MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF TARRANT REGIONAL WATER DISTRICT HELD ON THE 16th DAY OF JANUARY 2024 AT 9:00 A.M.

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

Present
Leah King
James Hill
Mary Kelleher
C.B. Team
Paxton Motheral

Also present were Dan Buhman, Alan Thomas, Crystal Alba, Darrel Andrews, Airin Barnett, Lisa Cabrera, Rick Carroll, Dustan Compton, Megan Cowan, Ellie Garcia, Zach Hatton, Nat Hill, Rachel Ickert, Laramie LaRue, Jennifer Mitchell, Sandy Newby, Mark Olson, Craig Parsons, Stephen Tatum, and Ed Weaver of the Tarrant Regional Water District (District or TRWD).

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 was received from Daniel Bennett, who spoke regarding item 3, minutes from the December Board meeting. Public comment was received from Lon Burnam, who spoke regarding public comment.

Director Team joined the meeting at 9:06 a.m.

3.

Director Hill moved to approve the minutes from the meeting held on December 12, 2023, subject to clarification on item 17. The amended sentence in item 17 reads as

follows: "With the recommendation of management, Director Hill moved to approve and authorize submission of a comment letter to the Texas Commission on Environmental Quality (TCEQ) which offers the District's support to the City of Fort Worth on the City's position regarding the BAP Kennor Landfill, LLC Municipal Solid Waste Registration application filed with the TCEQ to construct and operate a Type V Municipal Solid Waste facility for recycling construction and demolition wastes at 3411 Silver Creek Road."

Director Kelleher seconded the motion, and the votes were 5 in favor, 0 against. It was accordingly ordered that these minutes be placed in the permanent files of the District.

4.

With the recommendation of management, Director Team moved to approve a contract in the amount of \$379,818 with Plummer Associates, Inc. for Reservoir Model Development for Richland-Chambers Reservoir. Funding for this item is included in the Fiscal Years 2024 and 2025 Revenue Fund Budgets. Director Kelleher seconded the motion, and the votes were 5 in favor, 0 against.

5.

With the recommendation of management, Director Team moved to approve Memorandum of Understanding Agreements with both the City of Dallas and North Texas Municipal Water District (NTMWD) for the Regional Water Conservation Public Awareness Campaign. The District, NTMWD, and Dallas will each provide a total annual contribution of \$583,334 for the campaign. The agreement with Dallas and the District also provides for additional funding up to \$86,666 per year to accommodate annual shared costs for the weekly watering advice tool. The agreement with Dallas has up to four (4) annual renewal options for a total potential cost not-to-exceed of \$3,350,000 and

the agreement with NTMWD has a five (5) year term limit for a total cost not-to-exceed of \$2,916,670. Funding for this item is included in the Fiscal Year 2024 Revenue Fund Budget. Director Motheral seconded the motion, and the votes were 5 in favor, 0 against.

6.

Sandy Newby, Chief Financial Officer, and Jennifer Mitchell, Finance Director, presented the District's Annual Comprehensive Financial Report for the Year Ended September 30, 2023. Tracey Guidrey Cooley, Audit & Assurance Managing Director with Deloitte & Touche, LLP, joined the meeting by phone.

7.

Staff Updates

- General Manager Update presented by Dan Buhman, General Manager
- Water Resources and Planning Update presented by Rachel Ickert, Chief
 Water Resources Officer
- UESI Project of the Year Award Update presented by Alan Thomas, Deputy
 General Manager
- IPL Tunnel Update presented by Ed Weaver, IPL Project Manager
- Water Conservation Awards Update presented by Dustan Compton,
 Conservation Manager
- Accounting and Purchasing Awards Update presented by Sandy Newby, Chief
 Financial Officer
- MWBE Vendor Participation Update presented by Crystal Alba, Diverse Business Specialist

The Board of Directors recessed for a break from 10:23 a.m. to 10:31 a.m.

The Board next held an Executive Session commencing at 10:31 a.m. under Section 551.071 of the Texas Government Code 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 Section 551.072 of the Texas Government Code to Deliberate the Purchase, Exchange, Lease or Value of Real Property.

Upon completion of the executive session at 10:47 a.m., the President reopened the meeting.

9.

With the recommendation of management, Director Kelleher moved to approve authorization to acquire, by purchase, interests in the following described tract(s), which are necessary for the public use and purpose of construction and operation of the Cedar Creek Pipeline Rehab Project.

A temporary easement interest across a 0.750-acre tract of land in the J. Lawrence Survey, Abstract No. 616, City of Midlothian, Ellis County, Texas, and being a portion of Lot 90X, Block 1 Greenway Trails Phase 2, an addition to the City of Midlothian as recorded in Instrument No. 2035350 of the Official Public Records of Ellis County, Texas, said Lot 90X, Block 1 being conveyed to Greenway Trails Owners Association, Inc. as recorded in Instrument No. 2155509 of said Official Public Records of Ellis County, Texas, and being further described in the accompanying resolution and in the survey plats attached hereto for the appraised purchase price of \$143,500.

EXHIBIT "A" TARRANT REGIONAL WATER DISTRICT CEDAR CREEK SECTION 2 REPLACEMENT PARCEL NO. 22A-TCE

TEMPORARY CONSTRUCTION EASEMENT J. LAWRENCE SURVEY, ABSTRACT NO. 616 CITY OF MIDLOTHIAN ELLIS COUNTY, TEXAS

Being a temporary construction easement situated in the J. Lawrence Survey, Abstract No. 616, City of Midlothian, Ellis County, Texas, and being a portion of Lot 90X, Block 1 Greenway Trails Phase 2, an addition to the City of Midlothian as recorded in Instrument No. 2035350 of the Official Public Records of Ellis County, Texas, said Lot 90X, Block 1 being conveyed to Greenway Trails Owners Association, Inc. as recorded in Instrument No. 2155509 of said Official Public Records of Ellis County, Texas, said temporary construction easement being more particularly described by metes and bounds as follows:

COMMENCING at a 1/2 inch iron rod with cap stamped "GOODWIN MARSHALL" found for the south corner of Lot 59X, Block 6 of said Greenway Trails Addition Phase 2, said 1/2 inch iron rod with cap stamped "GOODWIN MARSHALL" being the east corner of Lot 1, Block 1 Richland Chambers Cedar Creek Interconnect Addition, an addition to the City of Midlothian as recorded in Instrument No. 1510855 of said Official Public Records of Ellis County. Texas, said 1/2 inch iron rod with cap stamped "GOODWIN MARSHALL" also being the north corner of Lot 60X, Block 6 of Greenway Trails Addition Phase 1, an addition to the City of Midlothian as recorded in Instrument No. 2014736 of the Official Public Records of Ellis County, Texas, said 1/2 inch iron rod with cap stamped "GOODWIN MARSHALL" also being in the westerly line of Walnut Ridge Drive (a 50.0' right-of-way); THENCE South 37 degrees 24 minutes 56 seconds West, with the southeast line of said Lot 1, Block 1 and with the northwest line of said Lot 60X, Block 6, a distance of 386.17 feet to a calculated point for the east corner of a 130' Pipeline Right-of-Way granted to Tarrant County Water Control and Improvement District Number One as recorded in Volume 490, Page 551 of said Deed Records of Ellis County. Texas, said calculated point being the north corner of a 130' Pipeline Right-of-Way granted to Tarrant County Water Control and Improvement District Number One as recorded in Volume 493, Page 618 of said Deed Records of Ellis County, Texas, said calculated point also being the west corner of a 50' Access & Utility Easement described as Parcel 1052.3 granted to Tarrant Regional Water District as recorded in Volume 2797, Page 2461 of said Deed Records of Ellis County, Texas; THENCE South 52 degrees 34 minutes 43 seconds East, with the northeast line of said 130' Pipeline Right-of-Way as recorded in Volume 493, Page 618 and with the southwest line of said Parcel 1052.3, passing at a distance of 99.01 feet, the southeasterly line of said Lot 60X, Block 6, and the westerly line of said Walnut Ridge Drive, and passing at a distance of 149.01 feet, the easterly line of said Walnut Ridge Drive and a westerly line of said Lot 90X, Block 1, in all, a distance of 318.65 feet to a

calculated point for the **POINT OF BEGINNING**, said calculated point being the south corner of said Parcel 1052.3, said calculated point having grid coordinates of N=6,880,215.08 and E=2,410,200.30;

THENCE North 73 degrees 17 minutes 59 seconds East, with the southeasterly line of said Parcel 1052.3, a distance of 257.86 feet to a calculated point for most southerly east corner of said Parcel 1052.3, said calculated point being in an east line of said Lot 90X, Block 1 and in the west line of F.M. Highway 661 (a variable width right-of-way), said calculated point also being in the east line of a 90' Easement & Access Area granted to Atmos as recorded in Volume 297, page 482 of said Deed Records of Ellis County, Texas, and Instrument No. 2006473 of said Official Public Records of Ellis County, Texas;

THENCE South 00 degrees 19 minutes 37 seconds East, with the east line of said Lot 90X, Block 1 and with the west line of said F.M. Highway 661, a distance of 264.24 feet to a calculated point for corner in the northeast line of said 130' Pipeline Right-of-Way as recorded in Volume 493, Page 618, from which a Type I TXDOT Monument found for an angle point in the west line of said F.M. Highway 661 and for an angle point in the east line of said Lot 90X, Block 1 bears South 00 degrees 19 minutes 37 seconds East, a distance of 419.08 feet:

THENCE North 52 degrees 34 minutes 43 seconds West, with the northeast line of said 130' Pipeline Right-of-Way as recorded in Volume 493, Page 618, a distance of 312.89 feet to the **POINT OF BEGINNING**, and containing 32,688 square feet or 0.750 acres of land, more or less.

Notes:

- (1) A plat of same date herewith accompanies this legal description.
- (2) All bearings and coordinates are referenced to the Texas State Plane Coordinate System, NAD-83(2011), North Central Zone (4202). All distances and areas shown are surface utilizing a surface adjustment factor of 1.000072449.

* SURVEYOR'S CERTIFICATE *

TO ALL PARTIES INTERESTED IN TITLE TO THE PREMISES SURVEYED, I DO HEREBY CERTIFY THAT THE ABOVE LEGAL DESCRIPTION WAS PREPARED FROM PUBLIC RECORDS AND FORM AN ACTUAL AND ACCURATE SURVEY UPON THE GROUNDS AND THAT SAME IS TRUE AND CORRECT.

November 21, 2022

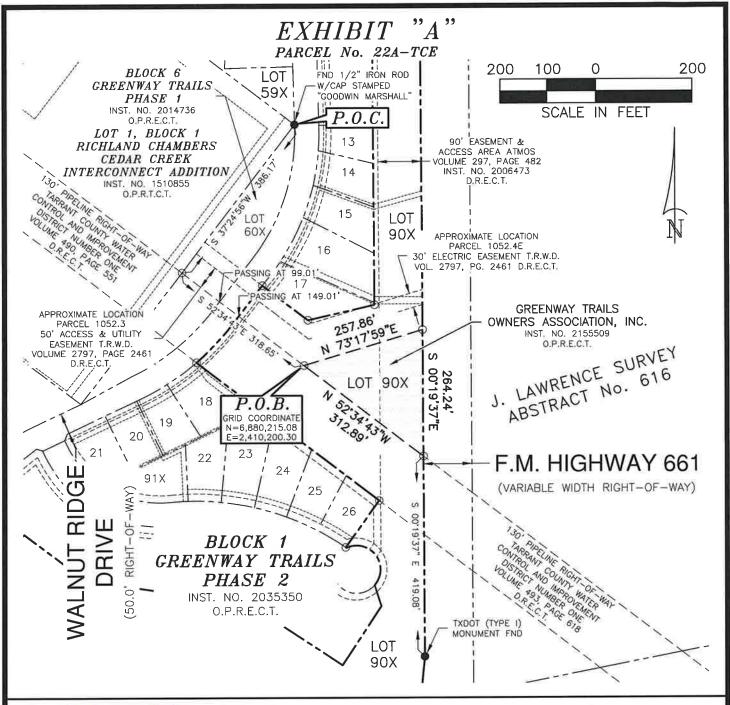
Richard Kennedy

Registered Professional Land Surveyor

Texas No. 5527

Gorrondona & Associates, Inc.

Texas Firm No. 10106900





Tarrant Regional Water District

800 E. NORTHSIDE DRIVE . FORT WORTH, TEXAS 76102

OF AEGISTE,

RICHARD KENNEDY

5527 FESS 10

SURVE

TEXAS FIRM No. 10106900

CEDARCREEKSECTION 2 REPLACEMENT

TEMPORARY CONSTRUCTION EASEMENT PARCEL NO. 22A-TCE OWNERS ASSOCIATION, INC. OWNER: GREENWAY TRAILS SURVEY: J. LAWRENCE SURVEY, ABSTRACT NO. 616 LOCATION: CITY OF MIDLOTHIAN, ELLIS COUNTY, TEXAS ACQUISITION AREA: 32,688 SQUARE FEET OR 0.750 ACRES WHOLE PROPERTY ACREAGE: 901,960 SQUARE FEET OR 20.706 ACRES (BY PLAT) RICHARD KENNEDY CAD FILE: P22A_TCE.DWG G&AI JOB NO. B&V_1901.00 DRAWN BY: BM REGISTERED PROFESSIONAL LAND SURVEYOR

SCALE: 1" = 200' NOVEMBER 21, 2022 EXHIBIT

FAX 817-496-1768 GORRONDONA & ASSOCIATES, INC. • 2800 N.E. LOOP 820, SUITE 660 FORT WORTH, TX. 76137 817-496-1424

EXHIBIT "A" PARCEL No. 22A-TCE

LEGEND

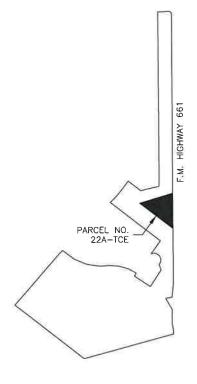
- SET MONUMENTATION (SIZE AND TYPE NOTED)
- FND MONUMENTATION (SIZE AND TYPE NOTED)
- CALCULATED POINT

- PROPERTY/RIGHT-OF-WAY LINE

---- EXISTING EASEMENT LINE

- - PROPOSED EASEMENT LINE

SURVEY/ABSTRACT LINE



- A LEGAL DESCRIPTION OF SAME DATE HEREWITH ACCOMPANIES THIS PLAT.
- ALL BEARINGS AND COORDINATES ARE REFERENCED TO THE TEXAS STATE PLANE COORDINATE SYSTEM, NAD-83(2011), NORTH CENTRAL ZONE (4202). ALL DISTANCES AND AREAS SHOWN ARE SURFACE UTILIZING A SURFACE ADJUSTMENT FACTOR OF 1.000072449.

SUBJECT TRACT & LOCATION OF EASEMENT



Tarrant Regional Water District

800 E. NORTHSIDE DRIVE . FORT WORTH, TEXAS 76102

CEDAR CREEK SECTION 2 REPLACEMENT

TEMPORARY CONSTRUCTION EASEMENT PARCEL NO. 22A-TCE OWNER: GREENWAY TRAILS OWNERS ASSOCIATION, INC.

SURVEY: J. LAWRENCE SURVEY, ABSTRACT NO. 616 LOCATION: CITY OF MIDLOTHIAN, ELLIS COUNTY, TEXAS

ACQUISITION AREA: 32,688 SQUARE FEET OR 0.750 ACRES

WHOLE PROPERTY ACREAGE: 901,960 SQUARE FEET OR 20.706 ACRES (BY PLAT)

DRAWN BY: BM G&AI JOB NO. B&V_1901.00

NOVEMBER 21, 2022

EXHIBIT A

CAD FILE: P22A_TCE.DWG

SCALE: 1" = 200'



RICHARD KENNEDY REGISTERED PROFESSIONAL LAND SURVEYOR TEXAS FIRM No. 10106900

GORRONDONA & ASSOCIATES, INC. • 2800 N.E. LOOP 820, SUITE 660 FORT WORTH, TX. 76137 • 817-496-1424 FAX 817-496-1768

In addition, the General Manager of TRWD or his designee is authorized to take all steps which may be reasonably necessary to complete the acquisition, including, but not limited to, the authority to pay all customary, reasonable and necessary closing and related costs. Funding for this item is included in the Bond Fund. Director Hill seconded the motion, and the votes were 5 in favor, 0 against.

With the recommendation of management, Director Hill moved to approve authorization to acquire, by purchase, interests in the following described tract(s), which are necessary for the public use and purpose of construction and operation of the Cedar Creek Pipeline Rehab Project.

A temporary easement interest across a 1.114-acre easement situated in the W.S Garvin Survey, Abstract No. 423, City of Midlothian, Ellis County, Texas, and being a portion of a called 34.000 acre tract of land conveyed to Kakarla Family Limited Partnership as recorded in Volume 846, Page 115 of the Deed Records of Ellis County, Texas, and being further described in the accompanying resolution and in the survey plats attached hereto for the negotiated purchase price of \$25,000.

EXHIBIT "A" TARRANT REGIONAL WATER DISTRICT CEDAR CREEK SECTION 2 REPLACEMENT PARCEL NO. 35-TCE

TEMPORARY CONSTRUCTION EASEMENT W.S. GARVIN SURVEY, ABSTRACT NO. 423 CITY OF MIDLOTHIAN ELLIS COUNTY, TEXAS

Being a temporary construction easement situated in the W.S Garvin Survey, Abstract No. 423, City of Midlothian, Ellis County, Texas, and being a portion of a called 34.000 acre tract of land conveyed to Kakarla Family Limited Partnership as recorded in Volume 846, Page 115 of the Deed Records of Ellis County, Texas, said temporary construction easement being more particularly described by metes and bounds as follows:

COMMENCING at 1/2 inch iron rod found for an interior ell corner in an east and south line of said called 34.000 acre tract of land and the northwest corner of a tract of land conveyed to Vincent Caleb Gamel and Rana Gamel as recorded in Instrument No. 1528111 of the Official Public Records of Ellis County, Texas; THENCE South 89 degrees 44 minutes 20 seconds East, with a south line of said called 34.000 acre tract of land and with the north line of said tract of land conveyed to Vincent Caleb Gamel and Rana Gamel, a distance of 320.42 feet to a calculated point for the east corner of said called 34.000 acre tract of land and the northeast corner of said tract of land conveyed to Vincent Caleb Gamel and Rana Gamel, said calculated point being in the southwesterly line of the Union Pacific Railroad (a 100' width right-of-way); THENCE North 24 degrees 58 minutes 58 seconds West, with the northeasterly line of said called 34,000 acre tract of land and with the southwesterly line of said Union Pacific Railroad, a distance of 444.75 feet to a calculated point for the POINT OF BEGINNING, said calculated point being in the northeasterly line of a 130' Pipeline Right-of-Way described as Parcel One granted to Tarrant County Water Control and Improvement District Number One as recorded in Volume 494, Page 454 of said Deed Records of Ellis County, Texas, said calculated point having grid coordinates of N=6,868,213.80 and E=2,429,840.10;

THENCE North 57 degrees 32 minutes 06 seconds West, with the northeasterly line of said Parcel One, a distance of 993.85 feet to a calculated point for corner in the west line of said called 34.000 acre tract of land and in the east line of a tract of land conveyed to the City of Midlothian as recorded in Volume 2603, Page 2278 of said Deed Records of Ellis County, Texas, from which a 1/2 inch iron rod with cap stamped "DI SCIULLO AND TERRY" found for the south corner of said tract of land conveyed to the City of Midlothian bears South 00 degrees 04 minutes 44 seconds West, a distance of 77.11 feet, said 1/2 inch iron rod with cap stamped "DI SCIULLO AND TERRY" being the northeast corner of Millbrook Addition Phase One, an addition to the City of

Midlothian as recorded in Cabinet G, Slide 6 of the Plat Records of Ellis County, Texas;

THENCE North 00 degrees 04 minutes 44 seconds East, with the west line of said called 34.000 acre tract of land and with the east line of said tract of land conveyed to City of Midlothian, a distance of 59.21 feet to a calculated point for corner;

THENCE South 57 degrees 32 minutes 06 seconds East, a distance of 947.23 feet to a calculated point for corner in the northeasterly line of said called 34.000 acre tract of land and in the southwesterly line of said Union Pacific Railroad;

THENCE South 24 degrees 58 minutes 58 seconds East, with the northeasterly line of said called 34.000 acre tract of land and with the southwesterly line of said Union Pacific Railroad, a distance of 92.93 feet to the **POINT OF BEGINNING**, and containing 48,527 square feet or 1.114 acres of land, more or less.

Notes:

- (1) A plat of same date herewith accompanies this legal description.
- (2) All bearings and coordinates are referenced to the Texas State Plane Coordinate System, NAD-83(2011), North Central Zone (4202). All distances and areas shown are surface utilizing a surface adjustment factor of 1.000072449.

* SURVEYOR'S CERTIFICATE *

TO ALL PARTIES INTERESTED IN TITLE TO THE PREMISES SURVEYED, I DO HEREBY CERTIFY THAT THE ABOVE LEGAL DESCRIPTION WAS PREPARED FROM PUBLIC RECORDS AND FORM AN ACTUAL AND ACCURATE SURVEY UPON THE GROUNDS AND THAT SAME IS TRUE AND CORRECT.

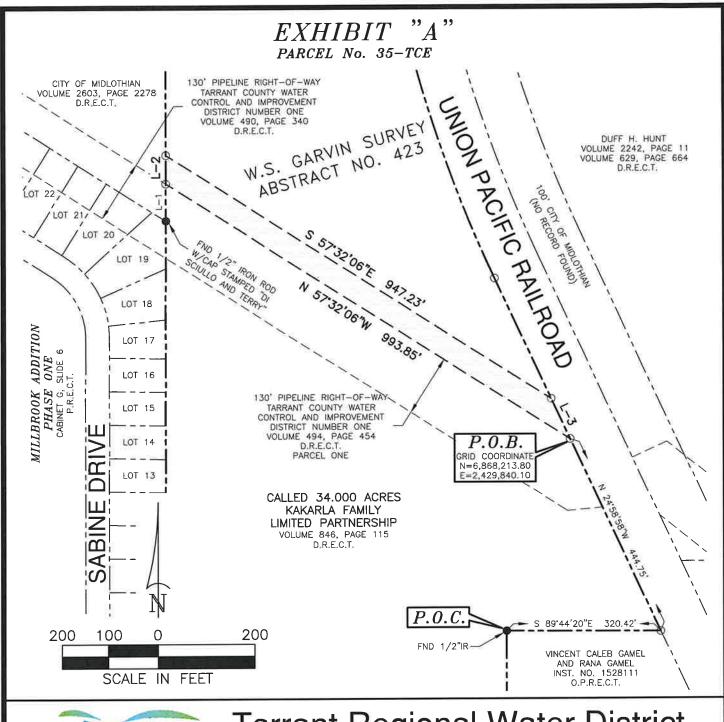
September 22, 2022

Richard Kennedy

Registered Professional Land Surveyor

Texas No. 5527

Gorrondona & Associates, Inc. Texas Firm No. 10106900





Tarrant Regional Water District

800 E. NORTHSIDE DRIVE . FORT WORTH, TEXAS 76102

OF

RICHARD KENNED

5527 VOLESSION

PNO.

CEDARCREEKSECTION 2 REPLACEMENT

PARCEL NO. 35-TCE TEMPORARY CONSTRUCTION EASEMENT OWNER: KAKARLA FAMILY LIMITED PARTNESHIP SURVEY: W.S. GARVIN SURVEY, ABSTRACT NO.423 LOCATION: CITY OF MIDLOTHIAN, ELLIS COUNTY, TEXAS ACQUISITION AREA: 48,527 SQUARE FEET OR 1.114 ACRES WHOLE PROPERTY ACREAGE: 1,481,040 SQUARE FEET OR 34.000 ACRES (BY DEED) RICHARD KENNEDY CAD FILE: P35_TCE.DWG DRAWN BY: BM G&AI JOB NO. B&V_1901.00 REGISTERED PROFESSIONAL LAND SURVEYOR

SCALE: 1" = 200' DATE: SEPTEMBER 22, 2022 TEXAS FIRM No. 10106900 EXHIBIT A FAX 817-496-1768 GORRONDONA & ASSOCIATES, INC. . 2800 N.E. LOOP 820, SUITE 660 FORT WORTH, TX. 76137 817-496-1424

EXHIBIT "A" PARCEL No. 35-TCE

LEGEND

- SET MONUMENTATION (SIZE AND TYPE NOTED)
- FND MONUMENTATION (SIZE AND TYPE NOTED)
- CALCULATED POINT

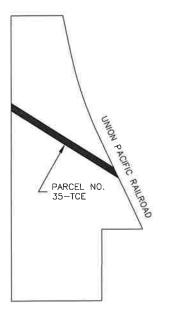
- PROPERTY/RIGHT-OF-WAY LINE

- EXISTING EASEMENT LINE

PROPOSED EASEMENT LINE

SURVEY/ABSTRACT LINE

	LINE TABLE	
LINE	BEARING	DISTANCE
1-1	S 00'04'44"W	77.11
L-2	N 00°04'44"E	59.21'
L-3	S 24°58′58″E	92.93'



SUBJECT TRACT & LOCATION OF EASEMENT

- A LEGAL DESCRIPTION OF SAME DATE HEREWITH ACCOMPANIES THIS PLAT.
- 2. ALL BEARINGS AND COORDINATES ARE REFERENCED TO THE TEXAS STATE PLANE COORDINATE SYSTEM, NAD-83(2011), NORTH CENTRAL ZONE (4202). ALL DISTANCES AND AREAS SHOWN ARE SURFACE UTILIZING A SURFACE ADJUSTMENT FACTOR OF 1.000072449.

Tarrant Regional Water

Tarrant Regional Water District

800 E. NORTHSIDE DRIVE . FORT WORTH, TEXAS 76102

CEDAR CREEK REPLACEMENTSECTION 2

PARCEL NO. 35-TCE TEMPORARY CONSTRUCTION EASEMENT OWNER: KAKARLA FAMILY LIMITED PARTNESHIP SURVEY: W.S. GARVIN SURVEY, ABSTRACT NO.423 LOCATION: CITY OF MIDLOTHIAN, ELLIS COUNTY, TEXAS ACQUISITION AREA: 48,527 SQUARE FEET OR 1.114 ACRES WHOLE PROPERTY ACREAGE: 1,481,040 SQUARE FEET OR 34.000 ACRES (BY DEED)

G&AI JOB NO. B&V_1901.00 CAD FILE: P35_TCE.DWG DRAWN BY: BM SCALE: 1" = 200' DATE: SEPTEMBER 22, 2022 EXHIBIT A

GORRONDONA & ASSOCIATES, INC. • 2800 N.E. LOOP 820, SUITE 660 FORT WORTH, TX. 76137 • 817-496-1424 FAX 817-496-1768



REGISTERED PROFESSIONAL LAND SURVEYOR

NO. 5527

TEXAS FIRM No. 10106900

In addition, the General Manager of TRWD or his designee is authorized to take all steps which may be reasonably necessary to complete the acquisition, including, but not limited to, the authority to pay all customary, reasonable and necessary closing and related costs. Funding for this item is included in the Bond Fund. Director Kelleher seconded the motion, and the votes were 5 in favor, 0 against.

10.

There were no future agenda items approved.

11.

The next board meeting was scheduled for February 20, 2024, at 9:00 a.m.

12.

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

1. King Mary Kelleher Secretary