



## **NORTH TEXAS MUNICIPAL WATER DISTRICT**

**501 E. Brown Street • Wylie, Texas 75098  
(972) 442-5405 – Phone • (972) 295-6440 – Fax**

BOARD OF DIRECTORS  
REGULAR MEETING  
THURSDAY, MAY 25, 2017  
4:00 P.M.

Notice is hereby given pursuant to V.T.C.A., Government Code, Chapter 551, that the Board of Directors of North Texas Municipal Water District will hold a regular meeting, open to the public, on Thursday, May 25, 2017, at 4:00 p.m., at the NTMWD Administrative Offices, 501 E. Brown Street, Wylie, Texas.

The Board of Directors is authorized by the Texas Open Meetings Act to convene in closed or executive session for certain purposes. These purposes include receiving legal advice from its attorney (Section 551.071); discussing real property matters (Section 551.072); discussing gifts and donations (Section 551.073); discussing personnel matters (Section 551.074); or discussing security personnel or devices (Section 551.076). If the Board of Directors determines to go into executive session on any item on this agenda, the Presiding Officer will announce that an executive session will be held and will identify the item to be discussed and provision of the Open Meetings Act that authorizes the closed or executive session.

### AGENDA<sup>1</sup>

- I. CALL TO ORDER
- II. INVOCATION – DIRECTOR LYNN SHUYLER
- III. PLEDGE OF ALLEGIANCE
- IV. PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG
- V. ANNOUNCEMENT OF QUORUM
- VI. ADMINISTER OATH OF OFFICE
- VII. PUBLIC COMMENTS

The Board of Directors allows individuals to speak to the Board. Prior to the meeting, speakers must complete and submit a “Public Comment Registration Form.” The time limit is five (5) minutes per speaker, not to exceed a total of thirty (30) minutes for all speakers. The Board may not discuss these items, but may respond with factual or policy information.

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<sup>1</sup>Persons with disabilities who plan to attend the NTMWD Board of Directors meeting and who may need auxiliary aids or services are requested to contact John Montgomery in the NTMWD Administrative Offices at (972) 442-5405 as soon as possible. All reasonable efforts will be taken to make the appropriate arrangements.

VIII. OPENING REMARKS

- A. Presentations of awards, recognitions, achievements, etc., of the District, Board members, and staff
- B. President's Remarks concerning current events, conduct of meeting, posted agenda items, committee assignments, and related matters
- C. Executive Director's Status Report concerning legislation and regulatory matters, budgets, current projects and ongoing programs of the District including the Regional Water System, Regional Wastewater System, Regional Solid Waste System, Watershed Protection, and Water Conservation

IX. CONSENT AGENDA ITEMS

The Consent Agenda allows the Board of Directors to approve all routine, noncontroversial items with a single motion, without the need for discussion by the entire Board. Any item may be removed from consent and considered individually upon request of a Board member or NTMWD staff member.

- A. Consider Approval of Board of Directors Regular Meeting Minutes – April 27, 2017  
(Please refer to Consent Agenda Item No. 17-05-01)
- B. Consider Approval of Board of Directors Special Meeting Minutes – April 27, 2017  
(Please refer to Consent Agenda Item No. 17-05-02)
- C. Consider Approval of Monthly Construction Report – April 2017  
(Please refer to Consent Agenda Item No. 17-05-03)
- D. Consider Authorizing Ratification of Actions by Executive Director Executing Second Amendment to Landfill Gas Agreement for 121 Regional Disposal Facility  
(Please refer to Consent Agenda Item No. 17-05-04)
- E. Consider Authorizing Change Order No. 3 and Authorization to Issue Final Payment on Project No. 501-0380-15, Upper East Fork Interceptor System Manhole Improvements, Phase 2  
(Please refer to Consent Agenda Item No. 17-05-05)
- F. Consider Authorizing Change Order No. 3 on Project No. 101-0329-13, Water Transmission System Supervisory Control and Data Acquisition (SCADA) Upgrades  
(Please refer to Consent Agenda Item No. 17-05-06)
- G. Consider Authorizing Additional Engineering Services on Project No. 101-0215-10, Improve Drainage Culvert at Water Treatment Plant II  
(Please refer to Consent Agenda Item No. 17-05-07)
- H. Consider Authorizing Change Order No. 4 on Project No. 101-0306-12, Shiloh Pump Station Improvements  
(Please refer to Consent Agenda Item No. 17-05-08)

- I. Consider Authorizing Additional Engineering Services on Project No. 301-0346-13, Wilson Creek Regional Wastewater Treatment Plant Advanced Treatment and Headworks Improvements  
(Please refer to Consent Agenda Item No. 17-05-09)
  - J. Consider Authorizing Change Order No. 1 on Project No. 301-0343-13, Wilson Creek Regional Wastewater Treatment Plant Electrical Improvements, Phase 1B and Project No. 301-0451-17, Wilson Creek Regional Wastewater Treatment Plant Second Oncon Overhead Electric Power Transmission Line  
(Please refer to Consent Agenda Item No. 17-05-10)
  - K. Consider Authorizing Additional Engineering Services on Project No. 301-0432-16, Floyd Branch Regional Wastewater Treatment Plant Process Optimization Improvements  
(Please refer to Consent Agenda Item No. 17-05-11)
- X. AGENDA ITEMS FOR INDIVIDUAL CONSIDERATION
- A. Consider Adoption of Resolution No. 17-18 Commending Director Don Cates for 16 Years of Service as a Member of the NTMWD Board of Directors  
(Please see Board Memorandum)
  - B. Consider Adoption of Resolution No. 17-19 Commending Director Richard Sheehan for Five Years of Service as a Member of the NTMWD Board of Directors  
(Please see Board Memorandum)
  - C. Consider Election of Officers for Board of Directors in 2017-18  
(Please refer to Board Memorandum)
  - D. Consider Authorizing Additional Funding for Response to Petition Appealing Wholesale Water Rates Filed by the Cities of Garland, Mesquite, Plano, and Richardson before the Public Utility Commission of Texas  
(Please refer to Administrative Memorandum No. 4881)
  - E. Consider Authorizing Execution of Amendment No. 3 to Construction Manager At-Risk Agreement on Project No. 101-0387-15, Wylie Water Treatment Plant IV 70 MGD Expansion to 210 MGD  
(Please refer to Administrative Memorandum No. 4882)
  - F. Consider Authorizing Execution of Engineering Services Agreement on Project No. 101-0464-17, Wylie Water Treatment Plant Waste Material Storage Facility  
(Please refer to Administrative Memorandum No. 4883)
  - G. Consider Authorizing Execution of Engineering Services Agreement on Project No. 101-0467-17, South System Air Valve Improvements  
(Please refer to Administrative Memorandum No. 4884)
  - H. Consider Authorizing Execution of Engineering Services Agreement on Project No. 101-0469-17, 72-Inch Texoma Pipeline Improvements  
(Please refer to Administrative Memorandum No. 4885)

- I. Consider Authorizing Additional Legal Services on Project No. 101-0297-12, Water System Maintenance Facilities, South Region, Phase 1  
(Please refer to Administrative Memorandum No. 4886)
- J. Consider Authorizing Execution of Engineering Services Agreement on Project No. 101-0297-12, Water System Maintenance Facilities, South Region, Phase I  
(Please refer to Administrative Memorandum No. 4887)
- K. Consider Authorizing Execution of Engineering Services Agreement on Project No. 101-0338-17, Meter Vault Standardization Set Point Control Implementation, Phase II  
(Please refer to Administrative Memorandum No. 4888)
- L. Consider Authorizing Change Order No. 1 on Project No. 101-0269-11, Trinity River Main Stem Pump Station and Raw Water Pipeline  
(Please refer to Administrative Memorandum No. 4889)
- M. Consider Authorizing Additional Engineering Services on Project No. 101-0192-09, Lower Bois d'Arc Creek Reservoir Environmental Impact Statement  
(Please refer to Administrative Memorandum No. 4890)
- N. Consider Adoption of Resolution No. 17-20 Authorizing Filing and Prosecution of Application with the Texas Commission on Environmental Quality for Extension of Time to Commence and Complete Construction of Lower Bois d'Arc Creek Reservoir, Project No. 101-0351-14  
(Please refer to Administrative Memorandum No. 4891)
- N. Consider Authorizing Execution of Amendment No. 6 to Construction Manager At-Risk Contract on Project No. 101-0366-14, Lower Bois d'Arc Creek Reservoir Mitigation Property  
(Please refer to Administrative Memorandum No. 4892)
- O. Consider Authorizing Execution of Amendment No. 1 to Construction Manager At-Risk Contract on Project No. 301-0437-016, Wilson Creek Regional Wastewater Treatment Plant Expansion to 64 MGD  
(Please refer to Administrative Memorandum No. 4893)
- P. Consider Authorizing Change Order No. 2 on Project No. 501-0348-14, Supervisory Control and Data Acquisition Improvements  
(Please refer to Administrative Memorandum No. 4894)
- Q. Consider Authorizing Change Order No. 9 on Project No. 309-0252-11, Stewart Creek West Wastewater Treatment Plant Expansion to 10 MGD  
(Please refer to Administrative Memorandum No. 4895)
- R. Consider Authorizing Additional Engineering Services on Project No. 309-0252-11, Stewart Creek West Wastewater Treatment Plant Expansion to 10 MGD  
(Please refer to Administrative Memorandum No. 4896)

- S. Consider Authorizing Reimbursement to the City of Wylie for Design and Construction of Wylie No. 3 Delivery Point Electrical Building, Project No. 101-0463-17  
(Please refer to Administrative Memorandum No. 4897)
- T. Consider Authorizing Execution of Engineering Services Agreement on Project No. 501-0466-17, Rowlett Creek Parallel Trunk Sewer Extension  
(Please refer to Administrative Memorandum No. 4898)
- U. Consider Authorizing Execution of Engineering Services Agreement on Project No. 501-0439-16, Beck Branch Parallel Interceptor  
(Please refer to Administrative Memorandum No. 4899)
- V. Consider Authorizing Ratification of Actions by Executive Director Authorizing Change Order No. 11 and Reduction of Retainage on Project No. 501-0295-12, Upper Rowlett Creek and Upper Cottonwood Creek Lift Station Improvements  
(Please refer to Administrative Memorandum No. 4900)
- W. Consider Authorizing Execution of Engineering Services Agreement on Project No. 501-0470-17, McKinney-Prosper Transfer Sewer  
(Please refer to Administrative Memorandum No. 4901)
- X. Consider Authorizing Execution of Engineering Services Agreement on Project No. 301-0468-17, Wilson Creek Regional Wastewater Treatment Plant Electrical Improvements, Phase II  
(Please refer to Administrative Memorandum No. 4902)
- Y. Consider Authorizing Execution of Engineering Services Agreement on Project No. 401-0465-17, Custer Road Transfer Station Compost Office  
(Please refer to Administrative Memorandum No. 4903)
- Z. Consider Adoption of Resolution No. 17-21 Conveying Property at the 121 Regional Disposal Facility to Melissa Renewables, LLC, and Authorizing the Executive Director to Execute Easement Agreement  
(Please refer to Administrative Memorandum No. 4904)
- AA. Consider Authorizing Execution of Legal Services Agreement for Right-of-Way Acquisition Program on Project No. 101-0210-10, North McKinney Pipeline, Phases I and II  
(Please refer to Administrative Memorandum No. 4905)
- BB. Consider Authorizing Right-of-Way Acquisition Program and Adoption of Resolution No. 17-22 Authorizing the Use of Eminent Domain to Acquire Right-of-Way for Meter Vault Standardization, Phase II, Set-Point Control, Project No. 101-0338-13  
(Please refer to Administrative Memorandum No. 4906)

- CC. Consider Authorizing Execution of Takeover Agreement with Surety on Project No. 101-0332-13, Rockwall to Royse City Pipeline No. 2 and East System Ground Storage Tank, Phase A, 12-Inch Rockwall to Royse City Pipeline Adjustments Along State Highway 66  
(Please refer to Administrative Memorandum No. 4907)

XI. DISCUSSION ITEMS

- A. Update on Legislation Related to North Texas Municipal Water District in the 85<sup>th</sup> Texas Legislative Session
- B. Discuss Status of Member City Contract Matters including:
  - 1. Status of Confidentiality Agreement and Framework for Continued Member Cities Discussions Related to Possible Amendment to Water Supply Contract
  - 2. *Petition of the Cities of Garland, Mesquite, Plano and Richardson Appealing the Decision by North Texas Municipal Water District Affecting Wholesale Water Rates*, Public Utility Commission of Texas, Docket No. 46662;
  - 3. *North Texas Municipal Water District v. Public Utility Commission of Texas*, 419<sup>th</sup> Judicial District Travis County District Court, Cause No. D-1-GN-17-000877
  - 4. *Ex Parte, North Texas Municipal Water District*, 98<sup>th</sup> Judicial District Travis County District Court, Cause No. D-1-GN-17-000861
- C. Opportunity for Board Members to Request Potential Future Agenda Items  
**(No substantive discussion of items will take place at this time)**

XI. ADJOURNMENT