



MINUTES

UPPER TRINITY REGIONAL WATER DISTRICT
BOARD OF DIRECTORS
APRIL 6, 2023

REGULAR SESSION BOARD MEETING

1. Call to Order

The Board of Directors of the Upper Trinity Regional Water District (UTRWD) convened in Regular Session Board Meeting with President Brian Roberson presiding at 12:42 P.M. on Thursday, April 6, 2023.

2. Roll Call and confirm Quorum

The attendance of the Board of Directors was taken. A quorum was present for the meeting.

Board Members in Attendance:

Brian Roberson, President, Aubrey
Lyle Dresher, Treasurer, Denton County At Large
Del Knowler, Bartonville
Stephen Gay, Denton
Dave Nelson, Double Oak
Orlando Sanchez, Irving
Mike Fairfield, Lake Cities MUA
Chris Boyd, Mustang SUD
Allen McCracken, Pilot Point
Frank Jaromin, Prosper

Clay Riggs, Vice President, Flower Mound
Greg Scott, Secretary, Justin
Kimberly Brawner, Celina
Kevin Mercer, DCFWSD #7
Richard Lubke, Highland Village
Nate Winchester, Krum
Kelly Rouse, Lewisville
Drew Corn, Northlake
Michael Anderson, Ponder
Alina Ciocan, Sanger

Absent:

Troy Norton, Argyle
George Marshall, Corinth

Mark Pape, Copper Canyon

Vacant: Denton County

Staff & Advisors in Attendance:

Larry N. Patterson, Executive Director
Nancy Tam, Assistant to Executive Director
Bill Greenleaf, Chief Financial Officer
Kurt Staller, Director of Engineering & Const
Jody Zabolio, Director of Operations & Water Res
Ronna Hartt, Manager of Water Resources
Jan Morris, Chief Administrative Officer
Dustin Wright, Manager of IT Services

Matthew Boyle, General Counsel
Todd Williams, Mgr of Budget & Financial
Lester Harris, Controller
Adam McKnight, Deputy Director/Eng. & Const
Ed Motley, LRH Program Manager
Doug Janeway, Manager of Property Services
Nick Bulaich, Financial Advisor
Marcos Zepeda, IT Specialist

Others in Attendance:

Randy Bush, STV
Alan Tucker, Plummer Associates
Andre Garces, Plummer Associates
Jim Gallovich, Carollo
Blake Rodgers, Deloitte
Bill Peck, Peck Architects

Heather Wootton, Kimley-Horn
Chris Young, Plummer Associates
Grant Lowry, Boyle & Lowry LLP
Anthony Samarripas, Kimley-Horn
Taylor Duckworth, Deloitte
Charley Moch, Freese and Nichols

3. Pledge of Allegiance and Invocation.

Pledge of Allegiance was led by Frank Jaromin. Invocation was delivered by Rich Lubke.

4. Oath of Office.

None

5. Opening Remarks:

- A. President's Remarks concerning current events, conduct of the meeting, posted agenda items, committee assignments, and related matters.

Thank you for being here. George Marshall will not be able to be here today; his mother recently passed away. Please keep his family in your prayers.

- B. Executive Director's Status Report about legislation and regulatory matters, about budgets, current projects and on-going programs of the District, including: the Regional Water System, Water Resource Development, Regional Water Reclamation Systems, Watershed Protection and Water Conservation.

- Regarding SWIFT- 2023 (State Water Implementation Fund for Texas), District's Taylor Water Treatment Plant Expansion Project ranked first and District's Regional Treated Water System's Northeast Transmission Pipeline Project ranked fifth among the projects considered for funding by the TWDB. Consequently, the District has been invited to submit formal funding application to the TWDB. Staff is working to submit the Applications to Texas Water Development Board by the May 8th deadline.
- District's Consumer Confidence Report has been released.
- 88th Legislative Sessions - - Committee Hearings started.

- C. Presentations about awards, recognitions, achievements, etc. of the District, Board Members, Member Entities and Staff.

None.

6. Visitor Comments Concerning Agenda Topics.

None.

CONSENT AGENDA

Frank Jaromin made the motion to approve the Consent Agenda Items 7 - 12 as presented. Seconded by Rich Lubke. The *Roll Call Vote* was 20 Yes, 0 No, 2 Absent. Motion carried. The approved Consent Agenda items were:

7. Adopt Minutes of March 2, 2023 Board Meeting.

8. Accept Monthly Management Report for the period ended February 28, 2023.

9. Accept Annual Comprehensive Financial Report, Audit Report prepared by Deloitte & Touche, Independent Auditors, and related documents (including the Governance Letter to Management) for fiscal year ended September 30, 2022.



10. Authorize the Executive Director to enter into appropriate purchasing agreements with Sigler Communications and certain media outlets, based on recommendations from Sigler Communications, for advertising related to the District's Water Conservation and Watershed Protection education and outreach programs.
11. Authorize the Executive Director to enter into a purchasing agreement with Q-Mation, Inc. for the purchase of three years of Supervisory Control and Data Acquisition (SCADA) software license and support.
12. Receive report of construction change orders approved by staff.

ITEMS FOR INDIVIDUAL CONSIDERATION

13. Authorize the Executive Director to enter into a Professional Services Agreement with William Peck & Assoc., Inc., for preparation of design and construction documents for the 802 N. Kealy Annex Improvements Project.

As the District continues to grow, there is a need for an area that can accommodate a larger number of employees for meetings and various formal District ceremonies. The center section of the Annex building was left unfinished until determination of its best use.

Staff recommended that the Board of Directors authorize the Executive Director to enter into a Professional Services Agreement with William Peck & Assoc., Inc., for preparation of design and construction documents for the Annex at 802 N. Kealy for a fee of \$54,000. **Rich Lubke made the motion to approve Agenda Item 13 as presented by staff. Seconded by Alina Ciocan.** The *Roll Call Vote* was 20 Yes, 0 No, 2 Absent. Motion carried.

14. Consider adoption of a Resolution to approve proposed Mid-Year Budget Amendments.

Each fiscal year, the Board considers necessary mid-year modifications to the Operating and Capital Budgets upon completion of the annual audit. A summary of recommended budget adjustments to the FY 2023 Operating and Capital Budgets were presented to the Board along with the proposed resolution.

Staff recommended that the Board authorize FY 2023 Mid-Year Budget Amendments to the Operating, Capital, and Project Development Fund Budgets. **Greg Scott made the motion to approve Agenda Item 14 as presented. Seconded by Dave Nelson.** The *Roll Call Vote* was unanimous with 20 Yes, 0 No, 2 Absent. Motion carried.

15. Engineering Contracts and Task Orders: (Weighted Capital Vote)

- A. Consider authorizing staff to proceed with Construction Manager at Risk (CMAR) procurement method for assistance in finalizing design and for construction of the Taylor Water Treatment Plant Phase 3 Expansion and Lewisville Lake Intake Pump Station Improvements.

Summer 2022 demands resulted in the Taylor WTP running at maximum capacity for a prolonged period. To maintain and meet growing system demands, it is necessary to begin the next phase of expansion (70 to 85 MGD) at the Taylor WTP.

Staff recommended that the Board make a finding that the Construction Manager at Risk process for the Taylor Regional Water Treatment Plant Phase 3 Expansion and Lewisville Lake Intake Pump Station Improvements will achieve best value for the District, and that the Board authorize staff to proceed with the CMAR process for these projects.



Clay Riggs made the motion to approve Agenda Item 15 A as presented by staff. Seconded by Lyle Dresher. The *Weighted Capital Vote* was unanimous with 42 Yes, 0 No, 4 Absent. Motion carried.

| ENTITY | ELIGIBLE WEIGHTED VOTE | YES | NO | ABSTAIN | ABSENT |
|-----------------------------|------------------------|-----|----|---------|--------|
| ARGYLE – Norton | 1 | | | | 1 |
| AUBREY - Roberson | 1 | 1 | | | |
| BARTONVILLE – Knowler | 1 | 1 | | | |
| CELINA – Brawner | 3 | 3 | | | |
| CORINTH – Marshall | 3 | | | | 3 |
| DENTON (city) – Gay | 2 | 2 | | | |
| DC AT-LARGE Dresher | 1 | 1 | | | |
| DCFWS #7 – Mercer | 2 | 2 | | | |
| DOUBLE OAK – Nelson | 1 | 1 | | | |
| FLOWER MOUND – Riggs | 9 | 9 | | | |
| HIGHLAND VILLAGE – Lubke | 2 | 2 | | | |
| IRVING – Sanchez | 2 | 2 | | | |
| JUSTIN – Scott | 1 | 1 | | | |
| KRUM – Winchester | 1 | 1 | | | |
| LAKE CITIES MUA – Fairfield | 2 | 2 | | | |
| LEWISVILLE – Rouse | 3 | 3 | | | |
| MUSTANG SUD – Boyd | 5 | 5 | | | |
| NORTHLAKE – Corn | 2 | 2 | | | |
| PILOT POINT – McCracken | 1 | 1 | | | |
| PONDER – Anderson | 1 | 1 | | | |
| PROSPER – Jaromin | 1 | 1 | | | |
| SANGER – Ciocan | 1 | 1 | | | |
| TOTAL | 46 | 42 | | | 4 |

- B. Consider approval of Task Order No. 8 with Plummer Associates, Inc. for engineering services related to preliminary design and CMAR delivery of the Taylor Regional Water Treatment Plant Phase 3 Expansion Project and Lewisville Lake Intake Pump Station Improvements.

In March 2019, Board approved Task Order No. 2 with Plummer Associates, Inc. Plummer evaluated Taylor WTP expansion layout, recommended improvements for Phase 3 Expansion (15 MGD) and determined CMAR was best approach to achieve Project goals. In February 2023, Customer Advisory Committee (CAC) met and reviewed project concept. Expansion will take minimum 3 years to design and build. CMAR considered best approach.



The staff recommendation was to approve Task Order No. 8 with Plummer Associates, Inc. for engineering services related to preliminary design and CMAR delivery of the Taylor Regional Water Treatment Plant Phase 3 Expansion Project and Lewisville Lake Intake Pump Station Improvements for a not to exceed amount of \$4,807,485.

Drew Corn made the motion to approve Agenda Item 15 B as presented. Seconded by Lyle Dresher. The *Weighted Capital Vote* was unanimous with 42 Yes, 0 No, 4 Absent. Motion carried.

| ENTITY | ELIGIBLE WEIGHTED VOTE | YES | NO | ABSTAIN | ABSENT |
|-----------------------------|------------------------|-----|----|---------|--------|
| ARGYLE – Norton | 1 | | | | 1 |
| AUBREY - Roberson | 1 | 1 | | | |
| BARTONVILLE – Knowler | 1 | 1 | | | |
| CELINA – Brawner | 3 | 3 | | | |
| CORINTH – Marshall | 3 | | | | 3 |
| DENTON (city) – Gay | 2 | 2 | | | |
| DC AT-LARGE Dresher | 1 | 1 | | | |
| DCFWS #7 – Mercer | 2 | 2 | | | |
| DOUBLE OAK – Nelson | 1 | 1 | | | |
| FLOWER MOUND – Riggs | 9 | 9 | | | |
| HIGHLAND VILLAGE – Lubke | 2 | 2 | | | |
| IRVING – Sanchez | 2 | 2 | | | |
| JUSTIN – Scott | 1 | 1 | | | |
| KRUM – Winchester | 1 | 1 | | | |
| LAKE CITIES MUA – Fairfield | 2 | 2 | | | |
| LEWISVILLE – Rouse | 3 | 3 | | | |
| MUSTANG SUD – Boyd | 5 | 5 | | | |
| NORTHLAKE – Corn | 2 | 2 | | | |
| PILOT POINT – McCracken | 1 | 1 | | | |
| PONDER – Anderson | 1 | 1 | | | |
| PROSPER – Jaromin | 1 | 1 | | | |
| SANGER – Ciocan | 1 | 1 | | | |
| TOTAL | 46 | 42 | | | 4 |

- C. Consider approval of Task Order No. 10 with Carollo Engineers, Inc. for engineering services related to preliminary design of the Harpool Water Treatment Plant Phase 2 Expansion Project.

The next phase of the Harpool Water Treatment Plant expansion will be necessary within 5 to 6 years. In February 2023, Board approved Task Order No. 9 with Carollo Engineers, Inc. to pilot test and evaluate open platform membrane technology. Customer Advisory Committee (CAC) also met and reviewed project concept.



The staff recommendation was for the Board to approve Task Order No. 10 with Carollo Engineers, Inc. for engineering services related to preliminary design of the Harpool Water Treatment Plant Phase 2 Expansion Project for a not to exceed amount of \$894,400.

- D. Consider approval of Task Order No. 4 with Kimley Horn Associates, Inc. for engineering services related to final design of the Harpool Northeast Pipeline Phase 2 Project.

The NE Pipeline is ranked #1 on TWDB project list. It is needed to address growth in the northeast service area. Texas Water Development Board funding was secured for \$29,115,000 in July 2021. The staff recommendation was for approval of Task Order No. 4 with Kimley-Horn and Associates, Inc. for engineering services related to final design of the Harpool Northeast Pipeline Phase 2 Project for a not to exceed amount of \$1,634,916.

Frank Jaromin made the motion to approve Agenda Items 15 C & D as presented by staff. Seconded by Lyle Dresher. The Weighted Capital Vote was unanimous with 42 Yes, 0 No, 4 Absent. Motion carried.

| ENTITY | ELIGIBLE WEIGHTED VOTE | YES | NO | ABSTAIN | ABSENT |
|-----------------------------|------------------------|-----|----|---------|--------|
| ARGYLE – Norton | 1 | | | | 1 |
| AUBREY - Roberson | 1 | 1 | | | |
| BARTONVILLE – Knowler | 1 | 1 | | | |
| CELINA – Brawner | 3 | 3 | | | |
| CORINTH – Marshall | 3 | | | | 3 |
| DENTON (city) – Gay | 2 | 2 | | | |
| DC AT-LARGE Dresher | 1 | 1 | | | |
| DCFWSO #7 – Mercer | 2 | 2 | | | |
| DOUBLE OAK – Nelson | 1 | 1 | | | |
| FLOWER MOUND – Riggs | 9 | 9 | | | |
| HIGHLAND VILLAGE – Lubke | 2 | 2 | | | |
| IRVING – Sanchez | 2 | 2 | | | |
| JUSTIN – Scott | 1 | 1 | | | |
| KRUM – Winchester | 1 | 1 | | | |
| LAKE CITIES MUA – Fairfield | 2 | 2 | | | |
| LEWISVILLE – Rouse | 3 | 3 | | | |
| MUSTANG SUD – Boyd | 5 | 5 | | | |
| NORTHLAKE – Corn | 2 | 2 | | | |
| PILOT POINT – McCracken | 1 | 1 | | | |
| PONDER – Anderson | 1 | 1 | | | |
| PROSPER – Jaromin | 1 | 1 | | | |
| SANGER – Ciocan | 1 | 1 | | | |
| TOTAL | 46 | 42 | | | 4 |

16. Lake Ralph Hall Agenda Items: (Weighted Capital Vote)

- A. Consider authorization for staff to issue a Request for Proposals for Carbon Credit Development on District Properties at Lake Ralph Hall.

In March 2023, the Board was briefed on Lake Ralph Hall Carbon Credit Project potential. The Water Supply Committee reviewed and discussed the Project. The benefits include 1. Improves Water Quality, 2. No cost to the District, 3. Revenue generator with low risk, 4. Very little encumbrance. Staff recommended the Board authorize Staff to issue a Request for Proposals for a Carbon Credit Project on District Property at Lake Ralph Hall.

- B. Consider approval of Task Order No. 3 to an existing Contract with Jacobs Engineering Group, Inc. for design of a Fishing Jetty and Amenities for Lake Ralph Hall.

Task Order No. 3 scope of work will include developing plans and specifications for a Fishing Jetty, identifying strategic grading areas, quantifying the earthwork requirement, and preparing bidding and contract documents for timber harvest in selected areas.

Staff recommended approval of Task Order No. 3 to the existing contract with Jacobs Engineering Group, Inc. in the amount not to exceed \$176,328 relating to final design services for a Fishing Jetty and Amenities on Lake Ralph Hall.

- C. Consider approval of Amendment No. 3 to an existing Construction Manager at Risk Agreement with Archer Western Construction, LLC to establish a Progressive Guaranteed Maximum Price No. 2 – Raw Water Pump Station Construction.

After publicly solicited 5 bid packages, Archer Western and Staff recommended the following awards for the Lake Ralph Hall – Raw Water Pump Station:

1. BP 3 to Archer Western -- \$37,035,775
2. BP 5 to Acme Electric Company -- \$22,764,868
3. BP 6 to Municipal Valve & Equipment, Inc. and The Scruggs Company -- \$2,326,062
4. BP 7 to Patterson Pump Company -- \$1,782,408
5. BP 8 Alpha Testing, LLC -- \$321,820

Amendment No. 3 is anticipated to be funded by the Texas Water Development Board through its SWIFT Board Participation Program. Staff recommended approval of Amendment No. 3 to the Archer Western Construction, LLC CMAR contract for Lake Ralph Hall Raw Water Pump Station - - Progressive GMP No. 2 in the not to exceed amount of \$76,815,465.48.

- D. Consider authorization of Change Order No. 1 to an existing Contract with HGS, LLC dba RES Environmental Operating Company, LLC.

Change Order No. 1 will add 300 acres for clearance to the original contract. The land is north of FM 1550 along Merrill Creek.

Staff recommended approval of Change Order No. 1 to an existing Contract with RES Environmental Operating Company, LLC, adding \$400,000 to the Contract Price and 45 Calendar Days to the Contract Time. The Texas Water Development Board SWIFT Board Participation Program will be used to fund this amendment.

Lyle Dresher made the motion to approve Agenda Item 16 A, B, C and D as presented by staff. Seconded by Del Knowler. The *Weighted Capital Vote* was unanimous with 42 Yes, 0 No, 4 Absent. Motion carried.



| ENTITY | ELIGIBLE WEIGHTED VOTE | YES | NO | ABSTAIN | ABSENT |
|-----------------------------|------------------------|-----|----|---------|--------|
| ARGYLE – Norton | 1 | | | | 1 |
| AUBREY - Roberson | 1 | 1 | | | |
| BARTONVILLE – Knowler | 1 | 1 | | | |
| CELINA – Brawner | 3 | 3 | | | |
| CORINTH – Marshall | 3 | | | | 3 |
| DENTON (city) – Gay | 2 | 2 | | | |
| DC AT-LARGE Dresher | 1 | 1 | | | |
| DCFWS #7 – Mercer | 2 | 2 | | | |
| DOUBLE OAK – Nelson | 1 | 1 | | | |
| FLOWER MOUND – Riggs | 9 | 9 | | | |
| HIGHLAND VILLAGE – Lubke | 2 | 2 | | | |
| IRVING – Sanchez | 2 | 2 | | | |
| JUSTIN – Scott | 1 | 1 | | | |
| KRUM – Winchester | 1 | 1 | | | |
| LAKE CITIES MUA – Fairfield | 2 | 2 | | | |
| LEWISVILLE – Rouse | 3 | 3 | | | |
| MUSTANG SUD – Boyd | 5 | 5 | | | |
| NORTHLAKE – Corn | 2 | 2 | | | |
| PILOT POINT – McCracken | 1 | 1 | | | |
| PONDER – Anderson | 1 | 1 | | | |
| PROSPER – Jaromin | 1 | 1 | | | |
| SANGER – Ciocan | 1 | 1 | | | |
| TOTAL | 46 | 42 | | | 4 |

17. Executive Session concerning granting or acquisition of easements, rights-of-way and other property including leases for Water Resource Development or for Regional Treated Water System, pursuant to Texas Government Code, Section 551.072, according to location maps of the projects available in the District Office; and regarding water rights and related permits; for discussion of security matters pursuant to Texas Government Code, Section 551.076, and concerning personnel matters relating to employment contract and compensation for Executive Director Section 551.074, and, regarding General Counsel and Executive Director’s review of legal implications for the relocation of a District water pipeline; and, regarding potential lawsuit related to construction projects; and, meeting with legal counsel pursuant to Texas Government Code, Section 551.071, relative to a matter in which the attorney is required under the Texas Disciplinary Rules of Professional Conduct to convey advice in Executive Session including but not limited to construction contracts and projects related to Lake Ralph Hall.

The Board of Directors went into Executive Session at 2:06 P.M.

Stephen Gay left the meeting at 3:00 P.M.

The Board returned to open meeting at 3:10 P.M.



18. Consider action on property matters, some of which may have been discussed in Executive Session. (Weighted Capital Vote)

None.

19. Approve Resolution(s) deeming necessity and authorizing acquisition of property including exercising the Power of Eminent Domain for the Lake Ralph Hall Project. (Weighted Capital Vote)

The Board of Directors discussed the use of surplus property obtained during the Lake Ralph Hall Project.

Staff recommended to approve Resolution # 2023 – 38 to declare certain property surplus to District needs and authorize the Executive Director to execute a contract to exchange the surplus property for Parcel 249-LRH (TEELING) necessary for the Lake Ralph Hall Project upon final agreement of terms and take the necessary steps to finalize and close the exchange of property. **Greg Scott made the motion to approve Agenda Item 19 as presented by staff. Seconded by Lyle Dresher.** The *Weighted Capital Vote* was unanimous with 40 Yes, 0 No, 6 Absent. Motion carried.

| ENTITY | ELIGIBLE WEIGHTED VOTE | YES | NO | ABSTAIN | ABSENT |
|-----------------------------|------------------------|-----|----|---------|--------|
| ARGYLE – Norton | 1 | | | | 1 |
| AUBREY - Roberson | 1 | 1 | | | |
| BARTONVILLE – Knowler | 1 | 1 | | | |
| CELINA – Brawner | 3 | 3 | | | |
| CORINTH – Marshall | 3 | | | | 3 |
| DENTON (city) – Gay | 2 | | | | 2 |
| DC AT-LARGE Dresher | 1 | 1 | | | |
| DCFWS #7 – Mercer | 2 | 2 | | | |
| DOUBLE OAK – Nelson | 1 | 1 | | | |
| FLOWER MOUND – Riggs | 9 | 9 | | | |
| HIGHLAND VILLAGE – Lubke | 2 | 2 | | | |
| IRVING – Sanchez | 2 | 2 | | | |
| JUSTIN – Scott | 1 | 1 | | | |
| KRUM – Winchester | 1 | 1 | | | |
| LAKE CITIES MUA – Fairfield | 2 | 2 | | | |
| LEWISVILLE – Rouse | 3 | 3 | | | |
| MUSTANG SUD – Boyd | 5 | 5 | | | |
| NORTHLAKE – Corn | 2 | 2 | | | |
| PILOT POINT – McCracken | 1 | 1 | | | |
| PONDER – Anderson | 1 | 1 | | | |
| PROSPER – Jaromin | 1 | 1 | | | |
| SANGER – Ciocan | 1 | 1 | | | |
| TOTAL | 46 | 40 | | | 6 |



20. Consider action on Lake Ralph Hall construction change orders, some of which may have been discussed in Executive Session. (Weighted Capital Vote)

The Board of Directors discussed Change Orders #10 -13 of the Lake Ralph Hall Leon Hurse Dam Project in Executive Session.

Richard Lubke made the motion to approve Change Order No.'s 10, 11, 12, and 13 consistent with the Board's discussion in Executive Session subject to the General Counsel's approval of final language and authorize the Executive Director to take all necessary action. Seconded by Kevin Mercer. The *Weighted Capital Vote* was unanimous with 40 Yes, 0 No, 6 Absent. Motion carried.

| ENTITY | ELIGIBLE WEIGHTED VOTE | YES | NO | ABSTAIN | ABSENT |
|-----------------------------|------------------------|-----|----|---------|--------|
| ARGYLE – Norton | 1 | | | | 1 |
| AUBREY - Roberson | 1 | 1 | | | |
| BARTONVILLE – Knowler | 1 | 1 | | | |
| CELINA – Brawner | 3 | 3 | | | |
| CORINTH – Marshall | 3 | | | | 3 |
| DENTON (city) – Gay | 2 | | | | 2 |
| DC AT-LARGE Dresher | 1 | 1 | | | |
| DCFWSO #7 – Mercer | 2 | 2 | | | |
| DOUBLE OAK – Nelson | 1 | 1 | | | |
| FLOWER MOUND – Riggs | 9 | 9 | | | |
| HIGHLAND VILLAGE – Lubke | 2 | 2 | | | |
| IRVING – Sanchez | 2 | 2 | | | |
| JUSTIN – Scott | 1 | 1 | | | |
| KRUM – Winchester | 1 | 1 | | | |
| LAKE CITIES MUA – Fairfield | 2 | 2 | | | |
| LEWISVILLE – Rouse | 3 | 3 | | | |
| MUSTANG SUD – Boyd | 5 | 5 | | | |
| NORTHLAKE – Corn | 2 | 2 | | | |
| PILOT POINT – McCracken | 1 | 1 | | | |
| PONDER – Anderson | 1 | 1 | | | |
| PROSPER – Jaromin | 1 | 1 | | | |
| SANGER – Ciocan | 1 | 1 | | | |
| TOTAL | 46 | 40 | | | 6 |



21. Approve Resolution(s) deeming necessity and authorizing acquisition of property including exercising the Power of Eminent Domain for the IH35E Water Line Relocation Project.

The Board of Directors discussed easement acquisition of the following properties related to the TXDOT IH-35 Project:

- Resolution #2023 – 14: NDMAC, LTD.
- Resolution #2023 – 15: Dozier Cabinet Works, Inc.
- Resolution #2023 – 16: 4G Properties LLC
- Resolution #2023 – 17: Mayhill Partners, LP
- Resolution #2023 – 18: Cosmic Partners, LP
- Resolution #2023 – 19: Windsor Partners, LP
- Resolution #2023 – 20: Parkridge Plaza, LLC
- Resolution #2023 – 21: Community Trading Center, Inc.
- Resolution #2023 – 22: Terra Buona LLC
- Resolution #2023 – 23: Christopher McCrindle and Christie McCrindle
- Resolution #2023 – 24: Julius B. Enlow and Shirley A. Enlow
- Resolution #2023 – 25: Prakulram, LLC
- Resolution #2023 – 26: National Frame Rail Rentals, LLC
- Resolution #2023 – 27: Betty Watson
- Resolution #2023 – 28: Louis Watson
- Resolution #2023 – 29: Darin Ray Goode
- Resolution #2023 – 30: On-Site Land Holdings-Denton, LLC
- Resolution #2023 – 31: Texas Green Star Holdings, LLC
- Resolution #2023 – 32: Texas Green Star Holdings, LLC
- Resolution #2023 – 33: Donna Sue Wheeler and Thomas Jordan Tinney, III
- Resolution #2023 – 34: Texas Green Star Holdings, LLC
- Resolution #2023 – 35: Kevin D. King and Carrie King
- Resolution #2023 – 36: Kay Elizabeth Trietsch, Shirley Ann Haisler, Evelyn Loretta Yeatts
- Resolution #2023 – 37: Shirley Ann Haisler, Evelyn Loretta Yeatts, Kay Elizabeth Trietsch

Lyle Dresher made the Motion to approve individual Resolutions deeming necessity and authorizing acquisition of property, including exercising the power of eminent domain, for parcels owned by the listed property owners consistent with the Board’s discussion in Executive Session and take the necessary steps to finalize and close the purchase of property necessary for construction of water pipeline and appurtenances relocations for the TXDOT IH-35 widening project, which pipeline is part of the regional treated water system. Seconded by Drew Corn. The Weighted Capital Vote was unanimous with 40 Yes, 0 No, 6 Absent. Motion carried.

| ENTITY | ELIGIBLE WEIGHTED VOTE | YES | NO | ABSTAIN | ABSENT |
|-----------------------|------------------------|-----|----|---------|--------|
| ARGYLE – Norton | 1 | | | | 1 |
| AUBREY - Roberson | 1 | 1 | | | |
| BARTONVILLE – Knowler | 1 | 1 | | | |
| CELINA – Brawner | 3 | 3 | | | |
| CORINTH – Marshall | 3 | | | | 3 |
| DENTON (city) – Gay | 2 | 2 | | | 2 |
| DC AT-LARGE Dresher | 1 | 1 | | | |
| DCFWS #7 – Mercer | 2 | 2 | | | |

| | | | |
|-----------------------------|----|----|---|
| DOUBLE OAK – Nelson | 1 | 1 | |
| FLOWER MOUND – Riggs | 9 | 9 | |
| HIGHLAND VILLAGE – Lubke | 2 | 2 | |
| IRVING – Sanchez | 2 | 2 | |
| JUSTIN – Scott | 1 | 1 | |
| KRUM – Winchester | 1 | 1 | |
| LAKE CITIES MUA – Fairfield | 2 | 2 | |
| LEWISVILLE – Rouse | 3 | 3 | |
| MUSTANG SUD – Boyd | 5 | 5 | |
| NORTHLAKE – Corn | 2 | 2 | |
| PILOT POINT – McCracken | 1 | 1 | |
| PONDER – Anderson | 1 | 1 | |
| PROSPER – Jaromin | 1 | 1 | |
| SANGER – Ciocan | 1 | 1 | |
| TOTAL | 46 | 40 | 6 |

22. Review potential agenda items, activities and announcements for future Board meetings.

Planning ahead for election of Officers at the May 4, 2023 Board Meeting, President Roberson appointed the following to serve as Members of the Nominating Committee and bring back a recommendation for election as Officers:

Kevin Mercer, (DCFWS #7), Chair
 Dave Nelson, Double Oak
 George Marshall, Corinth


Allen McCracken, Pilot Point
 Troy Norton, Argyle

23. Visitor Comments Concerning Non-Agenda Topics.

None.

24. Adjournment.

There being no further business, President Roberson adjourned the meeting at 3:14 P.M.

Recorded by: 
 Nancy T. Tam, Assistant Secretary, Board of Directors

Certified by: 
 Greg Scott, Secretary, Board of Directors

