

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, AUTHORIZING PARTICIPATION IN THE PHASE 2 NATIONAL PFAS PUBLIC WATER SYSTEM SETTLEMENT PROGRAM (*IN RE: AQUEOUS FILM-FORMING FOAM PRODUCTS LIABILITY LITIGATION*, MDL NO. 2873); AUTHORIZING THE SELECTION AND RETENTION OF SPECIAL LEGAL COUNSEL TO REPRESENT THE CITY, EVALUATE ELIGIBILITY, AND ASSIST WITH THE PREPARATION AND SUBMISSION OF REQUISITE SETTLEMENT CLAIMS; AUTHORIZING THE CO-INTERIM CITY MANAGERS TO EXECUTE SETTLEMENT PARTICIPATION FORMS, RECOVERY DOCUMENTATION, LEGAL SERVICES AGREEMENTS, AND ALL OTHER RELATED INSTRUMENTS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Mission, Texas, operates a public drinking water system providing essential utility services to residents and businesses within its jurisdiction; and

WHEREAS, nationwide multi-district litigation has been established under Master Docket No. 2:18-MN-2873-RMG in the United States District Court for the District of South Carolina regarding chemical contamination stemming from Aqueous Film-Forming Foam (AFFF); and

WHEREAS, a Phase 2 National Settlement Program has been constructed involving major manufacturing defendants, including E.I. DuPont de Nemours and Company, to compensate public water providers for the costs of testing, monitoring, and remediating per- and polyfluoroalkyl substances (PFAS) in local water supplies; and

WHEREAS, the technical, legal, and regulatory requirements necessary to accurately evaluate the City's eligibility, compile necessary testing baselines, and complete the settlement claim forms demand specialized legal and environmental litigation expertise; and

WHEREAS, the City Council finds it prudent and necessary to select and retain specialized legal counsel to safeguard the City's assets, maximize cost recovery, and navigate the rigid compliance deadlines associated with MDL No. 2873; and

WHEREAS, the City Council of the City of Mission finds it in the best interest of the health, safety, and fiscal well-being of the community to actively participate in said settlement recovery program with appropriate legal representation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, THAT:

SECTION 1. The City Council hereby approves the City of Mission's participation in the Phase 2 National PFAS Public Water System Settlement Program (*In re: Aqueous Film-Forming Foam Products Liability Litigation*, MDL No. 2873).

SECTION 2. The City Council hereby authorizes the selection and retention of qualified special legal counsel to represent the City, evaluate specific class eligibility, and assist

staff with the preparation and filing of required settlement claim packages prior to established administrative deadlines.

SECTION 3. The Co-Interim City Managers, Andy Garcia and Juan Pablo “JP” Terrazas, or either of them individually, are hereby fully authorized to execute legal services retention agreements, settlement participation notices, liability releases, water data certifications, and settlement claims packages required to fully protect the City’s interests and capture eligible utility cost-recovery funds.

SECTION 4. The City Secretary is authorized and directed to attest the signature of the Co-Interim City Managers on any such instruments and to affix the corporate seal of the City of Mission where required.

SECTION 5. This Resolution shall take effect and be in full force immediately upon its passage and approval by the City Council of the City of Mission.

READ, CONSIDERED, AND APPROVED at a regular meeting of the City Council of the City of Mission, Texas, on this 16th day of July, 2026.

Norie Gonzalez Garza, Mayor
City of Mission, Texas

ATTEST:

Anna Carrillo, City Secretary
City of Mission, Texas