

# NORTH TEXAS MUNICIPAL WATER DISTRICT

## WATER COMMITTEE MEETING MINUTES JULY 28, 2016

### I. CALL TO ORDER

Chairman Bill Lofland called the meeting of the NTMWD Water Committee to order at approximately 1:00 p.m. on Thursday, July 28, 2016, at the NTMWD Administrative Offices, Wylie, Texas.

Members present included Chairman Bill Lofland, Directors Phil Dyer, Marvin Fuller, Don Gordon, Michael Lopez, and Lynn Shuyler. Director Richard Sheehan was absent. A quorum of the Water Committee was present.

President Terry Sam Anderson, Secretary John Sweeden, Past President Joe Joplin, and Directors Joe Farmer, James Kerr, Jack May, Wayne May, John Murphy, and Richard Peasley were also present.

NTMWD staff present included Mike Rickman, Judd Sanderson, Joe Stankiewicz, Cesar Baptista, Brian Brooks, Melisa Fuller, Billy George, Shawna Helmberger, Ted Kilpatrick, R.J. Muraski, Janet Rummel, and Leann Bumpus.

Martin Rochelle with Lloyd Gosselink Rochelle & Townsend, P.C.; Lewis Isaacks with Gay, McCall, Isaacks & Roberts, P.C.; Darrell Grooms, and Jean Shuyler were also present.

### II. ACTION ITEMS

#### A. Approval of Water Committee Meeting Minutes – June 14, 2016

Upon a motion by Director Lynn Shuyler and a second by Director Michael Lopez, the Water Committee voted unanimously to approve the minutes of the Water Committee meeting held on June 14, 2016.

#### B. Consider Recommendation on Authorizing the Following Action Related to Project No. 269, Trinity River Main Stem Pump Station and Raw Water Pipeline:

1. Authorize the Executive Director to Acquire Property Interest in the 2,024 Acre Seagoville Ranch Wetlands to Treat Water from the Trinity River Main Stem Pump Station and Raw Water Pipeline Project, including but not limited to, Fee Simple Title to the Property; and,
2. Authorize Acquisition of the Above-Referenced Property Interest by Use of Eminent Domain, if necessary; and,
3. Adopt Resolution No. 16-31 Authorizing Acquisition of Additional Rights in the Seagoville Ranch Wetlands Property and the Use of Eminent Domain to Acquire Property Interest for Operations of the Trinity River Main Stem Pump Station and Raw Water Pipeline, Project No. 269

(Please refer to Administrative Memorandum No. 4698)

The regular session recessed at 1:02 p.m.

Chairman Bill Lofland declared the need for an Executive Session of the Water Committee to consult with attorneys pursuant to Section 551.071 of the Texas

Government Code. The Executive Session was called to order by Chairman Bill Lofland at 1:02 p.m.

The Executive Session adjourned at 2:01 p.m.

The Water Committee reconvened into regular session at 2:01 p.m.

After Committee discussion and staff recommendation, Director Phil Dyer made a motion, which was seconded by Director Don Gordon, and the Water Committee voted unanimously to recommend authorizing the following action related to Project No. 269, Trinity River Main Stem Pump Station and Raw Water Pipeline:

- Authorize the Executive Director to Acquire Property Interest in the 2,024 Acre Seagoville Ranch Wetlands to Treat Water from the Trinity River Main Stem Pump Station and Raw Water Pipeline Project, including but not limited to, Fee Simple Title to the Property; and,
- Authorize Acquisition of the Above-Referenced Property Interest by Use of Eminent Domain, if necessary; and,
- Adopt Resolution No. 16-31 Authorizing Acquisition of Additional Rights in the Seagoville Ranch Wetlands Property and the Use of Eminent Domain to Acquire Property Interest for Operations of the Trinity River Main Stem Pump Station and Raw Water Pipeline, Project No. 269

### III. DISCUSSION ITEMS

#### A. Discuss Ables Springs Request to Supply Potable Water to an Adjacent Water System

Assistant Deputy Director Billy George presented background information related to the District's history with Ables Springs. Mr. George explained that a Memorandum of Understanding (MOU) was executed between Ables Springs and the District in 2007. That MOU required that Ables Springs' contract for water with the Sabine River Authority (SRA) be assigned to the District as a condition of Ables Springs becoming a Customer City of the District. The contract was successfully assigned and the District gained a contract for 365,000,000 gallons of water per year and entered into a water supply contract in 2012 with Ables Springs for a minimum annual demand of 75,600,000 gallons per year resulting in a net gain of water to the District. Ables Springs' annual minimum has not been changed since executing the water supply contract.

Mr. George also reviewed the 2014 emergency water supply contract for supplying water to the Aqua Texas Barrow Subdivision that was authorized by the Board, but not executed as a result of a change in the conditions leading up the Board's authorization. Mr. George highlighted the most significant condition change which was the expected term of the emergency connection being shorter than the time lapse between the Board's authorization and Ables Springs' request to activate the connection.

Mr. George reviewed the limits and location of the Barrow Subdivision as well as the history of boil water notices issued by Aqua Texas as reported on the Texas Commission on Environmental Quality's website.

Mr. George indicated that the SRA has historically looked favorably on the District providing potable water to areas surrounding SRA reservoirs like Lake Tawakoni.

Deputy Director Mike Rickman informed the Committee that the District has a water purchase agreement with SRA until 2025. He stated one consideration for SRA assigning Ables Springs' water contract and other water contracts to the District was that the District would benefit various water retailers around the reservoir by supplying potable water.

After discussion, Assistant Deputy Director Billy George stated that an action item would be brought to the Water Committee for consideration at a future date.

B. Opportunity for Committee Members to request potential future agenda items

No comments.

IV. ADJOURNMENT

There being no further business, the meeting of the Water Committee adjourned at approximately 2:20 p.m. The Chairman will call the next meeting of the Water Committee with proper notification to all members.



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BILL LOFLAND  
Chairman