

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT REGIONAL WATER DISTRICT
HELD ON THE 17th DAY OF SEPTEMBER 2019 AT 9:00 A.M.

The call of the roll disclosed the presence of the Directors as follows:

Present
Jack Stevens
Marty Leonard
Leah King
James Hill
Jim Lane

Also present were Jim Oliver, Alan Thomas, Dan Buhman, Darrel Beason, Steve Christian, Linda Christie, Randy Cocke, Woody Frossard, David Geary, J.D. Granger, Rachel Ickert, Nancy King, Chad Lorance, David Marshall, Mick Maguire, Jennifer Mitchell, Sandy Newby, Matt Oliver, Wayne Owen, Kirk Thomas, and Ed Weaver of the Tarrant Regional Water District (District or TRWD).

Also in attendance were George Christie, Lee Christie, Ethel Steele, Mike Atchley, and Jeremy Harmon of Pope, Hardwicke, Christie, Schell, Kelly & Taplett, L.L.P., General Counsel for the District; Thomas Micallef; Trey Bull; Art Brees of Lone Star Estates; Jason Dyer of BoatwoRx, Inc. & Tow Boat US Eagle Mountain Lake; Larry Love; John J. and Susan Unsworth; Ben A. Stephenson of Dallas Water Utilities; Dewayne McMullin; Kyle Mayer; Wayne Cluster; Doug Varner of CDM; William Pembroke of KIT Professionals; Paul Ruhl; Larry Thomas; Donald Lange of BGE; Marice Richter of Fort Worth Business Press; Pam Earp; David Dryden of TNP; Luke Ranker of Fort Worth Star-Telegram; Mark Smith; and Max Baker.

President Stevens convened the meeting with assurance from management that all requirements of the "open meetings" laws had been met.

1.

All present were given the opportunity to join in reciting the Pledges of Allegiance to the U.S. and Texas flags.

2.

Public Comment

Trey Bull, John Unsworth, Jason Dyer, Thomas Micallef, and Dewayne McMullin spoke regarding the removal of the buoys on Eagle Mountain.

3.

On a motion made by Director Leonard and seconded by Director Lane, the Directors voted to approve the minutes from the Board meetings held on August 20, 2019 and the Tax Rate Hearing held on September 11, 2019. Director King abstained from the vote with regard to the August 20, 2019 Board meeting minutes. It was accordingly ordered that these minutes be placed in the permanent files of the District.

4.

With the recommendation of management, Director Lane moved to approve the amendment of Board Governance Policies to conform with HB 2840 passed by the Legislature and effective September 1, 2019. Director King also requested the Board Governance Policies be placed on the website and a clean copy be provided to the Directors at the next Board meeting. Director King seconded the motion and the vote in favor was unanimous.

5.

The discussion regarding extension of the term of Tax Increment Reinvestment Zone #9 (Trinity River Vision TIF), and possible action regarding same, was tabled.

6.

With the recommendation of management, Director Leonard moved to approve the proposed Fiscal Year 2020 General Fund Budget, which includes expenditures of \$22,555,739 for Flood Control, \$2,660,148 for Recreation and \$5,103,557 for Debt Service. The following changes were made to the budget that was presented during the Board budget workshop on July 23, 2019: 1) Estimated tax revenues increased \$7,000,000 due to a change in the tax rate; 2) Former TRVA events/recreation revenues of \$754,000 and expenses of \$754,000 were moved to TRWD Recreation with a net overall change to the budget of \$0; and 3) \$628,898 of Contingency Fund revenues will be used towards Recreation. Funding for this item is included in the Fiscal Year 2020 General Fund Budget. Director Lane seconded the motion with Directors Stevens, Leonard, King and Lane in favor and Director Hill opposed.

7.

With the recommendation of management, Director Lane moved to approve the Fiscal Year 2020 Revenue Fund Budget of \$154,772,294. This budget includes Water Supply expenditures of \$154,772,294 offset by expected non-contract revenues of \$9,799,798 for proposed net revenue requirement from contract customers of \$144,972,496. Funding for this item is included in the Fiscal Year 2020 Revenue Fund Budget. Director King seconded the motion and the vote in favor was unanimous.

8.

With the recommendation of management and the Board of Directors of the Trinity River Vision Authority at its meeting on September 4, 2019, Director Stevens moved to approve the proposed Fiscal Year 2020 Trinity River Vision Authority Flood Control

Budget of \$35,643,055 and a Local Projects Budget of \$1,001,805 for a total of \$36,644,860 with the caveat that no bond money be used prior to the restructuring of TRVA and until the TIF extension is approved by the City of Fort Worth. Director Lane seconded the motion and the motion passed with Director Hill opposed. Director Hill made an alternative motion to approve the proposed Fiscal year 2020 Trinity River Vision Authority Budget with the caveat of no expenditures until the restructuring of TRVA is completed and the TIF is extended by the City of Fort Worth. Director King seconded the alternative motion and the alternative motion failed with Directors Stevens, Leonard and Lane opposing the alternative motion.

9.

With the recommendation of management, Director Lane moved to adopt an ad valorem tax rate of \$.0287/\$100 for tax year 2019. Director Leonard seconded the motion with Directors Stevens, Leonard, King and Lane in favor and Director Hill opposed.

10.

With the recommendation of management, Director Leonard moved to approve capital expenditures as listed below:

**Tarrant Regional Water District
Board of Directors Meeting
September 2019
Capital Expenditures**

Project	Vendor	Amount	Purpose	Budget	
				Source	Amount
1 ITB No. 20-004 Backhoe Loader 4wd Extendable Stick W/Cab - Unit 6-177	Holt Caterpillar	\$112,864.99	New unit will replace unit 6-142 2008 Komatsu WB156-5 Backhoe and 6-159 2010 Komatsu WB146 Backhoe. Both units are no longer manufactured and parts availability has become an issue. New unit will be assigned to Operations. Units 6-142 & 6-159 will be sold at auction. The purchase will be made utilizing the Interlocal Cooperative, Sourcewell Contract 032119 in accordance with Government Code 791.025.		
Total for Unit 6-177		\$112,864.99		Revenue	\$115,000.00
2 ITB No. 20-005 Heavy Duty Vibratory Roller Packer - Unit 8-78	Kirby-Smith Machinery, Inc.	\$123,950.00	New unit will be an addition to the Operations Fleet. The purchase will be made utilizing Buyboard Contract 515-16, a local Governmental Purchasing Cooperative, in accordance with Government Code 791.025.		
Total for Unit 8-78		\$123,950.00		General	\$124,000.00
3 ITB No. 20-006 All Terrain Crew Cab Utility Vehicle - Unit 12-197	Polaris Sales, Inc.	\$17,334.70	New unit will replace 12-43 2006 Polaris ATV 6x6. New unit will be assigned to Law Enforcement Group for EM Park and Twin Points Support. Unit 12-43 will be sold at auction. The purchase will be made utilizing the Interlocal Cooperative, Sourcewell Contract 051717 in accordance with Government Code 791.025.		
Total for Unit 12-197		\$17,334.70		General	\$17,500.00
4 ITB No. 20-007 20KW Stand-by Generator - Unit 12-195	Loftin Equipment Company, Inc.	\$18,712.00	New unit will replace 12-36 2005 Olympian 17KW Stand-by Generator. This unit provides emergency power to Security, Scada UPS and Emergency Lighting. This unit is now 14 years old and parts are becoming obsolete. Unit 12-36 will be sold at auction. The purchase will be made utilizing the Interlocal Cooperative, HGAC in accordance with Government Code 791.025.		
Total for Unit 12-195		\$18,712.00		Revenue	\$19,500.00
5 ITB No. 20-007 20KW Stand-by Generator - Unit 12-196	Loftin Equipment Company, Inc.	\$18,712.00	New unit will replace 12-37 2005 Olympian 17KW Stand-by Generator. This unit provides emergency power to Security, Scada UPS and Emergency Lighting. This unit is now 14 years old and parts are becoming obsolete. Unit 12-37 will be sold at auction. The purchase will be made utilizing the Interlocal Cooperative, HGAC in accordance with Government Code 791.025.		
Total for Unit 12-196		\$18,712.00		Revenue	\$19,500.00

**Tarrant Regional Water District
Board of Directors Meeting
September 2019
Capital Expenditures**

Project	Vendor	Amount	Purpose	Budget
6 ITB No. 20-007 20KW Stand-by Generator - Unit 12-200	Loftin Equipment Company, Inc.	\$20,528.00	New unit will be an addition and will supply emergency back up power for new KBR communication building. The purchase will be made utilizing the Interlocal Cooperative, HGAC in accordance with Government Code 791.025.	
Total for Unit 12-200		\$20,528.00		Revenue \$19,500.00
7 ITB No. 20-003 Full Size 2wd SUV - Unit 2-401	Caldwell Country Cheverolet	\$34,986.00	New unit will replace 2-260 2008 Chevrolet Trailblazer SUV. Unit 2-260 will be sold at auction. New unit will be assigned to Information Services - Network. The purchase will be made utilizing the State of Texas Co-Op program, TXSmartbuy, in accordance with Local Government Code 271.083.	
Total for Unit 2-401		\$34,986.00		Revenue \$36,500.00
8 ITB No. 20-001 1/2 Ton 4WD Crew Cab SWB Pickup - Unit 2-397	Lake Country Chevrolet, Inc.	\$31,257.00	New unit will replace 2-309 2013 Dodge 1/2 Ton 2WD Crew Cab Pickup and will be assigned to Assistant Operations Director. Unit 2-309 will be evaluated for a pool replacement or sold at auction. The purchase will be made utilizing the State of Texas Co-Op, TXSmartbuy, in accordance with Local Government Code 271.083.	
Truck Outfitting	DFW Camper Corral	\$780.00		
Total for Unit 2-397		\$32,037.00		Revenue \$34,000.00
9 ITB No. 20-001 1/2 Ton 4WD Crew Cab SWB Pickup - Unit 2-398	Lake Country Chevrolet, Inc.	\$31,257.00	New unit will replace 2-342 2014 Ford 1/2 Ton 2WD Ext Cab Pickup and will be assigned to Permitting Supervisor. Unit 2-342 will be evaluated for a pool replacement or sold at auction. The purchase will be made utilizing the State of Texas Co-Op, TXSmartbuy, in accordance with Local Government Code 271.083.	
Truck Outfitting	DFW Camper Corral	\$780.00		
Total for Unit 2-398		\$32,037.00		Revenue \$34,000.00
10 ITB No. 20-001 1/2 Ton 4WD Crew Cab SWB Pickup - Unit 2-399	Lake Country Chevrolet, Inc.	\$31,257.00	New unit will replace 2-300 2011 Ford 1/2 Ton 4WD Ext Cab Pickup and will be assigned to Inspector I. Unit 2-300 will be evaluated for a pool replacement or sold at auction. The purchase will be made utilizing the State of Texas Co-Op, TXSmartbuy, in accordance with Local Government Code 271.083.	
Truck Outfitting	DFW Camper Corral	\$780.00		
Total for Unit 2-399		\$32,037.00		Revenue \$34,000.00

**Tarrant Regional Water District
Board of Directors Meeting
September 2019
Capital Expenditures**

Project	Vendor	Amount	Purpose	Budget	
11 ITB No. 20-001 1/2 Ton 4WD Crew Cab SWB Pickup - Unit 2-403	Lake Country Chevrolet, Inc.	\$31,257.00	New unit will replace 2-290 2010 Chevrolet 1/2 Ton 2WD Reg Cab Pickup and will be assigned to Inspector I. Unit 2-290 will be evaluated for a pool replacement or sold at auction. The purchase will be made utilizing the State of Texas Co-Op program, TXSmartbuy, in accordance with Local Government Code 271.083.		
Truck Outfitting	DFW Camper Corral	\$780.00			
Total for Unit 2-403		\$32,037.00		Revenue	\$34,000.00
12 ITB No. 20-001 1/2 Ton 4WD Crew Cab SWB Pickup - Unit 2-404	Lake Country Chevrolet, Inc.	\$31,257.00	New unit will replace 2-293 2012 Chevrolet 1/2 Ton 4WD Ext Cab Pickup and will be assigned to Land Agent I - Technical. Unit 2-293 will be evaluated for a pool replacement or sold at auction. The purchase will be made utilizing the State of Texas Co-Op, TXSmartbuy, in accordance with Local Government Code 271.083.		
Truck Outfitting	DFW Camper Corral	\$780.00			
Total for Unit 2-404		\$32,037.00		General	\$34,000.00
13 ITB No. 20-003 1 Ton 4WD Ext Cab & Chassis W/Utility Bed - Unit 2-394	Caldwell Country Cheverolet	\$33,740.00	New unit will replace 2-311 2013 Ford 1 Ton 4WD Ext Cab UTL Truck and will be assigned to Right of Way Technician I. Unit 2-311 will be evaluated for pool replacement or sold at auction. The purchase will be made utilizing the Interlocal Cooperative, HGAC in accordance with Government Code 791.025..		
ITB No. 20-011 Truck Outfitting	General Truck Body Mfg.	\$14,228.12	The purchase will be made utilizing the BUYBOARD Contract 521-16, a local Government Purchasing Cooperative, in accordance with Government Code 791.025.		
Total for Unit 2-394		\$47,968.12		Revenue	\$47,500.00

**Tarrant Regional Water District
Board of Directors Meeting
September 2019
Capital Expenditures**

Project	Vendor	Amount	Purpose	Budget	
14 ITB No. 20-003 1 Ton 4WD Ext Cab & Chassis W/Utility Bed - Unit 2-395	Caldwell Country Cheverolet	\$33,740.00	New unit will replace 2-329 2014 Ford 1 Ton 4WD Ext Cab UTL Truck and will be assigned to Right of Way Technician I. Unit 2-329 will be evaluated for a pool replacement or sold at auction. The purchase will be made utilizing the Interlocal Cooperative, HGAC in accordance with Government Code 791.025.		
ITB No. 20-011 Truck Outfitting	General Truck Body Mfg.	\$14,228.12	The purchase will be made utilizing the BUYBOARD Contract 521-16, a local Government Purchasing Cooperative, in accordance with Government Code 791.025.		
Total for Unit 2-395		\$47,968.12		Revenue	\$47,500.00
15 ITB No. 20-003 1 Ton 4wd Ext Cab SWB Pickup - Unit 2-396	Caldwell Country Cheverolet	\$41,754.00	New unit will replace 2-308 2013 Dodge 3/4 Ton 4WD Crew Cab Pickup and will be assigned to Right of Way/Cathodic Protection Supervisor. Unit 2-308 will be evaluated for a pool replacement or sold at auction. The purchase will be made utilizing the Interlocal Cooperative, HGAC in accordance with Government Code 791.025.		
Total for Unit 2-396		\$41,754.00		Revenue	\$42,000.00
16 ITB No. 20-001 3/4 Ton 4WD Ext Cab & Chassis W/Utility Bed - Unit 2-402	Lake Country Chevrolet, Inc.	\$28,504.00	New unit will be an addition to the Fleet and assigned to Security. The purchase will be made utilizing the Interlocal Cooperative, HGAC in accordance with Government Code 791.025.		
ITB No. 20-011 Truck Outfitting	General Truck Body Mfg.	\$12,960.96	The purchase will be made utilizing the BUYBOARD Contract 521-16, a local Government Purchasing Cooperative, in accordance with Government Code 791.025.		
Total for Unit 2-402		\$41,464.96		Revenue	\$42,500.00
17 ITB No. 20-002 1 Ton 4WD Crew Cab & Chassis W/Utility Bed - Unit 5-109	Silsbee Ford, Inc.	\$41,754.00	New unit will replace 5-74 1999 Ford 1 Ton 4WD Crew Cab UTL Truck and will be assigned to Welding Group. Unit 5-74 will replace 3-43 a 1993 GMC Cab & Chassis equipped with a ETI Aerial Manlift. The Manlift will be transferred to unit 5-74 and will be assigned to the Resource Calendar and utilized for projects District wide. The Aerial Lift will be electrical certified. Unit 3-43 will be sold at auction. The purchase will be made utilizing the State of Texas Co-Op program, TXSmartbuy, in accordance with Local Government Code 271.083.		
ITB No. 20-011 Truck Outfitting	General Truck Body Mfg.	\$10,931.26	The purchase will be made utilizing the BUYBOARD Contract 521-16, a local Government Purchasing Cooperative, in accordance with Government Code 791.025.		
Total for Unit 5-109		\$52,685.26		General	\$59,500.00

**Tarrant Regional Water District
Board of Directors Meeting
September 2019
Capital Expenditures**

Project	Vendor	Amount	Purpose	Budget	
18 ITB No. 20-002 1 Ton 4WD Crew Cab & Chassis W/Utility Bed - Unit 5-110	Silsbee Ford, Inc.	\$41,754.00	New unit will replace 5-96 2009 Dodge 1 Ton 2WD Crew Cab UTL Truck and will be assigned to Floodway. Unit 5-96 will be sold at auction. The purchase will be made utilizing the State of Texas Co-Op, TXSmartbuy, in accordance with Local Government Code 271.083.		
ITB No. 20-011 Truck Outfitting	General Truck Body Mfg.	\$16,246.18	The purchase will be made utilizing the BUYBOARD Contract 521-16, a local Government Purchasing Cooperative, in accordance with Government Code 791.025.		
Total for Unit 5-110		\$58,000.18		General	\$64,500.00
19 ITB No. 20-003 3/4 Ton 4WD Crew Cab SWB Pickup - Unit 2-400	Caldwell Country Cheverolet	\$36,536.00	New unit will replace 2-285 2012 Chevrolet 1/2 Ton 4WD Crew Cab Pickup and will be assigned to Patrol Officer. Unit 2-285 will be evaluated for a reserve replacement or sold at auction. The purchase will be made utilizing the State of Texas Co-Op, TXSmartbuy, in accordance with Local Government Code 271.083.		
Truck Outfitting	Dana Safety Supply	\$11,117.25			
Total for Unit 2-400		\$47,653.25		General	\$48,500.00
20 ITB No. 20-009 Heavy Duty Welder - Unit 12-198	Airgas USA LLC	\$11,795.00	New unit will replace 12-30 1998 Miller Big 40 Welder. New unit will be assigned to Welders/Operations Group. Unit 12-30 will be reassigned and unit 12-95 1991 Miller Big 40 Welder will be sold at auction.		
Total for Unit 12-198		\$11,795.00		General	\$11,500.00

**Tarrant Regional Water District
Board of Directors Meeting
September 2019
Capital Expenditures**

Project	Vendor	Amount	Purpose	Budget
21 ITB No. 20-009 Heavy Duty Welder - Unit 12-199	Airgas USA LLC	\$11,795.00	New unit will replace 12-21 2001 Champion Hobart Welder in poor condition and under powered. New unit will be assigned to EM Operations. Unit 12-21 will be sold at auction.	
Total for Unit 12-199		\$11,795.00		Revenue \$11,500.00
22 ITB No. 20-010 Heavy Duty Tandem Axle Enclosed Trailer - Unit 10-171	Worth Trailer	\$8,620.00	New unit will replace 10-86 1991 Shopbuilt Tandem Axle Enclosed Trailer. New unit will be assigned to Instrumentation & Electrical Group for on-site Electrical projects. Unit 10-86 will be sold at auction.	
Total for Unit 10-171		\$8,620.00		Revenue \$8,500.00
General Actuals	\$343,455.39		General Budget	\$359,500.00
Revenue Actuals	\$533,521.19		Revenue Budget	\$545,500.00
Capital Equipment Actual Total	\$876,976.58		Capital Equipment Budget Total	\$905,000.00
<u>VENDOR TOTALS</u>				
Grand Total for Holt Caterpillar		\$112,864.99		
Grand Total for Kirby Smith		\$123,950.00		
Grand Total for Caldwell Country Chevrolet		\$180,756.00		
Grand Total for Polaris Sales, Inc.		\$17,334.70		
Grand Total for Silsbee Ford		\$83,508.00		
Grand Total for Lake Country Chevrolet		\$184,789.00		
Grand Total for General Truck Body		\$68,594.64		
Grand Total for Loftin Equipment Company, Inc.		\$57,952.00		
Grand Total for Dana Safety Supply		\$11,117.25		
Grand Total for DFW Camper Corral		\$3,900.00		
Grand Total for Worth Trailer		\$8,620.00		
Grand Total for Airgas USA LLC		\$23,590.00		
Capital Equipment Total		\$876,976.58		

Funding for these items is included in the Fiscal Year 2020 General/Revenue Fund. Director Hill seconded the motion and the vote in favor was unanimous.

11.

With the recommendation of management, Director Lane moved to approve the operation maintenance expenditures as listed below:

**Tarrant Regional Water District
Board of Directors Meeting
September 2019
Operation Maintenance**

Project	Vendor	Amount	Purpose	Budget
1 ITB No. 18-092 Grounds Maintenance for Eastern Facilities	H&H Services	\$90,450	Grounds maintenance for District facilities at the following locations: Cedar Creek Office/Pump Station Compound, Richland Chambers Office Compound, Richland Chambers Pump Station Compound, S5x15 Interconnect Facility, Richland Chambers Relift. This contract is for one initial one-year period with the option to renew for four additional one-year periods.	Revenue \$143,500
Project	Vendor	Amount	Purpose	Budget
2 ITB 19-126 Replace Valves in 4th Street Dam	J&S Valve, Inc.	\$132,310	Replace two of the poor functioning valves with plug valves (due to vault restrictions)	General \$180,000
Project	Vendor	Amount	Purpose	Budget
3 ITB 19-090 Furnish and Deliver Pipeline Chemicals	Brenntag - Liquid Chlorine	\$350,000	Chemical quantities vary with the volume and temperature of pumped water from Richland-Chambers and Cedar Creek Reservoirs. Chlorine is used at the Richland Chambers Lake Pump Station to control biofilm in the pipeline during high flow operations. Ammonia is also injected to combine with the chlorine to form chloramines. Unlike chlorine injection alone, chloramines avoid the formation of trihalomethanes, a proven health hazard. Sodium Hydroxide is used at both the Cedar Creek and Richland-Chambers Reservoirs to control pH. Consistent pH control serves three purposes: preservation of the mortar lining within the pipeline, assistance with customer water treatment, and increased efficacy of the chloramine formation. Lowest prices were selected from the three bids received. Unit pricing is subject to quarterly price adjustments based on chemical pricing indices; however, the cost will not exceed the budgeted amount without additional Board Action. This contract is for one initial one-year period with the option to renew for four additional one-year periods.	Revenue \$350,000
ITB 19-090 Furnish and Deliver Pipeline Chemicals	Southern Ionics - Ammonia	\$100,000		Revenue \$100,000
ITB 19-090 Furnish and Deliver Pipeline Chemicals	DPC - Sodium Hydroxide	\$700,000		Revenue \$700,000

Funding for these items is included in the Fiscal Year 2020 General/Revenue Fund. Director King seconded the motion and the vote in favor was unanimous.

12.

With the recommendation of management, Director Lane moved to approve a Joint Funding Agreement with the U.S. Geological Survey (USGS) at a cost of \$391,640 to support the USGS gage network. Funding for this item is included in the Fiscal Year 2020 General Fund Budget (\$129,750) and the Fiscal year 2020 Revenue Fund Budget (\$261,890). Director Leonard seconded the motion and the vote in favor was unanimous.

13.

With the recommendation of management, Director Leonard moved to approve a contract with Cascade Consultants, LLC to manufacture, assemble, and deliver a 48-inch Armacon triple offset ball valve for the facility expansion project at Kennedale Balancing Reservoir at a cost not-to-exceed \$248,093.23. Funding for this item is included in the Bond Fund. Director Hill seconded the motion and the vote in favor was unanimous.

14.

With the recommendation of management, Director Hill moved to approve a change in calculation of retainage with BAR Constructors, Inc to 5% of the total contract price. BAR Constructors has reached the 50 percent completion milestone of the contract for the Joint Cedar Creek Lake Pump Station of the Integrated Pipeline Project. All remaining contract payments are to be made in full, the Board having found that satisfactory progress is being made. However, any changes to the contract price by change order or alternate base bid work for the project will require adjustment to the retainage schedule. The total current contract price, including approved change orders,

is \$63,374,754.75 with 5 percent retainage to date of \$3,167,305.20. Funding for this item is included in the Bond Fund. Director Lane seconded the motion and the vote in favor was unanimous.

15.

With the recommendation of management, Director Hill moved to approve an additional Task Order 02 to the Agreement for Professional Services – Task Order Contract with Burns and McDonnell Engineering Company, Inc, in an amount not-to-exceed \$690,000, for Pipeline Sections 19-1 and 19-2 Transportation Management Planning and Permit Coordination of the Integrated Pipeline Project. The current value of Task Order 01 is \$289,367.16. With the addition of Task Order 02 the revised contract value will be the not-to-exceed amount of \$979,367.16. The total value of Burns and McDonnell’s Integrated Pipeline Project transportation planning and permitting services under the prior Burns and McDonnell Professional Services Agreement and these two Task Order contracts will be \$1,673,877.16. Funding for the item is included in the Bond Fund. Director Lane seconded the motion and the vote in favor was unanimous.

16.

Trinity River Vision Authority (TRVA) Board Members Jim Oliver and James Hill presented an update regarding the TRVA Board Report.

17.

Staff Updates

- Future Water Supply Update – Postponed
- Trinity River Vision Project Funding
- System Status Update

The Board of Directors recessed for a break from 10:15 a.m. to 10:29 a.m.

18.

The presiding officer next called an executive session at 10:29 a.m. under Texas Government Code Section 551.071 to Consult with Legal Counsel on a Matter in Which the Duty of Counsel Under the Texas Disciplinary Rules of Professional Conduct Clearly Conflicts with Chapter 551, Texas Government Code and to Conduct a Private Consultation with Attorneys Regarding Pending or Contemplated Litigation (*Tarrant Regional Water District v. William T. Galliford, et al*, Cause No. D15-24308-CV in the District Court 13th Judicial District, Navarro County, Texas); under Section 551.072 to Deliberate the Purchase, Exchange, Lease or Value of Real Property; under Section 551.074 to Deliberate Certain Personnel Matters; and under Section 551.076 to Deliberate Regarding Security Personnel, Devices, or Audits. Director King left the Board meeting at 11:20 a.m. Upon completion of the executive session at 11:39 a.m., the President reopened the meeting with a quorum present.

19.

With the recommendation of management, Director Leonard moved to approve a contract for security operations services in the amount of \$862,705. This contract includes a recurring cost for the Security Operations Center of \$482,342.90 and a one-time fee for software, hardware and staff augmentation support of \$380,362.10. Funding for this item is included in the Fiscal Year 2020 General Fund (allocated). Director Hill seconded the motion and the vote in favor was unanimous.

20.

With the recommendation of management, Director Lane moved to approve a payment in the amount of \$236,069.12 to Time Warner to deliver “last mile” fiber connectivity between Fort Worth and the Integrated Pipeline Project’s Joint Booster Pump Station 3. Funding for this item is included in the Fiscal Year 2019 General Fund (allocated). Director Hill seconded the motion and the vote in favor was unanimous.

21.

With the recommendation of management, Director Hill moved to approve the purchase of the real property described below, which is necessary for the public use and purpose of construction and operation of the Cedar Creek Wetland Project. Funding for this acquisition is included in the Bond Fund.

**Parcel 21
(Witherspoon)**

A permanent easement interest across a 1.5720 acre tract of land located in the John Swesey Survey, abstract No. 499, Kaufman County, Texas, said 1.472-acre tract also being a portion of a called 20.000-acre tract of land conveyed to the James D. Witherspoon and Neta J. Witherspoon Revocable Living Trust, by deed as recorded in Volume 3549, Page 461, Deed Records, Kaufman County, Texas, and being further described in the accompanying resolution and in the survey plat for Parcel 21 attached thereto for the negotiated purchase price of \$47,000.

EXHIBIT "A"
Property Description

BEING a 1.572 acre (68,469 square feet) tract of land located in the John Swesey Survey, Abstract No. 499, Kaufman County, Texas, said 1.572 acre tract also being a portion of a called 20.000 acre tract of land conveyed to **THE JAMES D. WITHERSPOON and NETA J. WITHERSPOON REVOCABLE LIVING TRUST**, by deed as recorded in Volume 3549, Page 461, Deed Records, Kaufman County, Texas (D.R.K.C.T.), and being more particularly described by metes and bounds:

BEGINNING at an iron rod a cap stamped "SPOONER & ASSOCIATES" set (hereinafter referred to as an iron rod set) on the west property line of the said 20.000 acre tract, same being an east property line of a called 57.158 acre tract of land conveyed to Gary D. Wright, by deed as recorded in Volume 4720, Page 318, D.R.K.C.T., from said beginning point the southwest property corner of the said 20.000 acre tract bears South 00°59'58" West, a distance of 964.33 feet (said beginning point having a grid coordinate of N:6,821,721.710 E:2,646,877.663);

THENCE North 00°59'58" East, along the said property lines, a distance of 109.85 feet to an iron rod set from which a northwest property corner of the said 20.000 acre tract, same being an east property corner of the said 58 acre tract bears North 00°59'58" East, a distance of 95.48 feet;

THENCE North 66°32'43" East, over and across the said 20.000 acre tract, a distance of 65.40 feet to an iron rod set at the beginning of a curve to the left having a radius of 4,712.00 feet;

THENCE along said curve to the left, an arc length of 618.83 feet, and across a chord which bears North 62°46'58" West, 618.38 feet to an iron rod set on the east property line of the said 20.000 acre tract, same being a west property line of a called 79.322 acre tract of land conveyed to Jerry D. Little and Dorothy Little, by deeds as recorded in Volume 5003, Page 438, and Volume 5486, Page 588, D.R.K.C.T., from which the northeast property corner of the said 20.000 acre tract bears North 00°57'07" West, a distance of 15.13 feet;

THENCE South 00°57'07" East, along the said property lines, a distance of 115.10 feet to an iron rod set from which the southeast property corner of the said 20.000 acre tract, same being a southwest property corner of the said 79.322 acre tract bears South 00°57'07" East, a distance of 1,260.67 feet, and being at the beginning of a curve to the right having a radius of 4,812.00 feet;

THENCE over and across the said 20.000 acre tract with said curve to the right, an arc length of 574.36 feet, and across a chord which bears South 63°07'33" West, 574.02 feet to an iron rod set;

THENCE South 66°32'43" West, a distance of 110.87 feet to the **POINT OF BEGINNING**, and containing **1.572 acres (68,469 square feet)** of land, more or less.

NOTE: Basis of Bearings is the Texas State Plane Coordinate System, North Central Zone (4202) North American Datum (NAD83)(2007) with all distances scaled from N:6,280,412.879 E:2,638,417.218 by a project combined scale factor of 0.99993245856.

NOTE: Plat to accompany this legal description

I do certify on this 27th day of March, 2018, to Kaufman County Title & Abstract Company, First American Title Insurance Company, and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition IV Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by First American Title Insurance Company, having an effective date of May 1, 2013, issued May 7, 2013, GF# 1794146-KT50, affecting the subject property.

Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition IV Survey.

Eric S. Spooner, RPLS
Registered Professional Land Surveyor
Texas Registration Number 5922

Dated: 3-27-18



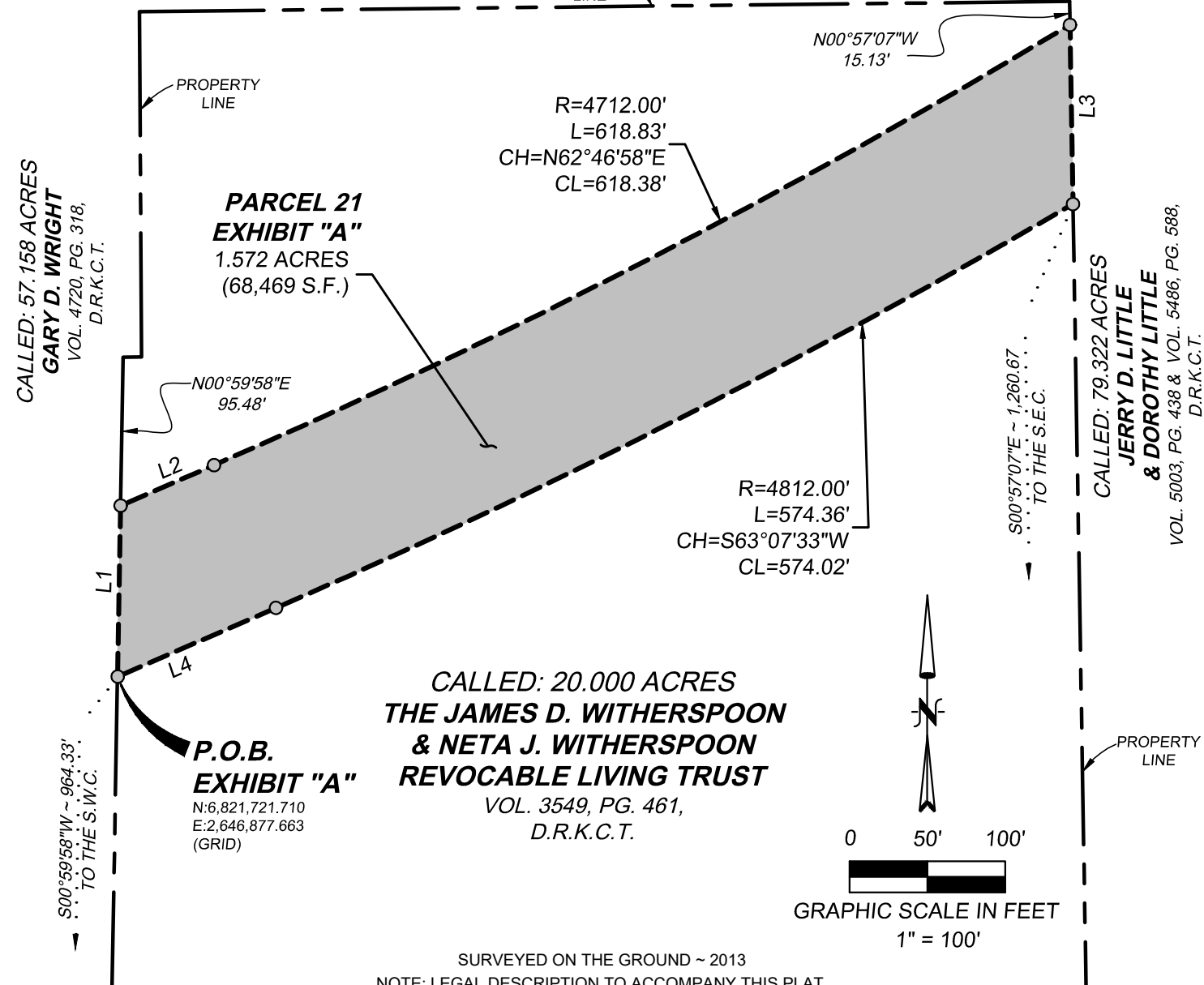
LINE TABLE		
NO.	DIRECTION	DIST.
L1	N00°59'58"E	109.85'
L2	N66°32'43"E	65.40'
L3	S00°57'07"E	115.10'
L4	S66°32'43"W	110.87'

EXHIBIT "A" PARCEL 21

○ = 1/2 IRON ROD SET WITH CAP STAMPED "SPOONER & ASSOCIATES" SET UNLESS OTHERWISE SHOWN.

CALLED: 57.158 ACRES
GARY D. WRIGHT
VOL. 4720, PG. 318,
D.R.K.C.T.

JOHN SWESEY SURVEY
ABSTRACT NO. 499



CALLLED: 57.158 ACRES
GARY D. WRIGHT
VOL. 4720, PG. 318,
D.R.K.C.T.

**PARCEL 21
EXHIBIT "A"**
1.572 ACRES
(68,469 S.F.)

CALLLED: 20.000 ACRES
**THE JAMES D. WITHERSPOON
& NETA J. WITHERSPOON
REVOCABLE LIVING TRUST**
VOL. 3549, PG. 461,
D.R.K.C.T.

CALLLED: 79.322 ACRES
**JERRY D. LITTLE
& DOROTHY LITTLE**
VOL. 5003, PG. 438 & VOL. 5486, PG. 588,
D.R.K.C.T.

S00°59'58"W ~ 964.33'
TO THE S.W.C.

**P.O.B.
EXHIBIT "A"**
N: 6,821,721.710
E: 2,646,877.663
(GRID)



GRAPHIC SCALE IN FEET
1" = 100'

SURVEYED ON THE GROUND ~ 2013
NOTE: LEGAL DESCRIPTION TO ACCOMPANY THIS PLAT.

SPOONER & ASSOCIATES
REGISTERED PROFESSIONAL LAND SURVEYORS

SPOONER AND ASSOCIATES, INC.
309 BYERS STREET, SUITE 100
EULESS, TEXAS 76039
TEL 817-281-2355
FAX 817-685-8508

PROJ NO: 09-086-3
SCALE: 1" = 100'
DATE: 05/07/2013
DRAWN BY: C.R.R.
CHECKED BY: S.G.S.
REVISED DATE: 03/29/2018

03/30/2018

ERIC S. SPOONER
5922
PROFESSIONAL
LAND SURVEYOR

SHEET TITLE
**EXHIBIT "A"
PARCEL 21
THE JAMES D. WITHERSPOON & NETA J.
WITHERSPOON REVOCABLE LIVING TRUST**

PROJECT
CEDAR CREEK
FINISHED WATER PIPELINE

BASIS OF BEARING IS THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202) NORTH AMERICAN DATUM (NAD83)(2007) WITH ALL DISTANCES SCALED FROM N:6,820,412.879, E: 2,638,417.218 BY A PROJECT COMBINED SCALE FACTOR OF 0.99993245856.

PG. 3 OF 4

EXHIBIT "A-1"

- 10f. Right of Way Easement dated January 28, 1939 executed by F. E. McDougald and Ruth McDougald to Kaufman County Electric Cooperative, Inc., recorded in Volume 264, Page 327, D.R.K.C.T. *(Subject property is a portion of the tract of land described in said document)*
- 10g. Oil, Gas and Mineral Lease dated February 8, 1955 executed by F. E. McDougald and Ruth McDougald to J.E. Schultz, recorded in Volume 391, Page 539, D.R.K.C.T. Title to said interest has not been investigated subsequent to the date of the aforesaid instrument. *(The subject property it not a portion of the tract of land described in said document)*
- 10h. Right of Way Easement dated October 23, 1973 executed by Eugene McDougald to Tolosa Water Corp., recorded in Volume 627, Page 639, D.R.K.C.T. *(Blanket Easement ~ Easement is 15 feet in width, centered upon a pipeline as installed, Surveyor has no knowledge of pipelines across the subject property)*
- 10i. Oil, Gas and Mineral Lease dated July 2, 1979 executed by John W. Sides, Sr. and D.W. Marr, Trustee of City Employees Credit Union of Dallas, Texas to Finisher's Oil and Gas, Inc., recorded in Volume 663, Page 908, D.R.K.C.T. Title to said interest has not been investigated subsequent to the date of the aforesaid instrument. *(Subject property is a portion of the tract of land described in said document)*
- 10j. Oil, Gas and Mineral Lease dated April 6, 1984 executed by John W. Sides and E. Louise Sides to Hinton Production Company, recorded in Volume 770, Page 37, D.R.K.C.T. Title to said interest has not been investigated subsequent to the date of the aforesaid instrument. *(Subject property is a portion of the tract of land described in said document)*
- 10k. Oil, Gas and Mineral Lease dated February 13, 1992 executed by John W. Sides, Sr. and Emma Louise Sides to Ventura Petroleum Corp., recorded in Volume 1046, Page 121, D.R.K.C.T. Title to said interest has not been investigated subsequent to the date of the aforesaid instrument. *(Subject property is a portion of the tract of land described in said document)*
- 10l. Subject to the life estate of James D. Witherspoon, aka James David Witherspoon and Neta J. Witherspoon, aka Neta Jo Witherspoon created in Warranty Deed dated February 24, 2009 recorded in Volume 3549, Page 461, D.R.K.C.T. *(Subject property is a portion of the tract of land described in said document)*

In addition, the General Manager or his designee are granted authority to execute all documents necessary to complete these transactions and to pay all reasonable and necessary closing and related costs incurred with these acquisitions. Director Lane seconded the motion and the vote in favor was unanimous.

22.

With the recommendation of management and General Counsel, Director Leonard moved to approve the proposed settlement of claims in the Integrated Pipeline Project – Galliford (513) Lawsuit as negotiated by General Counsel. Funding for this settlement is included in the Bond Fund. Director Hill seconded the motion and the vote in favor was unanimous.

23.

Director Hill moved to add concerns regarding the Eagle Mountain Lake buoys to the next Board meeting agenda. Director King seconded the motion and the vote in favor was unanimous.

24.

The next board meeting was scheduled for October 15, 2019 at 2:00 P.M.

25.

There being no further business before the Board of Directors, the meeting was adjourned.



President



Secretary