



MINUTES

UPPER TRINITY REGIONAL WATER DISTRICT
BOARD OF DIRECTORS
MARCH 2, 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 1:25 P.M. on Thursday, March 2, 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
Troy Norton, Argyle
Kimberly Brawner, Celina
George Marshall, Corinth
Kevin Mercer, DCFWSD #7
Richard Lubke, Highland Village
Nate Winchester, Krum
Kelly Rouse, Lewisville
Drew Corn, Northlake
Michael Anderson, Ponder
Alina Ciocan, Sanger

Clay Riggs, Vice President, Flower Mound
Greg Scott, Secretary, Justin
Del Knowler, Bartonville
Mark Pape, Copper Canyon
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

Vacant: Denton County

Staff & Advisors in Attendance:

Larry N. Patterson, Executive Director
Bill Greenleaf, Chief Financial Officer
Dustin Wright, Manager of IT Services
Adam McKnight, Chief Engineer
Tom Snyder, Director of Engineer & Construction
Michelle Carte, Compliance Coordinator
Ed Motley, LRH Program Manager
Nancy Tam, Assistant to Executive Director
Lindsey Sherrin, Senior Executive Secretary

Matthew Boyle, General Counsel
Todd Williams, Mgr of Budget & Financial
Marcos Zepeda, IT Specialist
Elizabeth Boddicker, LRH Project Engineer
Kurt Staller, Deputy Director of Engineering
Ben Hodges, Deputy Director of Operations
Ronna Hartt, Manager of Water Resources
Jan Morris, Chief Administrative Officer

Others in Attendance:

Randy Bush, STV
Andre Garces, Plummer Associates
Heather Wootton, Kimley-Horn
Charley Moch, Freese and Nichols

Alan Tucker, Plummer Associates
Kevin Tweedy, EPR
Logan Lunt, Freese and Nichols

3. Pledge of Allegiance and Invocation.

Pledge of Allegiance was led by Mark Pape. The invocation was delivered by Drew Corn.

4. Oath of Office.

President administered the Oath of Office for Kimberly Brawner, City of Celina and Stephen Gay, City of Denton (by video).

5. Opening Remarks:

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

Thank you all for being here today. We recently had a Presidents' Roundtable for all former Board Presidents to go over various projects of the District. They are still very interested in what is going on here. It was a great opportunity to meet and learn from these leaders which contributed to the success of the District.

- 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.

- In February, Staff visited State Representatives at the Capitol:
 - There are a few bills staff is watching. The District utilizes several bill tracking services.
 - The District is a member of the **Water Supply Partners**. It was created to track bills and share informational support items. Other members of the *Water Supply Partners* are North Texas Municipal Water District, San Jacinto River Authority, Texas Business Leadership Council and the newly added North East Texas Municipal Water District.
- Kurt Staller provided an update regarding the replacement and upsizing of a segment of the Ph1A Pipeline which is located along Copper Canyon Rd. north of F.M. 407. The Project will replace an exposed pipeline, increase system capacity, and provide system redundancy. The Project should be in service for Summer 2023.

- 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

Alina Ciocan made the motion to approve the Consent Agenda Items No. 7 - 12 as presented by staff. Seconded by Troy Norton. The Roll Call Vote was 22 Yes, 0 No, 0 Absent. Motion carried.
The approved Consent Agenda items were:



7. Adopt Minutes of December 1, 2022 Board Meeting.
8. Accept Monthly Management Report for the period ended January 31, 2023.
9. Authorize the Executive Director to enter into a pricing agreement with Hach Company and Pacific Star Corporation for the purchase of laboratory equipment.
10. Authorize the Executive Director to enter into a purchasing agreement with SHI Government Solutions for the renewal of the District's Microsoft licenses.
11. Receive report of construction change orders approved by staff.
12. Consider renewal of agreement with Knight – Light Charities, Inc. concerning the Rich Lubke Community Organic Vegetable Garden.

ITEMS FOR INDIVIDUAL CONSIDERATION

13. Authorize the Executive Director to enter into a purchasing agreement with Smith Pump Company, Inc., for the purchase of a replacement of the Taylor Water Treatment Plant High Service Pump #4. (Weighted Capital Vote)

Staff reviewed the evaluation and Smith Pumps' proposed courses of action. Staff recommended that the Board of Directors authorize the Executive Director to enter into a Purchasing Agreement for the replacement of the Taylor Water Treatment Plant High Service Pump No. 4 in the amount of \$173,250. **Mike Fairfield made the motion to approve Agenda Item 13 as presented. Seconded by Frank Jaromin.** The *Weighted Capital Vote* was unanimous with 46 Yes, 0 No, 0 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	46		

14. Construction Contracts: (Weighted Capital Vote)

- A. Consider change order to existing Harpool Water Treatment Plant (WTP) Diurnal Pond Construction Contract with Archer Western Construction, LLC for modifying Temple Dane Pump Station meter, piping, vault and other necessary appurtenances.

To increase pumping efficiency and to provide additional flows to meet Members and Customers growing water demands, Staff recommended approval of Change Order No. 2 to existing Harpool Water Treatment Plant Diurnal Pond Contract with Archer Western, LLC in the amount of \$636,582.00 with no time extension.

Clay Riggs made the motion to approve Agenda Item 14A as presented. Seconded by Nate Winchester. The *Weighted Capital Vote* was unanimous with 46 Yes, 0 No, 0 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	46		

- B. Consider change order to existing Taylor Water Treatment Plant (WTP) High Service Pump Station and Stone Hill Pump Station Pumping Improvements Contract with Archer Western Construction, LLC for piping modifications and repair of leaking large diameter valves in the Taylor WTP filter gallery.

Over the past two years, there was valve leakage observed in the filter gallery. The leakage has become such that it needs to be addressed prior to summer demands. Staff recommended approval of Change Order No. 2 to existing Taylor Water Treatment Plant High Service Pump Station and Stone Hill Pump Station Pumping Improvements Contract with Archer Western, LLC in the amount of \$140,597.25 and no time extension.

Clay Riggs made the motion to approve Agenda Item 14B as presented. Seconded by George Marshall. The *Weighted Capital Vote* was unanimous with 46 Yes, 0 No, 0 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	46		

15. Consider approval of Task Order No. 3 to an existing Contract with Freese and Nichols for Construction Phase Services for the Lake Ralph Hall Raw Water Pump Station and Final Design of the Lake Ralph Hall Maintenance Facility. (Weighted Capital Vote)

The next phase of the Project includes construction of the Raw Water Pump Station, final design of the Maintenance Facility, and preparation of an Operation and Maintenance Manual for the Raw Water Pump Station. Staff recommended approval of Task Order No. 3 with Freese and Nichols, Inc. in the amount not to exceed \$1,759,300 for Construction Phase Services for the Lake Ralph Hall Raw Water Pump Station and Final Design of the Lake Ralph Hall Maintenance Facility.

Drew Corn made the motion to approve Agenda Item 15 as presented by staff. Seconded by Frank Jaromin. The *Weighted Capital Vote* was unanimous with 46 Yes, 0 No, 0 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	46		

16. 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 551.074, 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 2:04 P.M.

Mark Pape left the meeting at 2:33 P.M.

The Board returned to open meeting at 2:41 P.M.

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

None.

18. 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)

None.



19. 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 the Lake Ralph Hall construction change orders in Executive Session. Drew Corn made the motion to approve Change Order No. 9 consistent with discussion in Executive Session and authorize the Executive Director to take all necessary action. Seconded by Lyle Dresher. The *Weighted Capital Vote* was unanimous with 46 Yes, 0 No, 0 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	46			

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

None.



21. Visitor Comments Concerning Non-Agenda Topics.

None.

22. Adjournment.

There being no further business, President Roberson adjourned the meeting at 2:42 P.M.

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

Certified by: 
Greg Scott, Secretary, Board of Directors

