

MINUTES OF THE
TEXAS WATER DEVELOPMENT BOARD
BOARD MEETING
July 23, 2024 – 9:30 A.M.

Chairwoman Brooke T. Paup called to order the meeting of the Texas Water Development Board at 9:44 a.m. This meeting was held at 1700 N. Congress Avenue, Room 170, and through GoToWebinar in Austin, TX. In addition to Chairwoman Paup, Director George B. Peyton V was in attendance with Director L'Oreal Stepney, and a quorum was present.

The General Counsel announced the items for consideration:

1. DISCUSSION REGARDING OUTREACH EFFORTS AND ACTIVITIES BY THE BOARD.

No action was taken on this item.

2. BRIEFING AND DISCUSSION ON THE TEXAS WATER FUND IMPLEMENTATION PLAN, Kathleen Ligon, Executive Office, presented this item. Also addressing the Board on this item was David Earl, Attorney for Legacy Water Supply Corp.

No action was taken on this item.

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, Office of Finance, presented this item

Director Peyton moved to authorize the Executive Administrator to pay or reimburse reasonable and necessary administrative costs from the Texas Water Fund, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney Stepney, and it passed unanimously.

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, Water Supply & Infrastructure, presented this item.

Director Stepney moved to authorize the adoption of the amendments to 31 Texas Administrative Code Chapter 365 relating to the Rural Water Assistance Fund, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton, and it passed unanimously.

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, Office of Finance, presented this item.

Director Peyton moved to adopt the proposed resolution for the transfer of funds from the Texas Water Fund to the State Water Implementation Fund for Texas; and delegate to the Executive Administrator, Chief Financial Officer, Development Fund Manager, and General Counsel to take all actions necessary for the transfer, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney, and it passed unanimously.

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, Office of Finance, presented this item.

Director Stepney moved to adopt the proposed resolution for: (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, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton; and it passed unanimously.

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, Office of General Counsel, presented this item.

Director Peyton moved to adopt the proposed resolution from the Springs Hill Water Supply Corporation for a partial release of lien on a portion of its Certificate of Convenience and Necessity, approval of the Certificate of Convenience and necessity 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, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney; and it passed unanimously.

8. CONSIDER AUTHORIZING THE EXECUTIVE ADMINISTRATOR TO EXECUTE MULTIPLE CONTRACTS WITH A TOTAL TEXAS WATER DEVELOPMENT BOARD 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, TxGIO, presented this item.

Director Stepney moved to authorize the Executive Administrator to execute multiple contracts with a total Texas Water Development Board 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.

The motion was seconded by Director Peyton; and it passed unanimously.

9. CONSIDER AUTHORIZING THE PUBLICATION OF PROPOSED AMENDMENTS TO 31 TEXAS ADMINISTRATIVE CODE (TAC) CHAPTER 356, Natalie Ballew, Water Science & Conservation, presented this item.

Director Peyton authorized the publication of proposed amendments to 31 Texas Administrative Code, Chapter 356, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney; and it passed unanimously.

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, AND UP TO ANOTHER \$12 MILLION FOR SUBSEQUENT DISASTER DECLARATIONS THROUGH FEMA'S FY 24 CYCLE ENDING ON MAY 31, 2025, Kathy Hopkins, Water Science & Conservation, presented this item.

Director Stepney moved to authorize the allocation of 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, and up to another \$12 million for subsequent disaster declarations through the Federal Emergency Management Agency's Fiscal Year 24 cycle ending on May 31, 2025, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton; and it passed unanimously.

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, Water Science & Conservation, presented this item.

Director Peyton moved to authorize 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 the Federal Emergency Management Agency allocates funding to the TWDB in a total amount not to exceed \$4,000,000, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney; and it passed unanimously.

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, Water Supply & Infrastructure, presented this item.

Director Stepney moved to authorize the Executive Administrator to submit an application to the Environmental Protection Agency for the Emerging Contaminants in Small or Disadvantaged Communities Drinking Water Grant, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton; and it passed unanimously.

13. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE BISTONE MUNICIPAL WATER SUPPLY DISTRICT 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, Water Supply & Infrastructure, presented this item.

Director Peyton moved to adopt the proposed resolution for the Bistone Municipal Water Supply District 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, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney; and it passed unanimously.

14. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE PALO PINTO COUNTY MUNICIPAL WATER DISTRICT NO. 1 FOR \$200,000,000 IN FINANCING FROM THE STATE WATER IMPLEMENTATION REVENUE FUND FOR TEXAS FOR CONSTRUCTION OF A WATER SUPPLY PROJECT, Tom Barnett, Water Supply & Infrastructure, presented this item. Also addressing the Board on this item were Regan Johnson, Mayor, City of Mineral Wells; Howard Huffman, General Manager of Palo Pinto Municipal Water District No. 1; David Klein, attorney for Palo Pinto Municipal Water District No. 1; and Richard Jones.

Director Stepney moved to adopt the proposed resolution for the Palo Pinto County Municipal Water District No. 1 for \$200,000,000 in financing from the State Water

Implementation Revenue Fund for Texas for construction of a water supply project, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton; and it passed unanimously.

15. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE CITY OF DENTON 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, Water Supply & Infrastructure, presented this item.

Director Peyton moved to adopt the proposed resolution for the City of Denton 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, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney; and it passed unanimously.

16. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE CITY OF FORT WORTH FOR \$125,000,000 IN FINANCING FROM THE STATE WATER IMPLEMENTATION REVENUE FUND FOR TEXAS FOR CONSTRUCTION OF A WATER SUPPLY PROJECT, Dain Larsen, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution for the City of Fort Worth for \$125,000,000 in financing from the State Water Implementation Revenue Fund for Texas for construction of a water supply project, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton; and it passed unanimously.

17. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE CITY OF GREENVILLE 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, Water Supply & Infrastructure, presented this item.

Director Peyton moved to adopt the proposed resolution for the City of Greenville 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, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney; and it passed unanimously.

18. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE CITY OF MARSHALL 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, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution for the City of Marshall 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, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton, and it passed unanimously.

19. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE UPPER TRINITY REGIONAL WATER DISTRICT 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, Water Supply & Infrastructure, presented this item.

Director Peyton moved to adopt the proposed resolution for the Upper Trinity Regional Water District 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, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney, and it passed unanimously.

20. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE UPPER TRINITY REGIONAL WATER DISTRICT 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, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution for the Upper Trinity Regional Water District 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, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton, and it passed unanimously.

21. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE BRAZOSPORT WATER SUPPLY CORPORATION 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, Water Supply & Infrastructure, presented this item.

Director Peyton moved to adopt the proposed resolution for the Brazosport Water Supply Corporation 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, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney, and it passed unanimously.

22. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE COASTAL WATER AUTHORITY 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, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution for the Coastal Water Authority 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, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton, and it passed unanimously.

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, Water Supply & Infrastructure, presented this item.

Director Peyton moved to amend 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, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney, and it passed unanimously.

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, Water Supply & Infrastructure, presented this item.

Director Stepney moved to amend 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, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton, and it passed unanimously.

25. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE ALLIANCE REGIONAL WATER AUTHORITY 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, Water Supply & Infrastructure, presented this item.

Director Peyton moved to adopt the proposed resolution for the Alliance Regional Water Authority 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, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney, and it passed unanimously.

26. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE CITY OF AUSTIN 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, Water Supply & Infrastructure, presented this item. Also addressing the Board on this item was Randi Jenkins, Assistant Director, Austin Water.

Director Stepney moved to adopt the proposed resolution for the City of Austin to authorize \$25,000,000 in financing from the State Water Implementation Revenue Fund for Texas for construction of water system improvements; and a waiver from the requirement to include funds to mitigate water loss as a part of this project, as recommended by Executive Administrator.

The motion was seconded by Director Peyton, and it passed unanimously.

27. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE CITY OF AUSTIN 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, Water Supply & Infrastructure, presented this item. Also addressing the Board was Jorge Morales, Director of the Watershed Protection Department, City of Austin.

Director Peyton moved to adopt the proposed resolution for the City of Austin 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, as recommended by our Executive Administrator.

The motion was seconded by Director Stepney, and it passed unanimously.

28. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE CANYON REGIONAL WATER AUTHORITY 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, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution for the Canyon Regional Water Authority 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, as recommended by our Executive Administrator.

The motion was seconded by Director Peyton, and it passed unanimously.

29. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE GUADALUPE-BLANCO RIVER AUTHORITY 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, Water Supply & Infrastructure, presented this item.

Director Peyton moved to adopt the proposed resolution for the Guadalupe-Blanco River Authority 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, as recommended by Executive Administrator.

The motion was seconded by Director Stepney, and it passed unanimously.

30. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE CITY OF CORPUS CHRISTI 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, Water Supply & Infrastructure, presented this item. Also addressing the Board were Zora Djenohan, Attorney, Hillcrest Residents Association; Jason Hale; and Esteban Ramos, Water Resource Manager, City of Corpus Christi.

Director Stepney moved to adopt the proposed resolution for the City of Corpus Christi 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, as recommended by Executive Administrator.

The motion was seconded by Director Peyton, and it passed unanimously.

31. CONSIDER APPROVING BY RESOLUTION A REQUEST FROM THE LAGUNA MADRE WATER DISTRICT 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, Water Supply & Infrastructure, presented this item.

Director Peyton moved to adopt the proposed resolution for the Laguna Madre Water District to authorize \$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 a waiver from the requirement to include funds to mitigate water loss as part of this project, as recommended by Executive Administrator.

The motion was seconded by Director Stepney, and it was passed unanimously.

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 Board recessed at 11:58 a.m. and reconvened at 12:08. There being no further business for the Board, the meeting was adjourned at 12:34 p.m.

APPROVED and ordered of record this the 23rd day of July 2024.

TEXAS WATER DEVELOPMENT BOARD

Brooke T. Paup, Chairwoman

DATE SIGNED: _____

ATTEST:

Bryan McMath, Interim Executive Administrator