

TEXARKANA RESOLUTION NO. 2019-049

RIVERBEND RESOLUTION NO. 2019 0522-07

A JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AND THE BOARD OF DIRECTORS OF RIVERBEND WATER RESOURCES DISTRICT, AMENDING TEXARKANA RESOLUTION NO. 2018-013 AND RIVERBEND RESOLUTION NO. 20180228-05, DELEGATING SIGNATURE AUTHORITY TO RIVERBEND'S EXECUTIVE DIRECTOR/CEO, KYLE DOOLEY, P.E., TO SIGN AND SUBMIT FEDERAL AND STATE PERMIT APPLICATIONS, PERMIT AMENDMENTS, AND AMENDMENTS TO TEXARKANA'S CERTIFICATE OF ADJUDICATION NO. 03-4836 FOR THE LIMITED PURPOSE OF DEVELOPING AND LOCATING ADDITIONAL, NEW DIVERSION LOCATIONS AND INTAKE STRUCTURES AT LAKE WRIGHT PATMAN; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, by joint resolution in February 2018, the City of Texarkana, Texas ("Texarkana"), and Riverbend Water Resources District ("Riverbend") delegated non-transferable signature authority to Riverbend's then-Executive Director/CEO for the limited purpose of facilitating the development and location of additional, new intake structures on Wright Patman Lake; and

WHEREAS, as of April 29, 2019, Kyle Dooley, P.E., became Riverbend's Executive Director/CEO, requiring a textual change to the joint resolution passed by Texarkana and Riverbend.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AND THE BOARD OF DIRECTORS OF RIVERBEND WATER RESOURCES DISTRICT:

Section 1. Sections 1 and 2 of Texarkana Res. No. 2018-013 and Riverbend Res. No. 20180228-05 are hereby amended in their entirety as follows:

Section 1. For the limited purpose of facilitating the development and location of additional, new diversion locations and intake structures on Lake Wright Patman, the City Council of Texarkana and the Board of Directors of Riverbend authorize Riverbend's Executive Director/CEO, Kyle Dooley, P.E., (i) to prepare, execute, submit, prosecute, negotiate, settle, and compromise Section 404 permit applications to the U.S. Army Corps of Engineers, and (ii) after review and approval within thirty (30) days by Texarkana's City Manager, to prepare, execute, submit, prosecute, negotiate, settle, and compromise water right applications to TCEQ necessary to amend Texarkana's water permits and Section 3.A of Texarkana's *Certificate of Adjudication* No. 03-4836 for the inclusion of additional, new diversion locations and intake structures anywhere along the perimeter of Lake Wright Patman.

Section 2. This Joint Resolution shall be deemed as providing written evidence of signature authority as required by Title 30, Texas Administrative Code § 295.14; provided, however, that such signature authority is limited solely to Kyle Dooley, P.E., in his official capacity as Riverbend's Executive Director/CEO and shall not be transferrable to any successor Executive Director/CEO of Riverbend.

Section 2. All remaining sections of Texarkana Res. No. 2018-013 and Riverbend Resolution No. 20180228-05 shall remain in full force and effect.

Section 3. This joint resolution shall be effective immediately upon approval and signature by Texarkana and Riverbend.

TEXARKANA:

PASSED AND APPROVED in Regular Council Session on this the **13th day of May, 2019.**



BOB BRUGGEMAN, MAYOR

ATTEST:



JENNIFER EVANS, CITY SECRETARY

6:15p.m.

RIVERBEND:

PASSED AND APPROVED in Regular Board Meeting on this the 22nd day of May, 2019.



FRED MILTON, PRESIDENT

ATTEST:



VAN ALEXANDER, SECRETARY