

**RESOLUTION NO. 2017-     R**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS APPROVING THE FILING OF AN APPLICATION FOR A LOAN IN THE AMOUNT NOT TO EXCEED \$4,400,000 WITH THE TEXAS WATER DEVELOPMENT BOARD TO BE USED FOR THE ACQUISITION OF UNDEVELOPED LAND OVER THE EDWARDS AQUIFER RECHARGE ZONE TO MITIGATE NONPOINT SOURCE POLLUTION IN THE EDWARDS AQUIFER AND THE SAN MARCOS SPRINGS AND RIVER; DESIGNATING AN AUTHORIZED REPRESENTATIVE TO ACT ON BEHALF OF THE CITY FOR THE PURPOSE OF FURNISHING INFORMATION AND EXECUTING DOCUMENTS THAT MAY BE REQUIRED IN CONNECTION WITH THE PREPARATION AND FILING OF THE APPLICATION; DESIGNATING FIRMS AND INDIVIDUALS AUTHORIZED AND DIRECTED TO AID AND 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 is hereby approved and authorized to be filed with the Texas Water Development Board seeking a loan in an amount not to exceed \$4,400,000 to provide for the costs of acquisition of undeveloped land over the Edwards Aquifer Recharge Zone to mitigate nonpoint source pollution on the Edwards Aquifer and the San Marcos Springs and River.

**PART 2.** City Manager, Bert Lumbreras, or his designee, is hereby designated as the authorized representative of the City for purposes of 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.

**PART 3.** The following firms and individuals are hereby authorized and directed to aid and assist in the preparation and submission of such application and 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
	dan@pubfn.com

Engineer: Laurie Moyer  
Director of Engineering and Capital Improvements  
City of San Marcos  
630 East Hopkins Street  
San Marcos, Texas 78666  
(512) 393-8132  
lmoyer@sanmarcostx.gov

Bond Counsel: J. Bart Fowler  
McCall, Parkhurst & Horton, LLP  
600 Congress Avenue, Suite 1800  
Austin, Texas 78701  
(512) 478-3805  
jbfowler@mphlegal.com

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

**ADOPTED** on September 5, 2017.

John Thomaides  
Mayor

Attest:

Jamie Lee Case  
City Clerk