



## **REQUEST FOR STATEMENTS OF INTEREST (SOI) FOR FEDERAL FUNDING UNDER THE TEXAS ENVIRONMENTAL INFRASTRUCTURE PROGRAM (TEIP)**

---

The Texas Water Development Board (board) requests Statements of Interest (SOIs) from interested political subdivisions under the Texas Environmental Infrastructure Program (TEIP). "Political subdivision" includes a county, city, or other body politic or corporate of the state, including any district or authority created under Article III, Section 52 or Article XVI, Section 59 of the Texas Constitution and including any interstate compact commission to which the state is a party. Contingent on congressional appropriations for federal fiscal year 2012, up to \$40,000,000 will be available through TEIP for water resources projects identified by the board.

The board's objective is to facilitate construction of projects (or discrete increments of projects) to meet near-term water supply needs. Pre-construction activities are also eligible for TEIP assistance, but preference will be given to those SOIs that support construction of water supply within a reasonable time frame.

### **TEIP Background**

The TEIP is administered by the U.S. Army Corps of Engineers (USACE) under Public Law 110-114, the Water Resources Development Act of 2007 (WRDA). TEIP authorizes the USACE to provide financial assistance to develop water supply projects in Texas, including implementation of water management strategies recommended in regional water plans and "Water for Texas," the Texas State Water Plan and not otherwise authorized under WRDA. This assistance is to be provided "in the form of planning, design and construction assistance for water-related environmental infrastructure and resource protection and development projects in Texas, including projects for water supply, storage, treatment and related facilities, environmental restoration, and surface water resource protection and development."

### **Funding Limitations**

The \$40,000,000, if appropriated, will be dedicated to a cost-sharing program. The federal share of a project cost will be 75 percent, which may be provided in the form of grants or reimbursements of project costs.

- (a) For a project constructed by USACE. The non-federal share of 25 percent may be provided in the form of cash, materials and in-kind services, including planning, design, construction and management services, as determined to be necessary for the project that are initiated following execution of a Project Partnership

Agreement with USACE. Therefore, design work carried out before the date of the project funded under WRDA will not be considered for credit toward the non-federal share. Additionally, the non-federal share may be in the form of a credit for the value of land, easements, rights-of-way, and relocations required for construction of the project. The eligible applicant may apply for funding of the non-federal 25 percent share through one of the board's non-federal financial assistance programs.

- (b) For a project to be constructed by a non-Federal entity. The federal share of project costs will be provided through a reimbursement of 75 percent of the total project cost upon *completion* of the project. The non-federal share may be provided in the form of cash, in-kind services, including planning, design, construction, and management services, as determined to be necessary for the project. However, work eligible for credit or reimbursement on a project may not be initiated until a Project Partnership Agreement has been executed with USACE.

Contingent on congressional appropriations, funds will be distributed directly from the USACE to the political subdivision. Entities receiving TEIP funding will be required to comply with all applicable federal laws for the funded project.

This solicitation initiates a new round of SOI priorities for consideration of funding exclusively out of fiscal year 2012 congressional appropriations. Therefore, TEIP project SOIs submitted for previous fiscal years will not be considered for this cycle unless a new SOI is submitted in response to this solicitation.

### **Eligibility and Ranking**

The board's executive administrator will prioritize SOIs on the basis of the criteria specified herein and will forward the prioritized list of SOIs to Congress and USACE for consideration in fiscal year 2012 congressional appropriations. The list will also be posted to the TWDB website and provided to all political subdivisions that submit a SOI.

The ranking criteria to be used by the executive administrator are as follows:

1. Whether the proposed project is recommended in the 2011 regional water plans, which form the basis of the State Water Plan due to be published in 2012;
2. Whether the proposed project is for new water supply in the near-term;
3. Construction projects are preferred over pre-construction projects;
4. Date for which the project is intended to meet needs;
5. Projected completion date;
6. Status of federal 404 permit authorization and other relevant state and federal permits; and
7. Other benefits.

## General Requirements

Political subdivisions otherwise eligible for funding from the board should submit an SOI to the email address below no later than 5:00 p.m., Central Standard Time, on December 10, 2010. Responses should be limited to ten pages, excluding necessary maps.

The SOI shall contain the following information:

1. Name, address and geographical jurisdiction of the project sponsor(s);
2. Name, phone number and email address of main points of contact for the sponsor;
3. Name of project as identified by page number in the applicable 2011 Regional Water Plan;
4. Description of the physical boundaries of the project and the geographic area and region to be served by the project; the congressional district in which the project is located;
5. Brief description of overall project and estimated total cost of entire project;
6. Brief description of the project or portion of the project (i.e., usable increment) for which federal funding is requested under the TEIP, to include the following:
  - a. General budget of cost categories, with a breakout of amounts to be funded with federal funds and non-federal funds in fiscal year 2012;
  - b. Identification of source of non-federal funds; and,
  - c. Estimated date of completion of project or usable increment; and

**Note: If requesting funding for a discrete portion of a project, the portion must be a 'usable increment', meaning that the funded portion will provide benefits once it is completed.**

7. A resolution from the governing body of the political subdivision approving the project and committing to meet non-federal cost share requirements. If, due to the schedule for governing body meetings, the applicant cannot provide a resolution by the December 10, 2010 deadline for SOI, then the board will accept a letter from the chair or chief executive of the governing body stating the intent to request a resolution at the next regularly scheduled meeting (must include date of the meeting) of the governing body.

## Submission of SOI and Questions

The SOI shall be submitted by electronic mail to:  
Mr. Dave Mitamura

Texas Water Development Board  
Email: [dave.mitamura@twdb.state.tx.us](mailto:dave.mitamura@twdb.state.tx.us)  
Phone: (512) 463-7965

The SOI must be received by 5:00 p.m., Central Standard Time, December 10, 2010.