

**RESOLUTION 2016 - R**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS APPROVING THE FILING OF AN APPLICATION WITH THE TEXAS WATER DEVELOPMENT BOARD SEEKING FINANCIAL ASSISTANCE FOR THE BLANCO AND SAN MARCOS RIVERS FLOOD MITIGATION PROJECT IN AN AMOUNT NOT TO EXCEED \$2,000,000 IN 2017 CLEAN WATER STATE REVOLVING FUNDS; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACT ON THE CITY'S BEHALF WITH REGARD TO THE SUBMISSION OF THE APPLICATION AND ALL OTHER MATTERS RELATIVE TO THE FURNISHING OF INFORMATION AND EXECUTING DOCUMENTS THAT MAY BE REQUIRED IN CONNECTION WITH THE PREPARATION AND FILING OF THE APPLICATION FOR FINANCIAL ASSISTANCE AND THE RULES OF THE TEXAS WATER DEVELOPMENT BOARD; DESIGNATING FIRMS AND INDIVIDUALS AUTHORIZED AND DIRECTED TO ASSIST THE CITY IN THE PREPARATION AND SUBMISSION OF THE APPLICATION FOR FINANCIAL ASSISTANCE AND TO APPEAR ON BEHALF OF AND REPRESENT THE CITY IN ANY HEARING HELD BY THE TEXAS WATER DEVELOPMENT BOARD ON THE APPLICATION; AND DECLARING AN EFFECTIVE DATE.**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS**

**PART 1.** An application (the "Application") with the Texas Water Development Board seeking financial assistance for the Blanco and San Marcos Rivers Flood Mitigation Project in an amount not to exceed \$2,000,000.00 in 2017 Clean Water State Revolving Funds to provide for planning, design, construction and land acquisition costs related to said project is hereby approved and authorized to be filed.

**PART 2.** The City Manager, or his designees, are authorized to act on the City's behalf with regard to the submission of the Application and all other matters relative to furnishing information and executing documents as may be required in connection with the preparation and filing of the Application for financial assistance and the rules of the Texas Water Development Board, and to appear on behalf of and represent the City before any hearing held by the Texas Water Development Board on such Application.

**PART 3.** The following firms and individuals are hereby authorized and directed to assist the City in the preparation and submission of the Application and to appear on behalf of and represent the City before any hearing held by the Texas Water Development Board on such Application:

Financial Advisor:

Dan Wegmiller  
Specialized Public Finance, Inc.  
248 Addie Roy Road, Suite B-103  
Austin, Texas 78746 (512) 275-7302  
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Engineer:

Michael A. Moya, P.E.C.F.M.  
HALFF  
4030 West Braker Lane, Suite 450  
Austin, Texas 78759 (512) 777-4600  
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Bond Counsel:

Carol Palumbo  
McCall, Parkhurst & Horton, LLP  
600 Congress Avenue, Suite 1800  
Austin, Texas 78701 (512) 478-3805  
*cpalumbo@mphlegal.com*

**PART 4.** This Resolution shall be in full force and effect immediately from and after its passage.

**ADOPTED** on September 20, 2016.

Daniel Guerrero  
Mayor

Attest:

Jamie Lee Case  
City Clerk