

**RESOLUTION NO. R-2024-36**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, REQUESTING FINANCIAL ASSISTANCE FROM THE TEXAS WATER DEVELOPMENT BOARD IN THE AMOUNT OF \$2,000,000 FOR THE LEAD SERVICE LINE REPLACEMENT PROGRAM; AUTHORIZING APPLICATION AND RELATED ACTIONS; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, it is the intent of the City Council to promote the health, safety, and public welfare of the citizens of Tyler; and

**WHEREAS**, the mission of the Texas Water Development Board includes providing leadership, technical services, and financial assistance to support planning, design, and construction for water reuse in Texas; and

**WHEREAS**, the Texas Water Development Board provides low-interest loans for public wastewater treatment facilities and collection systems and assists communities in meeting the requirements of the federal Clean Water Act; and

**WHEREAS**, the Texas Water Development Board is offering financial assistance for the removal and replacement of lead lines through its Lead Service Line Replacement Program, with principal forgiveness being functionally similar to a grant with the municipality's portion of the loan forgiven upon closing; and

**WHEREAS**, the City of Tyler has conducted a Lead Service Line Inventory as mandated by the Texas Commission on Environmental Quality (TCEQ) to identify the pipe material for the City's water service line; and

**WHEREAS**, the Lead Service Line Replacement Program will assist the City of Tyler in removing and replacing all lead lines in the water service system; and

**WHEREAS**, the City of Tyler has been selected by the Texas Water Development Board to submit a formal application for funding assistance; and

**WHEREAS**, the City of Tyler, Texas deems it necessary to apply to the Texas Water Development Board for financial assistance in an amount not to exceed \$2,000,000 for the Lead Service Line Replacement Program; and

**WHEREAS**, in accordance with the rules and regulations for making such application to the Texas Water Development Board, the City Council is required to adopt a resolution to accompany such application; and

**WHEREAS**, it is hereby officially found and determined that the meeting at which this Resolution was considered was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:**

**PART 1:** That an application is hereby approved and authorized to be filed with the Texas Water Development Board seeking financial assistance in an amount not to exceed \$2,000,000 to help with the costs of the Lead Service Line Replacement Program.

**PART 2:** That the City Manager or designee is hereby authorized to execute and submit to the Texas Water Development Board an application and other documentation as may be required for such financial assistance, and the City Manager or designee, together with the City's Bond Counsel, Financial Advisors, and Consulting Engineers named in such application and project and such may represent the City of Tyler before any hearing held by the Texas Water Development Board on such application.

**PART 3:** That the City Manager or designee is further specifically authorized to make the required assurances to the Texas Water Development Board in accordance with the rules, regulations, and policies of the Texas Water Development Board.

**PART 4:** That a certified copy of this Resolution shall be attached to the application for financial assistance herein authorized to be prepared and submitted to the Texas Water Development Board.

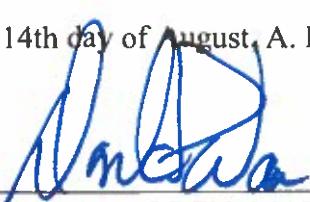
**PART 5:** That it is hereby officially found and determined that the meeting at which this Resolution was considered was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

**PART 6:** That the City Manager or designee is hereby authorized and directed to execute any documents and take all actions necessary in order to accept and use the grant to fulfill the public purposes described above.

**PART 7:** That the City Manager or designee is hereby authorized and directed to provide such additional information as may be required by the Texas Water Development Board.

**PART 8:** That this Resolution shall take effect immediately upon its adoption by the City Council.

PASSED AND APPROVED this 14th day of August, A. D. 2024.

  
DONALD P. WARREN, MAYOR  
OF THE CITY OF TYLER, TEXAS

ATTEST:

  
CASSANDRA BRAGER  
CITY CLERK



APPROVED:

  
DEBORAH G. PULLUM  
CITY ATTORNEY