond Review Board (BRB) of certain requirements contained in Texas Water Code § 17.0112(a). (Georgia Sanchez)
4. Consider approving by resolution the establishment of the lending rate scales for the State Water Implementation Revenue Fund for Texas (SWIRFT) financing structures to be effective October 5, 2022. (David Duran)
5. Consider authorizing the Executive Administrator to renew a contract with the Texas Municipal Advisory Council in an amount not to exceed \$361,800 for the purpose of providing analytical financial data services. (Daniel Palacios)
6. Consider approving by resolution an updated separation of policy-making responsibilities of the governing body of the Texas Water Development Board, the management responsibilities of the Executive Administrator, and related delegations to the Executive Administrator. (Alexis Lorick)
7. Consider authorizing the publication of proposed amendments to 31 Texas Administrative Code Chapter 363, Subchapter J to implement House Bill (HB 1052) (86th Regular Session). (Jessica Peña)
8. Consider authorizing the Executive Administrator to: (a) negotiate and execute a contract in an amount not to exceed \$2,091,375 (including \$1,727,640 from the Texas Water Development Board) for continuation of the Water Resources Investigations data collection program with the U.S. Geological Survey in Fiscal Year (FY) 2023; and (b) amend the contract in an amount not to exceed \$100,000 if additional funds become available. (Mark Wentzel)
9. Consider authorizing the Executive Administrator to: (a) select contractors that may be used to complete Asset Management Program for Small Systems (AMPSS) contract deliverables on behalf of participant systems; (b) select 20 systems to participate in this round of AMPSS; and (c) initiate and enter into contracts in a total amount not to exceed \$2,000,000 to implement AMPSS. (Patrick Kading)

10. Consider approving the State Fiscal Year 2023 Clean Water State Revolving Fund Intended Use Plan covering General Activities. (Mark Wyatt)
11. Consider approving the State Fiscal Year 2023 Drinking Water State Revolving Fund Intended Use Plan covering General Activities. (Mark Wyatt)
12. Consider authorizing the Executive Administrator to execute the State Fiscal Year 2023 Drinking Water State Revolving Fund Set-Aside Contract between the Texas Water Development Board and the Texas Commission on Environmental Quality covering regular annual appropriations. (Mark Wyatt)
13. Approve by resolution a request from El Paso County for \$4,650,500 in financial assistance consisting of \$2,372,000 in financing and \$2,278,500 in grant from the Flood Infrastructure Fund for planning, acquisition, design, and construction of a flood mitigation project. (Jesse Milonovich)
14. Approve by resolution a request from the Welch Water Supply Corporation (Dawson County) for \$1,475,000 in financial assistance consisting of \$675,000 in financing and \$800,000 in principal forgiveness from the Drinking Water State Revolving Fund for planning, design, and construction of a water treatment plant improvements project. (Jesse Milonovich)
15. Approve by resolution a request from the City of Gladewater (Gregg and Upshur Counties) for \$2,638,900 in financial assistance consisting of \$1,861,000 in financing and \$777,900 in principal forgiveness from the Drinking Water State Revolving Fund for planning, design, and construction of a water system improvements project. (Joe Koen)
16. Approve by resolution a request from the City of Moran (Shackelford County) for \$491,400 in principal forgiveness from the Clean Water State Revolving Fund for planning, design, and construction of a wastewater system improvements project. (Tom Barnett)
17. Approve by resolution a request from the City of Marble Falls (Burnet County) for \$1,488,000 in financial assistance consisting of \$995,000 in financing and \$493,000 in principal forgiveness from the Clean Water State Revolving Fund for planning and design of wastewater system improvements. (Dain Larsen)
18. Approve by resolution a request from the Mullin Independent School District (Mills County) for \$998,000 in financial assistance consisting of \$398,000 in financing and \$600,000 in principal forgiveness from the Drinking Water State Revolving Fund for the planning and design of water system improvements. (Dain Larsen)
19. Amend by resolution the previously adopted Texas Water Development Board Resolution No. 22-034, to modify the North Alamo Water Supply Corporation's Clean Water State Revolving Fund commitment expiration date. (Mireya Loewe)

20. Consider authorizing the Executive Administrator to execute an amendment to an interagency contract with the University of Texas at Arlington to increase the contract total by an amount not to exceed an additional \$800,000 to provide engineering services. (Clay Schultz)
21. The Board will receive comments from the public on any matters within the jurisdiction of the TWDB, with the exception of matters which are subject to the ex parte prohibition found in Texas Government Code Section 2001.061.
22. 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 November 17, 2022. 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 Cheryl Arredondo at (512) 463-7686 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/4565631200071424012>

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 Customer_Service@twdb.texas.gov *no later than 8:00 a.m. on October 5, 2022, or in person at the registration desk.*

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