

MINUTES OF THE  
TEXAS WATER DEVELOPMENT BOARD  
BOARD MEETING  
October 17, 2024 – 9:30 A.M.

Chairwoman Brooke T. Paup called to order the meeting of the Texas Water Development Board at 9:36 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 Stepney, and Director Miller were in attendance, 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. Consider selecting a recipient for the Statewide Water Awareness Campaign grant and authorizing the Executive Administrator to negotiate a one-year contract with the selected recipient in an amount not to exceed \$2,000,000, with a maximum of four renewal periods, each subject to Board approval. Lauren Munguia, Agency Communications, presented this item.

Director Stepney moved to select the Texas Water Foundation for the Statewide Water Awareness Campaign grant and authorize the Executive Administrator to negotiate a contract with the Texas Water Foundation and, in the event a contract cannot be successfully negotiated, to return to the board for authorization to negotiate with next highest ranked applicant, as recommended by our Executive Administrator.

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

3. Consider approving Internal Audit's Fiscal Year 2025 Audit Plan. Michelle Cooper, Internal Audit, presented this item.

Director Miller moved to approve Internal Audit's' Fiscal Year 2025 Audit Plan, as recommended by our Executive Administrator.

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

4. Consider approving by resolution the establishment of the lending rate scales for the SWIRFT financing structures to be effective October 17, 2024. Alejandro Imatzu, Office of Finance, presented this item.

Director Stepney moved to adopt the proposed resolution establishing the lending rate scales for the SWIRFT financing structures to be effective October 17, 2024, as recommended by our Executive Administrator.

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

5. Consider authorizing publication of proposed amendments to 31 Texas Administrative Code Chapter 353 relating to Geographic Information Systems. Richard Wade, Texas Geographic Information Office, presented this item.

Director Miller moved to authorize the publication of the proposed amendments to 31 Texas Administrative Code Chapter 353 relating to Geographic Information Systems, as recommended by Executive Administrator.

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

6. Consider authorizing the Executive Administrator to execute multiple contracts in a total amount not to exceed \$1,100,000 through the Texas Strategic Mapping Program. Richard Wade, Texas Geographic Information Office, presented this item.

Director Stepney moved to authorize the Executive Administrator to execute multiple contracts in a total amount not to exceed \$1,100,000 through the Texas Strategic Mapping Program, as recommended by our Executive Administrator.

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

7. Consider authorizing the Executive Administrator to execute an interagency contract for an amount not to exceed \$407,000 to provide enhanced technical assistance with water loss audits to utilities. John Sutton, Water Science & Conservation, presented this item.

Director Miller moved to authorize the Executive Administrator to execute an interagency contract for an amount not to exceed \$407,000 to provide enhanced technical assistance with water loss audits to utilities, as recommended by our Executive Administrator.

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

8. Consider approving the Economically Distressed Areas Program Intended Use Plan. Jesse Milonovich, Water Supply & Infrastructure, presented this item.

Director Stepney moved to approve the Economically Distressed Areas Program Intended Use Plan, as recommended by our Executive Administrator.

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

9. Consider amending by resolution the previously adopted Texas Water Development Board Resolution No. 24-040 to extend Loma Alta Water Supply Corporation's Drinking Water State Revolving Fund commitment to February 28, 2025. Theresa Finch, Water Supply & Infrastructure, presented this item.

Director Miller moved to adopt the proposed resolution amending the previously adopted Texas Water Development Board Resolution No. 24-040 to extend Loma Alta Water Supply Corporation's Drinking Water State Revolving Fund commitment to February 28, 2025, as recommended by our Executive Administrator.

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

10. Consider approving by resolution a request from the City of O'Donnell (Lynn County) for \$122,449 in financial assistance consisting of \$60,000 in financing and \$62,449 in principal forgiveness from the Drinking Water State Revolving Fund Lead Service Line Replacement Program to fund the required lead service line inventory. Dain Larsen, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution for the City of O'Donnell for financial assistance from the Drinking Water State Revolving Fund Lead Service Line Replacement Program to fund the required lead service line inventory, as recommended by our Executive Administrator.

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

11. Consider approving by resolution a request from the City of Seminole (Gaines County) for \$6,090,000 in financial assistance from the Drinking Water State Revolving Fund for planning, acquisition, design, and construction of water system improvements. Dain Larsen, Water Supply & Infrastructure, presented this item. Also addressing the Board on Items 10 and 11 was Keith Kindle, P.E., Vice President, Enprotec/Hibbs & Todd, Inc.

Director Miller moved to adopt the proposed resolution for the City of Seminole for financial assistance from the Drinking Water State Revolving Fund 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.

12. Consider approving by resolution a request from the City of Arlington (Tarrant County) for \$16,585,000 in financing from the Clean Water State Revolving Fund for construction of a wastewater collection system realignment project. Joe Koen, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution for the City of Arlington for financing from the Clean Water State Revolving Fund for construction of a wastewater collection system realignment project, as recommended by our Executive Administrator.

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

13. Consider approving by resolution a request from the City of Denison (Grayson County) for \$10,000,000 in financial assistance consisting of \$4,900,000 in financing and \$5,100,000 in principal forgiveness from the Drinking Water State Revolving Fund Lead Service Line Replacement Program for planning, design, and construction of a lead service lines inventory and replacement project. Joe Koen, Water Supply & Infrastructure, presented this item. Also addressing the Board was Ronnie Bates, Public Work Director, City of Denison.

Director Miller moved to adopt the proposed resolution for the City of Denison for financial assistance from the Drinking Water State Revolving Fund Lead Service Line Replacement Program for planning, design, and construction of a lead service lines inventory and replacement 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 City of Denison (Grayson County) for \$28,210,000 in financing from the Clean Water State Revolving Fund for planning, design, and construction of a wastewater collection system improvement project. Joe Koen, Water Supply & Infrastructure, presented this item. Also addressing the Board was Ronnie Bates, Public Works Director, City of Denison.

Director Stepney moved to adopt the proposed resolution for the City of Denison for financing from the Clean Water State Revolving Fund for planning, design, and construction of a wastewater collection system improvement project, as recommended by our Executive Administrator.

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

15. Consider approving by resolution a request from the City of Fort Worth (Tarrant, Parker, Denton, and Wise counties) for \$13,265,306, in financial assistance consisting of \$6,500,000 in financing and \$6,765,306 in principal forgiveness from the Drinking Water State Revolving Fund Lead Service Line Replacement Program for construction of a lead service line replacement project. Joe Koen, Water Supply & Infrastructure, presented this item.

Director Miller moved to adopt the proposed resolution for the City of Fort Worth for financial assistance from the Drinking Water State Revolving Fund Lead Service Line Replacement Program for construction of a lead service line replacement 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 Gladewater (Gregg and Upshur counties) for \$4,100,000 in financial assistance consisting of \$3,100,000 in financing and \$1,000,000 in principal forgiveness from the Clean Water State Revolving Fund for planning, 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 Gladewater for financial assistance from the Clean Water State Revolving Fund for planning, design, and construction of a wastewater system improvement project, as recommended by our Executive Administrator.

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

17. Consider approving by resolution a request from the City of Hawkins (Wood County) for \$2,510,204 in financial assistance consisting of \$1,230,000 in financing and \$1,280,204 in principal forgiveness from the Drinking Water State Revolving Fund Lead Service Line Replacement Program for planning, design, and construction of a lead service line inventory and replacement project. Joe Koen, Water Supply & Infrastructure, presented this item.

Director Miller moved to adopt the proposed resolution for the City of Hawkins for financial assistance from the Drinking Water State Revolving Fund Lead Service Line Replacement Program for planning, design, and construction of a lead service line inventory and replacement 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 Honey Grove (Fannin County) for \$16,870,000 in financial assistance consisting of \$6,870,000 in financing and \$10,000,000 in principal forgiveness from the Clean Water State Revolving Fund for planning, acquisition, design, and construction of a wastewater system improvements project. Joe Koen, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution for the City of Honey Grove for financial assistance from the Clean Water State Revolving Fund for planning, acquisition, design, and construction of a wastewater system improvements project, as recommended by our Executive Administrator.

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

19. Consider approving by resolution a request from the City of Daingerfield (Morris County) for \$3,873,010 in financial assistance consisting of \$1,180,000 in financing and \$2,693,010 in principal forgiveness from the Drinking Water State Revolving Fund for planning, design, and construction of a water system improvements project. Nancy Richards, Water Supply & Infrastructure, presented this item.

Director Miller moved to adopt the proposed resolution for the City of Daingerfield for financial assistance from the Drinking Water State Revolving Fund for planning, design, and construction of a water system improvements 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 City of Crystal City (Zavala County) for \$9,200,000 in financial assistance consisting of \$8,200,000 in financing and \$1,000,000 in principal forgiveness from the Clean Water State Revolving Fund for planning, design, and construction of wastewater system improvements. Dain Larsen, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution for the City of Crystal City for financial assistance from the Clean Water State Revolving Fund for planning, design, and construction of wastewater system improvements, as recommended by our Executive Administrator.

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

21. Consider approving by resolution a request from the Glidden Fresh Water Supply District No. 1 (Colorado County) for \$102,041 in financial assistance consisting of \$50,000 in financing and \$52,041 in principal forgiveness from the Drinking Water State Revolving

Fund Lead Service Line Replacement Program to fund the required lead service line inventory. Dain Larsen, Water Supply & Infrastructure, presented this item.

Director Miller moved to adopt the proposed resolution for the Glidden Fresh Water Supply District No. 1 for financial assistance from the Drinking Water State Revolving Fund Lead Service Line Replacement Program to fund the required lead service line inventory, as recommended by our Executive Administrator.

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

22. Consider amending by resolution, previously adopted Texas Water Development Board Resolution No. 23-083, to modify the Guadalupe-Blanco River Authority's Clean Water State Revolving Fund commitment to extend the commitment period. David Firgens, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution amending the previously adopted Texas Water Development Board Resolution No. 23-083 to extend the commitment period for the Guadalupe-Blanco River Authority's Clean Water State Revolving Fund project, as recommended by our Executive Administrator.

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

23. Consider amending by resolution, previously adopted Texas Water Development Board Resolution No. 23-084, to modify the Guadalupe-Blanco River Authority's Clean Water State Revolving Fund commitment to extend the commitment period. David Firgens, Water Supply & Infrastructure, presented this item.

Director Miller moved to adopt the proposed resolution amending the previously adopted Texas Water Development Board Resolution No. 23-084 to extend the commitment period for the Guadalupe-Blanco River Authority's Clean Water State Revolving Fund project, as recommended by our Executive Administrator.

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

24. Consider approving by resolution a request from the City of Harlingen (Cameron County) for \$1,714,286 in financial assistance consisting of \$840,000 in financing and \$874,286 in principal forgiveness from the Drinking Water State Revolving Fund Lead Service Line Replacement Program to inventory lead service lines. William Alfaro, Water Supply & Infrastructure, presented this item.

Director Stepney moved to adopt the proposed resolution for the City of Harlingen for financial assistance from the Drinking Water State Revolving Fund Lead Service Line Replacement Program to inventory lead service lines, as recommended by our Executive Administrator.

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

25. Consider approving by resolution a request from the South Texas Water Authority (Kleberg County) for \$7,737,207 in financial assistance consisting of \$2,360,000 in financing and \$5,377,207 in principal forgiveness from the Drinking Water State Revolving

Fund Program for planning, design, and construction of a water system improvements project. William Alfaro, Water Supply & Infrastructure, presented this item.

Director Miller moved to adopt the proposed resolution for the South Texas Water Authority for financial assistance from the Drinking Water State Revolving Fund Program for planning, design, and construction of a water system improvements project, as recommended by our Executive Administrator.

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

26. Consider approving and presenting the 2024 Texas Rain Catcher Awards. John Sutton, Water Science & Conservation, presented this item.

Director Stepney approved the presentation of the 2024 Texas Rain Catcher Awards, as recommended by Executive Administrator.

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

27. 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.
28. 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.

There being no further business for the Board, the meeting was adjourned at 11:15 a.m.

APPROVED and ordered of record this the 17<sup>th</sup> day of October 2024.

TEXAS WATER DEVELOPMENT BOARD

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Brooke T. Paup, Chairwoman

DATE SIGNED: \_\_\_\_\_

ATTEST:

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Bryan McMath, Interim Executive Administrator