

AGENDA
TEXAS WATER DEVELOPMENT BOARD
July 25, 2023 – 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 authorizing (1) the publication of a notice of adoption of rule review for 31 TAC Chapter 354; (2) the publication of proposed adopted amendments to 31 TAC § 354.6; and (3) the publication of proposed adopted repeals to 31 TAC §§ 354.1, 354.2, 354.4, 354.6, 354.7, 354.8, 354.9, 354.11, 354.13, 354.14, 354.15, 354.16, and 354.17. (Kendal Kowal)
3. Consider authorizing the Executive Administrator to execute a contract amendment with Computershare Trust Company, NA to extend the contract for an additional one-year period, and to increase the value of the contract by \$350,000 for the purpose of registering and safekeeping political subdivision obligations for all financing programs except the State Water Implementation Revenue Fund for Texas. (LeeRoy Lopez)
4. Consider approving by resolution the establishment of new tax-exempt and taxable lending rate scales for the Texas Water Development Fund II Water Financial Assistance Account to be effective July 25, 2023. (Alejandro Imatzu)
5. Consider approving by resolution the establishment of new tax-exempt and taxable lending rate scales for the Economically Distressed Areas Program to be effective July 25, 2023. (Alejandro Imatzu)
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, or any other authorized representative to act on behalf of the Texas Water Development Board in the sale and delivery of such bonds. (David Duran)
7. This is an informational item summarizing the development, adoption, and review processes for the 2023 Regional Flood Plans. No action is requested. (Reem Zoun)

8. Consider approving the 2023 Regional Flood Plans for Regions 1 through 15. (James Bronikowski)
 - Region 1 Canadian Upper Red
 - Region 2 Lower Red-Sulphur-Cypress
 - Region 3 Trinity
 - Region 4 Sabine
 - Region 5 Neches
 - Region 6 San Jacinto
 - Region 7 Upper Brazos
 - Region 8 Lower Brazos
 - Region 9 Upper Colorado
 - Region 9 Lower Colorado
 - Region 10 Lower Colorado-Lavaca
 - Region 11 Guadalupe
 - Region 12 San Antonio
 - Region 13 Nueces
 - Region 14 Upper Rio Grande
 - Region 15 Lower Rio Grande
9. Consider authorizing the Executive Administrator to execute an interagency contract with the University of Texas at Arlington in an amount not to exceed \$2,000,000 to provide engineering services. (Clay Schultz)
10. Consider amending by resolution the previously adopted Texas Water Development Board Resolution No. 21-082 to modify the Brushy Creek Regional Utility Authority's State Water Implementation Revenue Fund for Texas annual closing schedule and extend the commitment to December 31, 2024. (Tom Barnett)
11. Consider approving by resolution a request from the Brushy Creek Regional Utility Authority (Travis and Williamson counties) for \$98,055,000 in multi-year financing from the State Water Implementation Revenue Fund for Texas for construction of a water supply project. (Tom Barnett)
12. Consider approving by resolution a request from the Palo Pinto County Municipal Water District No. 1 (Palo Pinto and Parker counties) for \$12,000,000 in financing from the State Water Implementation Revenue Fund for Texas for planning, acquisition, and design of a water supply project. (Tom Barnett)
13. Consider approving by resolution a request from the Oak Grove Water Supply Corporation (Bowie County) for \$300,000 in principal forgiveness from the Drinking Water State Revolving Fund for participation in a new regional water system. (Joe Koen)
14. Consider approving by resolution a request from the City of Irving (Dallas County) for \$45,000,000 in financial assistance consisting of \$38,700,000 in financing and

\$6,300,000 in grant from the Flood Infrastructure Fund for construction of a flood management project. (Joe Koen)

15. Consider approving by resolution a request from the North Texas Municipal Water District (Collin, Dallas, Denton, Fannin, Grayson, Hopkins, Hunt, Kaufman, Rains and Rockwall counties) for \$532,390,000 in financing from the State Water Implementation Revenue Fund for Texas for acquisition and construction of a drinking water treatment plant expansion and system improvements project. (Joe Koen)
16. Approve by resolution a request from the Upper Trinity Regional Water District (Denton County) for \$76,255,000 in multi-year Board Participation financing from the State Water Implementation Revenue Fund for Texas for design, and construction of a water supply project. (Joe Koen)
17. Consider approving by resolution a request from the Upper Trinity Regional Water District (Denton County) for \$40,785,000 in multi-year Board Participation financing from the State Water Implementation Revenue Fund for Texas for planning, acquisition, design, and construction of a water pipeline project. (Joe Koen)
18. Consider approving by resolution a request from the Brazos River Authority (Austin, Brazoria, Fort Bend, Galveston, and Harris counties) for \$50,000,000 in financial assistance consisting of \$16,470,000 in deferred financing and \$33,530,000 in low-interest financing from the State Water Implementation Revenue Fund for Texas for acquisition of land and water rights permits. (Nancy Richards)
19. Consider approving by resolution a request from the Central Harris County Regional Water Authority (Harris County) for \$5,000,000 in financing from the State Water Implementation Revenue Fund for Texas for acquisition and construction of a new water system project. (Nancy Richards)
20. Consider approving by resolution a request from the North Harris County Regional Water Authority (Harris County) for \$729,990,000 in multi-year financing from the State Water Implementation Revenue Fund for Texas for planning, acquisition, design, and construction of a water system project. (Nancy Richards)
21. Consider approving by resolution a request from the Northgate Crossing Municipal Utility District No. 2 (Harris County) for \$3,599,996 in financial assistance consisting of \$3,270,000 in financing and \$329,996 in principal forgiveness from the Clean Water State Revolving Fund for planning, acquisition, design, and construction of a reclaimed water project. (Nancy Richards)
22. Consider amending by resolution previously adopted Texas Water Development Board Resolution No. 20-068, as amended by Resolution Nos. 21-091 and 22-058, to modify the City of Corpus Christi's State Water Implementation Revenue Fund for

Texas annual closing schedule and extend the commitment to December 31, 2024.
(Mireya Loewe)

23. 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.
24. 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 August 10, 2023. 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/2856869191105606491>

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 July 25, 2023, or in person at the registration desk.*

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