



MINUTES

UPPER TRINITY REGIONAL WATER DISTRICT BOARD OF DIRECTORS NOVEMBER 4, 2021

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 12:57 PM on Thursday, November 4, 2021.

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
Clay Riggs, Treasurer, Flower Mound
Del Knowler, Bartonville
Mark Pape, Copper Canyon
Gary Calmes, Denton County at Large
Kevin Mercer, DCFWSD #7
Richard Lubke, Highland Village
Eric Ferris, Lewisville
Allen McCracken, Pilot Point
Frank Jaromin, Prosper

Bob Hart, Vice President, Corinth
Troy Norton, Argyle
Corbett Howard, Celina
Stephen Moore, Denton
Kristina Clark, DCFWSD #1A
Dave Nelson, Double Oak
Orlando Sanchez, Irving
Chris Boyd, Mustang SUD
Michael Anderson, Ponder
Tracy LaPiene, Sanger

Absent:

Johnny Harris, Denton County *
Mike Fairfield, Lake Cities MUA *
* Excuse Absent

Greg Scott, Justin *
Lyle Drescher, Secretary, Northlake *

Vacant: Krum

Staff & Advisors in Attendance:

Larry N. Patterson, Executive Director
Nancy Tam, Assistant to Executive Director
Bill Greenleaf, Chief Financial Officer
Marcos Zepeda, IT Specialist
Kurt Staller, Assistant Director, Eng & Const
Jody Zabolio, Director of Op. & Water Res
Ronna Hart, Manager of Water Resources
Jan Morris, Assistant Director for Administration
Nick Bulaich, Financial Advisor

Matthew Boyle, General Counsel
Jason Pierce, Manager of Governmental Affairs
Todd Williams, Mgr of Budget & Financial
Blake Alldredge, Water Education Coordinator
Adam McKnight, Sr. Professional Engineer
Ed Motley, LRH Program Manager
Doug Janeway, Manager of Property Services
Lester Harris, Controller
Rob Collins, Bond Counsel

Others in Attendance:

Trent Lewis, UT Conservation Trust
James Clark, City of Justin

Lauren Kalisek, Lloyd Gosselink Attorneys

3. Pledge of Allegiance and Invocation.

Pledge of Allegiance was led by Tracy LaPiene. The invocation was delivered by Bob Hart.

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.

President Roberson reported that the construction of Lake Ralph Hall is moving along well. The communities that we serve are growing extraordinary fast; many of us are superbly busy in keeping up with the growth. He thank everyone for being here today.

Roberson recognized and welcomed Mr. James Clark, Mayor Pro Tem, City of Justin

- 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 2021 Water Sales – even with several wet months, average is 35.08 mgd.
- U.S. Army Corps of Engineers has notified the District that they have advertised the construction project to rehabilitate the Lewisville Lake Spillway. Probably schedule to award contract in March 2022 and start construction in the Summer.
- Patterson introduced Lauren Kalisek, Managing Director of Lloyd Gosselink, Rochelle & Townsend. She is our lead Water Rights attorney for Reuse Permit and the LRH Project.
- Mustang SUD and Marilee SUD recently voted to consolidate. Chris Boyd commented that the consolidation process is expected to be complete in 90 days. This merger will double the size of Mustang SUD's service territory.
- A couple of news articles distributed -- Flower Mound and Lewisville appointing new City Managers for their cities.

- 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

Gary Calmes made the motion to approve the Consent Agenda Items No. 7 - 13 as presented by staff. Seconded by Frank Jaromin. The Roll Call Vote was 19 Yes, 0 No, 4 Absent (Harris, Fairfield, Scott and Dresher). Motion carried. The approved Consent Agenda items were:



7. Adopt Minutes of September 2, 2021 Board Meeting.
8. Accept Quarterly Investment Report for the period ended September 30, 2021.
9. Accept Monthly Management Report for the period ended August 31, 2021.
10. Accept "Annual Review" of the District's Investment Policy.
11. Water Resources Agreements:
 - A. Consider approval of an Interlocal Agreement between the North Texas Municipal Water District, City of Irving, City of Sulphur Springs, City of Cooper, Upper Trinity Regional Water District and the Sulphur River Basin Authority for a Hydrographic Survey of Jim Chapman Lake.
 - B. Consider approval of an Interlocal Agreement between the North Texas Municipal Water District, Sulphur River Basin Authority, Tarrant Regional Water District, Upper Trinity Regional Water District, City of Dallas and City of Irving for developing future water supplies in the Sulphur River Basin.
12. Authorize the Executive Director to enter into Pricing Agreements:
 - A. Polydyne, Inc. for Water Polymer.
 - B. Coast to Coast Contracting, Golden Tree Maintenance, and Smith Lawn and Tree for Tree Trimming and Brush Clearing Services.
 - C. American Fire Protection Group for fire alarm and suppression system inspections.
13. Receive report of construction change orders approved by staff.

ITEMS FOR INDIVIDUAL CONSIDERATION

14. Adopt Proclamation in honor of **Veterans Day** on November 11, 2021.

Patterson recognized all District Veterans (including Board of Directors and Staff) and expressed his appreciation for their service for our Country. Chris Boyd made the motion to approve the Proclamation in honor of Veterans Day. Seconded by Dave Nelson. The Roll Call Vote was 19 Yes, 0 No, 4 Absent (Harris, Fairfield, Scott and Dresher). Motion carried.

15. Authorize the Executive Director to enter into a Purchasing Agreement with RDO Equipment Company for the purchase of an excavator for the Maintenance Department. (Weighted Capital Vote)

The Maintenance Department currently has a Backhoe/Loader for use at District Facilities. However, this equipment has reached the end of its useful life. Staff recommended authorizing the Executive Director to enter into a Purchasing Agreement with RDO Equipment Company for the purchase of a 2021 John Deere 85G Excavator. Bob Hart made the motion to approve Agenda Item No. 15 as recommended by staff in the amount of \$87,994.20. Seconded by Richard Lubke. The Weighted Capital Vote was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Dresher); motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		

CELINA – Howard	2	2		
CORINTH – Hart	3	3		
DENTON (CITY) – Moore	2	2		
DC AT-LARGE - Calmes	1	1		
DCFWSO #1A – Clark	2	2		
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 – (vacant 1 vote)				
LAKE CITIES MUA – Fairfield	2			2
LEWISVILLE – Ferris	2	2		
MUSTANG SUD – Boyd	3	3		
NORTHLAKE – Drescher	1			1
PILOT POINT – McCracken	1	1		
PONDER – Anderson	1	1		
PROSPER – Jaromin	1	1		
SANGER – LaPine	1	1		
TOTAL	42	38	0	4

16. Texas Water Development Board (TWDB) Funding Agreement items: (Weighted Capital Vote)

- A. Consider approval of the proposed Resolution and Master Agreement for Texas Water Development Board “Board Participation” funding for the Lake Ralph Hall Project, as previously approved in the amount of \$135,500,000.

For the funding of \$135.5 million, the Term of Financing is 34 years with True Interest Cost of 2.79%. Estimated savings by using SWIFT Programs is over \$8.5 million.

- B. Consider approval of the proposed Resolution and Master Agreement for Texas Water Development Board “Board Participation” funding for the Regional Treated Water System Northeast Pipeline Project, as previously approved in the amount of \$10,605,000.

For the funding of \$10.605 million, the Term of Financing is 34 years with True Interest Cost of 2.79%. The estimated savings by using SWIFT Programs is over \$0.769 million.

For both Agenda Items 16 A & B, Staff recommended that the Board approve the enclosed Resolutions and Master Agreements as companion documents to the previously approved Financing Agreements, subject to any non-substantive changes prior to final execution. **Richard Lubke made the motion to approve Agenda Item No. 16 A & B as recommended by staff. Seconded by Kevin Mercer.** The *Weighted Capital Vote* was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Drescher); motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Howard	2	2		
CORINTH – Hart	3	3		
DENTON (CITY) – Moore	2	2		
DC AT-LARGE - Calmes	1	1		
DCFWSO #1A – Clark	2	2		
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 – (vacant 1 vote)				
LAKE CITIES MUA – Fairfield	2			2
LEWISVILLE – Ferris	2	2		
MUSTANG SUD – Boyd	3	3		
NORTHLAKE – Drescher	1			1
PILOT POINT – McCracken	1	1		
PONDER – Anderson	1	1		
PROSPER – Jaromin	1	1		
SANGER – LaPlene	1	1		
TOTAL	42	38	0	4

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

- A. Consider approval of Contract and Task Order No. 1 with Black and Veatch Corporation for professional services related to condition assessments and development of rehabilitation recommendations for the District's water reclamation lift stations.

There were major visual corrosion, coating delamination and concrete deterioration at various District's aging Water Reclamation Lift Stations. Staff had engaged Black and Veatch Corporation to develop an engineering services task order to perform a condition assessment of the District's 6 lift stations.

Staff recommended that the Board approve the proposed Contract and Task Order No. 1 with Black and Veatch Corporation to conduct Wastewater Lift Station Condition Assessment in the not to exceed amount of \$167,500. **Troy Norton made the motion to approve Agenda Item**

No. 17 A as recommended by staff. Seconded by Gary Calmes. The *Weighted Capital Vote* was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Dresher); motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Howard	2	2		
CORINTH – Hart	3	3		
DENTON (CITY) – Moore	2	2		
DC AT-LARGE - Calmes	1	1		
DCFWSO #1A – Clark	2	2		
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 – (vacant 1 vote)				
LAKE CITIES MUA – Fairfield	2			2
LEWISVILLE – Ferris	2	2		
MUSTANG SUD – Boyd	3	3		
NORTHLAKE – Dresher	1			1
PILOT POINT – McCracken	1	1		
PONDER – Anderson	1	1		
PROSPER – Jaromin	1	1		
SANGER – LaPlene	1	1		
TOTAL	42	38	0	4

- B. Consider approval of Task Order No. 7 to existing contract with Carollo Engineers, Inc. for professional services related to Harpool Water Treatment Plant Expansion Project which includes support for purchase and installation of membrane equipment and design, bidding, and construction services for the proposed diurnal pond.

The proposed Task Order No. 7 with Carollo Engineers, Inc. includes the following professional services:

- New membrane installation assistance and performance testing.
- Membrane cleaning evaluation and optimization.

- Evaluation of water aesthetic issues and develop recommendations for potential solutions, and,
- Design, bidding and construction services to provide additional flexibility of the diurnal pond to operate with a pressure membrane feed system.

Funding for this Project is included in the Regional Treated Water System FY 2022 Capital Budget. Staff recommended for Board's approval of proposed Task Order No. 7 to existing Contract with Carollo Engineers, Inc. to provide Harpool WTP membranes purchase and construction assistance in the not to exceed amount of \$258,641. **Corbett Howard made the motion to approve Agenda Item No. 17 B as recommended by staff. Seconded by Del Knowler.** The *Weighted Capital Vote* was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Dresher); motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Howard	2	2		
CORINTH – Hart	3	3		
DENTON (CITY) – Moore	2	2		
DC AT-LARGE - Calmes	1	1		
DCFWSO #1A – Clark	2	2		
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 – (vacant 1 vote)				
LAKE CITIES MUA – Fairfield	2			2
LEWISVILLE – Ferris	2	2		
MUSTANG SUD – Boyd	3	3		
NORTHLAKE – Dresher	1			1
PILOT POINT – McCracken	1	1		
PONDER – Anderson	1	1		
PROSPER – Jaromin	1	1		
SANGER – LaPine	1	1		
TOTAL	42	38	0	4

18. Construction Contracts: (Weighted Capital Vote)

- A. Consider authorizing purchase contract with SUEZ Water Technologies & Solutions to supply proprietary membranes modules for Harpool Water Treatment Plant phased expansion.

The Harpool Water Treatment Plant's existing membranes are approaching the end of service life. Phased expansion approach to increase plant capacity and efficiency has been initiated. Currently new higher capacity membranes have been installed in two of the six treatment trains. Next phase will replace the remaining four membrane trains with new higher capacity membranes. Upon completion, the Plant peak capacity will be ~30 MGD (~50% increase) anticipated by December 2022.

Staff recommended the Board authorize the Executive Director to execute Purchase Agreement with SUEZ Water Technologies & Solutions (SUEZ) to supply membrane modules for the Harpool Water Treatment Plant in the not to exceed amount of \$2,964,479. **Richard Lubke made the motion to approve Agenda Item No. 18 A as recommended by staff. Seconded by Corbett Howard.** The *Weighted Capital Vote* was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Dresher); motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Howard	2	2		
CORINTH – Hart	3	3		
DENTON (CITY) – Moore	2	2		
DC AT-LARGE - Calmes	1	1		
DCFWSO #1A – Clark	2	2		
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 – (vacant 1 vote)				
LAKE CITIES MUA – Fairfield	2			2
LEWISVILLE – Ferris	2	2		
MUSTANG SUD – Boyd	3	3		
NORTHLAKE – Dresher	1			1
PILOT POINT – McCracken	1	1		
PONDER – Anderson	1	1		
PROSPER – Jaromin	1	1		

SANGER – LaPlene	1	1		
TOTAL	42	38	0	4

- B. Consider Change Order No. 3 to existing construction contract with Archer Western Construction, LLC to purchase and install a valve, tee, and associated materials in advance of the Removal and Upgrade of a Section of Phase 1A Pipeline Project.

The proposed Change Order No. 3 offers the following benefits for the Project:

- Onsite and can complete construction this winter.
- Can acquire the materials – expedited delivery time (currently January 2022).
- Demonstrated ability to execute complex construction tasks within shutdown window.
- Reduces schedule and shutdown issues on Removal and Upsize Section of Phase 1A Project.

Staff recommended that the Board approve Change Order No. 3 to the Taylor WTP to Stone Hill P.S. Parallel Pipeline Project with Archer Western, LLC in order to purchase and install 54" x 36" tee, 54" x 48" reducer, 36" gate valve and all associated material to connect to 54", 48" and 24" transmission pipelines, for \$523,716.00. **Richard Lubke made the motion to approve Agenda Item No. 18 B as recommended by staff. Seconded by Kevin Mercer.** The *Weighted Capital Vote* was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Dresher); motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Howard	2	2		
CORINTH – Hart	3	3		
DENTON (CITY) – Moore	2	2		
DC AT-LARGE - Calmes	1	1		
DCFWSO #1A – Clark	2	2		
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 – (vacant 1 vote)				
LAKE CITIES MUA – Fairfield	2			2
LEWISVILLE – Ferris	2	2		
MUSTANG SUD – Boyd	3	3		
NORTHLAKE – Dresher	1			1

PILOT POINT – McCracken	1	1		
PONDER – Anderson	1	1		
PROSPER – Jaromin	1	1		
SANGER – LaPiene	1	1		
TOTAL	42	38	0	4

19. Authorize the Executive Director to enter into an Agreement with Smith Pump Company, Inc. for pre-purchase and installation of pumps, motors and associated equipment for the RTWS General Treatment and Pumping Improvements Project. (Weighted Capital Vote)

Currently with continued growth in water demand, pumps must be strategically installed to maintain pumping reliability and redundancy; equipment currently was eight-to-twelve-month lead time. Pre-purchase is necessary to ensure timely completion. Pumps will be assigned to a future contractor.

Staff recommended the Board to authorize the Executive Director to enter into an agreement with Smith Pump Company, Inc. for the pre-purchase of three pumps, three motors and three VFDs for the RTWS General Treatment and Pumping Improvements Project in the not to exceed amount of \$2,426,870. Troy Norton made the motion to approve Agenda Item No. 19 as recommended by staff. Seconded by Kristina Clark. The *Weighted Capital Vote* was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Dresher); motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Howard	2	2		
CORINTH – Hart	3	3		
DENTON (CITY) – Moore	2	2		
DC AT-LARGE - Calmes	1	1		
DCFWSO #1A – Clark	2	2		
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 – (vacant 1 vote)				
LAKE CITIES MUA – Fairfield	2			2
LEWISVILLE – Ferris	2	2		
MUSTANG SUD – Boyd	3	3		

NORTHLAKE – Dresher	1			1
PILOT POINT – McCracken	1	1		
PONDER – Anderson	1	1		
PROSPER – Jaromin	1	1		
SANGER – LaPlene	1	1		
TOTAL	42	38	0	4

20. Receive update and consider action to ratify emergency purchase for the repair of Hickory Creek Wastewater Lift Station and approve associated budget amendment. (Weighted Capital Vote)

On August 24th, Hickory Creek Wastewater Lift Station had a major failure in the wet well. District staff mobilized for repair and was unable to accomplish the complete repair. Archer Western Construction, LLC was engaged to assist with immediate repairs. Staff initiated long term repair planning with Lake Cities MUA.

A budget amendment of \$500,000 is needed to fund repairs. Funding source is from the non-bond Capital Reserve and repair costs will be reimbursed by Lake Cities MUA. Staff recommended that the Board to ratify emergency purchase for the repair of Hickory Creek Wastewater Lift Station and approve associated Budget Amendment for a not to exceed amount of \$500,000. **Dave Nelson made the motion to approve Agenda Item No. 20 as recommended by staff. Seconded by Troy Norton.** The *Weighted Capital Vote* was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Dresher); motion carried.

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

- A. Consider approval of Task Order No. 2 to existing contract with Freese and Nichols, Inc. related to the final design and bidding for the Lake Ralph Hall – Raw Water Pump Station.

Proposed FNI Task Order No. 2 includes Final Design of Pump Station and 2 miles of Pipeline, Physical Modeling, and Coordination/Support of CMAR for a proposed fee not to exceed of \$2,873,200.

- B. Consider approval of Contract and Task Order No. 1 with Archer Western Construction, LLC. for the Lake Ralph Hall – Raw Water Pump Station Construction Manager at Risk, Preconstruction Phase Services.

On August 2021, the District advertised for interested firms to submit proposals. Four firms submitted and two most qualified firms interviewed. Archer Western, LLC was selected as the most qualified firm based on cost and technical criteria. Proposed fee not to exceed \$382,944.13.

- C. Consider approval of Contract and Task Order No. 1 with Black & Veatch Corporation for the final design of the Lake Ralph Hall - Raw Water Pipeline - Segment 1.

This Project was advertised for interested firms to submit Statements of Qualifications. Seven firms submitted and the four most qualified firms interviewed. Black & Veatch Corporation is most qualified firm to design Raw Water Pipeline – Segment 1. The Final Design of approximately 14 miles of pipeline. Proposed fee not to exceed \$3,194,076.

- D. Consider approval of Contract and Task Order No. 1 with Jacobs Engineering Group, Inc. for the final design of the Lake Ralph Hall - Raw Water Pipeline - Segment 2 and Preliminary Design of the Balancing Reservoir and Lake Ralph Hall Delivery Point.

This Project was advertised for interested firms to submit Statements of Qualifications. Seven firms submitted and the four most qualified firms interviewed. Jacobs Engineering Group, Inc. most qualified firm to design Raw Water Pipeline – Segment 2, the Balancing Reservoir and the Lake Ralph Hall Delivery Point. The Final Design of approximately 16 miles of pipeline, and Preliminary Design of the Balancing Reservoir and Delivery Point. Proposed fee not to exceed \$2,985,788.

Funding for Agenda Items 21. A, B, C & D is included in the Regional Treated Water System FY 2022 Capital Budget. These will be funded by the Texas Water Development Board through its SWIFT Deferred Interest and Board Participation Programs.

- E. Consider approval of Contract and Task Order No. 1 with Halff Associates, Inc. for Preliminary Design of the Lake Ralph Hall – Lake Support Facilities.

The Lake Support Facilities Project includes: Lake Operations & Maintenance; Relocated Fossil Park; Administration / Headquarters; Potential Event Center and Law Enforcement / Emergency Response. Seven firms submitted qualifications and two were interviewed. Halff Associates, Inc. was selected as most qualified.

Staff recommended approval of Contract and Task Order No. 1 with Half Associates, Inc. for Preliminary Design of Lake Ralph Hall Support Facilities in the not to exceed amount of \$431,800. Funding for the Lake Ralph Hall Support Facilities Project is included in the Regional Treated Water System FY 2022 Capital Budget. Task Order No. 1 will be funded by the Texas Water Development Board through its SWIFT Deferred Interest Program.

- F. Consider approval of Task Order No. 5 to the existing contract with AR Consultants, Inc. for Cultural Resources Consulting Services for the Raw Water Pipeline and continued cultural resource studies for the reservoir area as required by the Section 404 Permit for the Lake Ralph Hall Project.

Proposed Task Order No. 5 includes:

- Phase II Test Excavations of 4 sites - One-meter by one-meter excavations (approx. 100);
- Analyzing artifacts and compiling data from Phase II test excavations;
- Preparing Phase II Reports for Regulatory Review;
- Phase I Survey - - Raw Water Pipeline and Balancing Reservoir;
- Provide Archaeological Monitoring Services to comply with USACE/THC requirements.

Staff recommended the Board to authorize proposed Task Order No. 5 with AR Consultants, Inc. for professional services related to Cultural Resource Surveys and Testing for Lake Ralph Hall Project for a fee not to exceed \$2,702,986. This Task Order was included in the FY 2022 Capital Budget.

Corbett Howard made the motion to approve Agenda Item No. 21 A, B, C, D, E & F as recommended by staff. Seconded by Del Knowler. The Weighted Capital Vote was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Dresher); motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Howard	2	2		

CORINTH – Hart	3	3		
DENTON (CITY) – Moore	2	2		
DC AT-LARGE - Calmes	1	1		
DCFWSO #1A – Clark	2	2		
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 – (vacant 1 vote)				
LAKE CITIES MUA – Fairfield	2			2
LEWISVILLE – Ferris	2	2		
MUSTANG SUD – Boyd	3	3		
NORTHLAKE – Dresher	1			1
PILOT POINT – McCracken	1	1		
PONDER – Anderson	1	1		
PROSPER – Jaromin	1	1		
SANGER – LaPine	1	1		
TOTAL	42	38	0	4

A five-minute break was called. Mark Pape left the meeting.

22. 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, 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.

The Board of Directors went into Executive Session at 2:25 P.M.
The Board returned to open meeting at 2:57 P.M.

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

The Board of Directors discussed purchases of properties necessary for the Lake Ralph Hall Project. Staff recommended to approve Resolution # 2021-35 to declare certain property surplus to District needs and authorize the Executive Director to execute a contract to exchange the surplus property for Parcel P230-LRH Taylor (Callison) 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.

Bob Hart made the motion to approve Agenda Item No. 23 as recommended by staff. Seconded by Frank Jaromin. The Weighted Capital Vote was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Dresher); motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Howard	2	2		
CORINTH – Hart	3	3		
DENTON (CITY) – Moore	2	2		
DC AT-LARGE - Calmes	1	1		
DCFWSO #1A – Clark	2	2		
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 – (vacant 1 vote)				
LAKE CITIES MUA – Fairfield	2			2
LEWISVILLE – Ferris	2	2		
MUSTANG SUD – Boyd	3	3		
NORTHLAKE – Dresher	1			1
PILOT POINT – McCracken	1	1		
PONDER – Anderson	1	1		
PROSPER – Jaromin	1	1		
SANGER – LaPiene	1	1		
TOTAL	42	38	0	4

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

The Board of Directors discussed purchases of properties necessary for the Lake Ralph Hall Project. Staff recommended to approve individual Resolutions deeming necessity and authorizing acquisition of real property, including exercising the power of eminent domain for the following Parcels and take the necessary steps to finalize and close the purchase of property necessary for the Lake Ralph Hall Project:

- Resolution # 2021-36 -- Estate of Gary Don Erwin
- Resolution # 2021-37 -- Lois Jean Grant
- Resolution # 2021-38 -- John S. and Leslie A. Adams

- Resolution # 2021-39 -- Ed and Cathy Breach
- Resolution # 2021-40 -- Hill Revocable Trust
- Resolution # 2021-41 -- Gregg Morris
- Resolution # 2021-42 -- Gregory and Jolynne Morris
- Resolution # 2021-43 -- Jeffrey Wayne Morris
- Resolution # 2021-44 -- Roger Wayne Morris
- Resolution # 2021-45 -- Otha Gene Peoples and Janice W. Peoples
- Resolution # 2021-46 -- Richard V. Battle - RVB Trust
- Resolution # 2021-47 -- Estate of Wilma Jean Mack
- Resolution # 2021-48 -- Lucy Kimbrough

Bob Hart made the motion to approve Agenda Item No. 23 as recommended by staff. Seconded by Frank Jaromin. The *Weighted Capital Vote* was 38 Yes, 0 No, 4 votes Absent (Fairfield, Scott and Dresher); motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Howard	2	2		
CORINTH – Hart	3	3		
DENTON (CITY) – Moore	2	2		
DC AT-LARGE - Calmes	1	1		
DCFWSO #1A – Clark	2	2		
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 – (vacant 1 vote)				
LAKE CITIES MUA – Fairfield	2			2
LEWISVILLE – Ferris	2	2		
MUSTANG SUD – Boyd	3	3		
NORTHLAKE – Dresher	1			1
PILOT POINT – McCracken	1	1		
PONDER – Anderson	1	1		
PROSPER – Jaromin	1	1		
SANGER – LaPlene	1	1		
TOTAL	42	38	0	4

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

The construction of the Lake Ralph Hall Project is moving along steadily. Staff is planning a Board Retreat in Ladonia, TX for April 2022.

26. Visitor Comments Concerning Non-Agenda Topics.

None.

27. Adjournment.

There being no further business, President Roberson adjourned the meeting at 3:03 P.M.

Recorded by:


Nancy T. Tam, Assistant Secretary, Board of Directors

Certified by:


Lyle Drescher, Secretary, Board of Directors

