



NOTICE OF THE CITY OF BRECKENRIDGE  
**SPECIAL MEETING OF THE BRECKENRIDGE CITY  
COMMISSION**

April 15, 2024 at 5:30 PM

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**AGENDA**

Notice is hereby given as required by Title 5, Chapter 551.041 of the Government Code that the City Commission will meet in a Special Meeting of the Breckenridge City Commission on April 15, 2024 at 5:30 PM at the Breckenridge City Offices, 105 N. Rose Avenue, Breckenridge, Texas.

**CALL TO ORDER**

**OPEN FORUM**

*This is an opportunity for the public to address the City Commission on any matter of public business, except public hearings. Comments related to public hearings will be heard when the specific hearing begins.*

**ACTION ITEMS**

1. Discussion and any necessary action regarding Resolution 2024-08 authorizing an application for financial assistance from the Texas Water Development Board for water system improvements; and making certain findings in connection therewith.

**RECEIVE REQUESTS FROM COMMISSION MEMBERS/STAFF FOR ITEMS TO BE PLACED ON NEXT MEETING AGENDA**

*Discussion under this section must be limited to whether or not the Commission wishes to include a potential item on a future agenda.*

**ADJOURN**

**CERTIFICATION**

I hereby certify that the above notice was posted in the bulletin board at Breckenridge City Hall, 105 North Rose Avenue, Breckenridge, Texas , by **5:00PM** on the **12th day of APRIL 2024**.

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City Secretary



***Persons with disabilities who plan to attend this public meeting and who may need auxiliary aid or services are requested to contact the Breckenridge City Hall 48 hours in advance, at 254-559-8287, and reasonable accommodations will be made for assistance.***



## BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

**Subject:** Discussion and any necessary action regarding Resolution 2024-08 authorizing an application for financial assistance from the Texas Water Development Board for water system improvements; and making certain findings in connection therewith.

**Department:** Administration

**Staff Contact:** Cynthia Northrop

**Title:** City Manager

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### **BACKGROUND INFORMATION:**

In accordance with the regulations set forth by the Texas Commission on Environmental Quality (TCEQ) in its revised Lead and Copper Rules, the City is required to develop an inventory of the materials of construction for all water service lines in the distribution system. The City currently provides potable water service to 2,835 connections within its distribution system. Based upon the age of the distribution system and insights provided by Staff, there is likely a significant portion of the distribution system which have water services that utilize lead or galvanized materials. As such, the City is requesting financial assistance available from the Texas Water Development Board to determine the exact number and location as well as the replacement of the lead and galvanized service lines within the distribution system.

Once the city completes the inventory, we will be required to replace these lead service lines on both the city side and the owner side within 10 years. Because this is a nationwide mandate, funding (loan forgiveness and low-interest loans) is being made available to those who meet the criteria. The city does meet the criteria. The City has already submitted our Intent to Apply, and we have been invited to apply.

The Resolution authorizes the City's application for financial assistance from the Texas Water Development Board through Certificates of Obligation at an amount not to exceed \$500,000 for the inventory phase only, though we envision the actual amount would be much less (see below). The construction phase would require an additional application for funding at a future date.

### **FINANCIAL IMPACT:**

Current estimates by the engineer for this project is \$379,000 (51% loan forgiveness and 49% low-interest rate loan).

**STAFF RECOMMENDATION:**

Consider approval of Resolution 2024-08.

**RESOLUTION 2024-08**

**RESOLUTION AUTHORIZING APPLICATION FOR FINANCIAL ASSISTANCE FROM THE TEXAS WATER DEVELOPMENT BOARD FOR WATER SYSTEM IMPROVEMENTS; AND MAKING CERTAIN FINDINGS IN CONNECTION THEREWITH**

THE STATE OF TEXAS §  
COUNTY OF STEPHENS §  
CITY OF BRECKENRIDGE §

WHEREAS, the City of Breckenridge, Texas (the “City”) hereby finds and determines that there is an urgent need for the construction of improvements to the City’s water system; and

WHEREAS, such capital improvements cannot be reasonably financed unless financial assistance is obtained from the Texas Water Development Board (the “TWDB”); and

WHEREAS, it is hereby officially found and determined: that public notice of the time, place, and purpose of said meeting was given, all as required by Texas Government Code, Chapter 551.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF BRECKENRIDGE, TEXAS:

1. That an application is hereby approved and authorized to be filed with the TWDB seeking financial assistance in an aggregate amount not to exceed \$500,000 for purposes of the planning, acquisition, and design of improvements to the City’s water system, including water lines, service connections, pumps, valves, fittings, related infrastructure improvements, and related testing and studies.

2. That the Mayor and City Manager of said City are each hereby designated the authorized representatives of the City for the purpose of furnishing such information and executing such documents as may be required in connection with the preparing and filing of such application for financial assistance and with complying with the rules of the TWDB.

3. That the following firms and individuals are hereby authorized and directed to aid and assist in the preparation and submission of such applications and appear on behalf of and represent the City before any hearing held by the TWDB on such application, to-wit:

**Financial Advisor**

Erick Macha  
Hilltop Securities Inc.  
717 N. Harwood, Suite 3400  
Dallas, Texas 75201  
Phone: (214) 953-4033  
Fax: (214) 840-5081  
erick.macha@hilltopsecurities.com

**Bond Counsel**

Cooper Anderson  
McCall, Parkhurst & Horton L.L.P.  
717 N. Harwood, Suite 900  
Dallas, Texas 75201-6587  
Phone: (214) 754-9272  
Fax: (214) 754-9250  
canderson@mphlegal.com

**Engineer**

Keith Kindle, P.E.  
Enprotec / Hibbs & Todd, Inc.  
2901 Glen Rose Hwy, Ste 107  
Granbury, Texas 76048  
Phone: (817) 579-6791  
Fax: (817) 579-8491  
Email: keith.kindle@e-ht.com

and the Mayor and City Manager of the City are hereby authorized and directed to execute contracts for services with such firms and individuals on behalf of the City.

4. That this Resolution shall become effective immediately upon adoption.

SIGNED this, the \_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Secretary



**CERTIFICATE FOR RESOLUTION**

**THE STATE OF TEXAS** §  
**COUNTY OF STEPHENS** §  
**CITY OF BRECKENRIDGE** §

I, the undersigned secretary of said City, hereby certify as follows:

1. The City Commission of said City convened in MEETING ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 2024, at the designated meeting place, and the roll was called of the duly constituted officers and members of said City Commission, to wit:

- Bob Sims, Mayor
- Rob Durham, Mayor Pro Tem
- Blake Hamilton
- Vince Moore
- Gary Mercer

and all of said persons were present, except \_\_\_\_\_, thus constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting: a written

**RESOLUTION AUTHORIZING APPLICATION FOR FINANCIAL ASSISTANCE FROM THE TEXAS WATER DEVELOPMENT BOARD FOR WATER SYSTEM IMPROVEMENTS; AND MAKING CERTAIN FINDINGS IN CONNECTION THEREWITH**

was duly introduced for the consideration of said City Commission. It was then duly moved and seconded that said Resolution be adopted and, after due discussion, said motion, carrying with it the adoption of said Resolution, prevailed and carried by the following vote:

AYES: All members of the City Commission shown present above voted "Aye," except as shown below:

NOES: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

2. That a true, full and correct copy of the aforesaid Resolution adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that said Resolution has been duly recorded in said City Commission’s minutes of said Meeting; that the above and foregoing paragraph is a true, full and correct excerpt from said City Commission’s minutes of said Meeting pertaining to the adoption of said Resolution; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said City Commission as indicated therein; that each of the officers and members of said City Commission was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid Meeting, and that said Resolution would be introduced and considered for adoption at said Meeting, and each of said officers and members consented, in advance, to the holding of said Meeting for such purpose, and that said Meeting 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.

SIGNED this, the \_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
City Secretary