

RESOLUTION NO. _____
WEBB COUNTY COMMISSIONER'S COURT
WEBB COUNTY, TEXAS

A RESOLUTION AND ORDER OF THE COMMISSIONERS COURT OF WEBB COUNTY, TEXAS, APPROVING, AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE AND SUBMIT AN APPLICATION FOR MEMBERSHIP IN, AND WATER SERVICE FROM, THE LEGACY WATER SUPPLY CORPORATION; APPOINTING AN INDIVIDUAL AS THE AUTHORIZED REPRESENTATIVE FOR THE COUNTY IN ALL MATTERS PERTAINING TO THE CORPORATION AND, IF NOMINATED AND ELECTED, TO SERVE AS A DIRECTOR ON THE CORPORATION'S BOARD; APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF COUNTY FUNDS AS NEEDED FOR PARTICIPATION WITH THE CORPORATION AND THE AREA GROUNDWATER UTILITY AGENCY IN PROJECTS TO PROVIDE ADDITIONAL WATER AVAILABILITY AND CAUSE ECONOMIC DEVELOPMENT AND EXPANSION WITHIN WEBB COUNTY; AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ANY AND ALL RELEVANT DOCUMENTS AND TAKE ANY OTHER ACTIONS AS REQUIRED ON MATTERS INCIDENT THERETO.

WHEREAS, the Commissioners Court of Webb County desires to take the actions required to improve the living environment and expand economic opportunities for its residents by obtaining reliable and safe wholesale drinking water and making such resources available to the unserved colonias subdivisions and to the rural areas of the County which currently do not have such resources; and

WHEREAS, the lack of safe, sanitary, and reliable drinking water creates a condition which represent a threat to the public health, safety, and welfare and which prevent the development of the economy and the increase to the tax base of the County; and

WHEREAS, it is necessary and in the best interests of Webb County to support and participate in comprehensive and regional projects in cooperation with the Legacy Water Supply Corporation ("LWSC"), the Area Groundwater Utility Agency ("AGUA"), and other political subdivisions, non-profit entities, and federal and state agencies to promote the public health, safety, and welfare and provide economic opportunity for the County and its residents;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE COMMISSIONERS COURT OF WEBB COUNTY, TEXAS:

1. The Commissioner's Court application for membership in and service from the LWSC attached hereto as **Exhibit A** is approved and the County Judge is authorized to execute said application and submit the same to the LWSC for consideration and action.
2. That the Commissioner's Court appoints _____ as the County's Authorized Representative in all matters related to the operation of and membership in the LWSC, and authorizes said representative to take all actions, cast all votes, and apply for and achieve appointment and or election to all positions with the LWSC, as reasonably required for the purpose

of protecting and promoting the best interests of the County until removed or replaced by subsequent action by the Commissioners Court. The Authorized Representative appointed herein shall provide the Commissioner's Court with an update as to the status of all projects and activities related to the LWSC on a quarterly basis or more often as required to keep the Court properly informed and to timely seek and receive direction from the Court on such matters.

3. Pursuant to the requirements of Texas Local Government Code Section 791.014 the Webb County Commissioners Court, by this separate written document, gives specific written approval for its membership in and for its participation by interlocal contract with the LWSC and AGUA for the purpose of proceeding with the Webb County Regional Wholesale Water Supply Project (Project) subject to any future action by the Court, and provides the Project information and location as set forth in the document attached hereto as **Exhibit B**.

Passed and approved this _____ day of September 2024.

Tano E. Tijerina, County Judge
Webb County, Texas

ATTESTED:

Margie Ramirez, Ibarra, County Clerk
Webb County, Texas

APPROVED AS TO FORM:

General Counsel
Webb County Civil Legal Division*

*The General Counsel, Civil Legal Division's Office, may only advise or approve contracts or legal documents on behalf of its clients. It may not advise or approve a contract or legal document on behalf of other parties. Our review of this document was conducted solely from the legal perspective of our client. Our approval of this document was offered solely for the benefit of our client. Other parties should not rely on this approval and should seek review and approval of their own respective attorney(s).

Passed and Approved by the Webb County Commissioner's Court on September 12th, 2024 Item No. _____.

EXHIBIT A

LEGACY WATER SUPPLY CORPORATION APPLICATION FOR CUSTOMER MEMBER CLASS

For any clarifications, please contact Legacy Water Supply Corporation, c/o Earl & Associates, P.C., General Counsel to Legacy Water Supply Corporation ("LWSC") at 10007 Huebner Road, Suite 303, San Antonio, Texas 78240, by telephone (210) 868-6500, or e-mail: dearl@earl-law.com.

Please submit the application to the LWSC for consideration by mail or e-mail upon completion.

Membership Class: Customer Member Class

Applicant Information:

Applicant's Name: _____

Address: _____

City: _____ State: _____ ZIP Code: _____

Point of Contact: _____ Title: _____

Email Address: _____

Phone Numbers Office: (____) ____-____ Mobile: (____) ____-____

Type of Applicant: ☐ Government Entity ☐ Special Dist. ☐ Corp./Company/Partnership ☐ Individual

Entity Member: Tax I.D. No./EIN: ____-____ **Individual Member:** SSN: ____-____-____

CCN Numbers (if applicable): ☐ Water: _____ ☐ Wastewater: _____

Please check the box(es) next to the service(s) you will be requesting from the LWSC:

☐ **Wholesale Potable Water Supply:** Initial Qty: _____ GPD, Max Qty: _____ GPD

☐ **Potable Utility Interconnect:** Size: ____" Material: _____ Location. DD: +____-____

☐ **Wholesale Raw Water Supply:** Initial Qty: _____ GPD, Max Qty: _____ GPD

☐ **Raw Water Interconnect:** Size: ____" Material: _____ Location. DD: +____-____

☐ **Wholesale Wastewater Treatment:** Initial Qty: _____ GPD, Max Qty: _____ GPD

☐ **Wholesale Drainage Service:** Drainage Area: _____ Acres, Max Flow: _____ C.F.M.

☐ **Other:** _____

APPLICANT'S SIGNATURE

By signing below, I certify that I am applying for membership in the **Customer Member Class** of Legacy Water Supply Corporation for the individual or entity indicated below, that I am authorized to make this application, and that the information contained within this application and all supporting documents is true, accurate, and complete to the best of my knowledge.

APPLICANT:

By: _____ Printed Name: _____

Title: _____ Date: ____/____/____

APPROVED BY LWSC BOARD ON: ____/____/____ **BOARD SECRETARY:** _____ REV. 8/27/2024

EXHIBIT B

Description of the

Webb County Regional Water Supply Project (WCRWSP)

A Regional Wholesale Groundwater Production, Treatment, and Distribution Project by the LWSC to benefit its Members and facilitate the County providing Retail Water Service to the Colonias Areas # 1, 2, & 3, the City serving a +/- 44,500 Acre IIRZ Area, and having a Supplemental Water Supply.. The general location of the Project is shown on this map.

Legend

- CITY ETJ LINE
- GROWTH AREA 44,500 AC
- PROJECT WATER MAINS

Google Earth
Image © 2024 Airbus

10 mi

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COLONIA AREA # 3

Rancho Verde West
Miguel Aleman
La Cruz
Krumm Industrial Park
Borger Field
Webb Field
Gatesway Industrial Park
El Progreso
Los Alamos

Highways: 269, 387, 101, 25

Locations: Rancho Verde West, Miguel Aleman, La Cruz, Krumm Industrial Park, Borger Field, Webb Field, Gatesway Industrial Park, El Progreso, Los Alamos