

NORTH TEXAS MUNICIPAL WATER DISTRICT

EXECUTIVE COMMITTEE MEETING MINUTES MARCH 9, 2017

I. CALL TO ORDER

President Terry Sam Anderson called the Executive Committee to order at approximately 11:32 a.m. on Thursday, March 9, 2017, in the NTMWD Administrative offices in Wylie, Texas.

Executive Committee members present included President Terry Sam Anderson, Vice President Bob Thurmond, Secretary John Sweeden, and Past President Joe Joplin. Directors Bill Lofland, John Murphy, and Richard Peasley also attended.

Staff present included Tom Kula, Joe Stankiewicz, Judd Sanderson, Mike Rickman, Brian Brooks, Janet Rummel, Shawna Helmberger, Leann Bumpus, and Melisa Fuller. Lewis Isaacks of Gay, McCall, Isaacks & Roberts and Mark Walsh of Saunders, Walsh & Beard were also present; and Lauren Kalisek of Lloyd Gosselink Rochelle & Townsend participated by conference call for a portion of the meeting.

II. ACTION ITEMS

- A. Consider Approval of Minutes of Executive Committee Meeting – February 13, 2017

Upon a motion by Director John Sweeden and a second by Director Bob Thurmond, the Executive Committee voted unanimously to approve the minutes of February 13, 2017.

III. DISCUSSION ITEMS

- A. Review March 23, 2017, Board of Directors Regular Meeting Agenda

Deputy Director Joe Stankiewicz reviewed the following agenda items to be included on the March 23, 2017, Board of Directors regular meeting agenda:

- Replace Ozone Generators at Bonham Water Treatment Plant, Project No. 101-0457-17
- Wylie WTP Plant I Clearwell Repairs and Miscellaneous Improvements, Project No. 101-0444-16
- Leonard Water Treatment Plant Engineering Services Agreement, Project No. 101-0384-15
- Fannin County Road and Bridge Improvements, Project No. 101-0435-16
- Additional Funding of Right-of-Way, McKinney No. 1 to Princeton No. 1, 72-inch and 24-inch Pipeline, Project No. 101-0407-15

Chairman Terry Sam Anderson advised that the agenda items were being shifted to allow the Executive Session items (Agenda Item Nos. III. D., E., and M.) will be discussed together. He also mentioned the Executive Session would be held at the beginning of the meeting to allow legal counsel to attend by teleconference.

- D. Discuss Status of Rate Review Request Petition filed with Public Utility Commission of Texas

The regular session recessed at 11:47 a.m.

President Terry Sam Anderson declared a need for an Executive Session of the Executive Committee to consult with attorneys pursuant to Section 551.071 of the Texas Government Code to discuss items III. D., E. and M. The Executive Session was called to order by President Terry Sam Anderson at 11:47 a.m.

- E. Discuss Member Cities Primary Group Meeting to Discuss Possible Amendment to Water Supply Contract

This item was discussed in Executive Session per announcement above.

- M. District Policy Update

This item was also discussed in Executive Session per announcement above.

The Executive Session adjourned at 12:12 p.m. No action was taken in executive session.

The Board of Directors reconvened into regular session at 12:12 p.m.

The specific policy discussed related to recent Texas Department of Transportation's encroachment on NTMWD's pre-existing easements.

Executive Director Tom Kula advised that the next Policy Committee meeting would be held in April 2017.

- B. Review Agenda for March 2017 Board of Directors Committee Meetings

Executive Director Tom Kula highlighted items to be discussed in the March 2017 Committee meetings as follows:

1. Water Committee – March 23, 2017, 1:00 p.m.

ACTION ITEMS

- Authorize Final Engineering Design and Construction - Leonard Water Treatment Plant

DISCUSSION ITEMS

- FY17-18 Budget Outlook
- Expenses Related to the Possible Amendment to the Regional Water Supply Facilities Amendatory Contract
- Status of Efforts to Amend the Texas/Oklahoma State Boundary
- Update on NTMWD East Fork Raw Water Supply Project Property Acquisition

2. Solid Waste Committee – March 23, 2017, 2:00 p.m.

ACTION ITEMS

- Gravity Sewer, Leachate Pump Station and Force Main Construction at the 121 Regional Disposal Facility Bid
- Sector 5A Liner and Leachate Collection System Construction at the 121 Regional Disposal Facility Bid
- Sector 5A Liner Material Purchase/Install Construction at the 121 Regional Disposal Facility Bid
- Second Amendment to Lease and Easement for McKinney Landfill
- First Amendment to Landfill Gas Agreement

DISCUSSION ITEMS

- Tour of New Lookout Drive Transfer Station Prior to Ribbon Cutting Ceremony
- FY17-18 Budget Outlook
- Plano Office Request at Custer Road Transfer Station Compost Operation
- Future 4th Transfer Station Update
- Parkway Top Load Conversion Update
- Landfill Gas to Natural Gas Facility Update

3. Wastewater Committee – March 23, 2017, 3:00 p.m.

ACTION ITEMS

- Purchase of Regional Wastewater Treatment Plant Site

DISCUSSION ITEMS

- FY17-18 Budget Outlook
- Kaufman County Wastewater Service

C. Review March 25, 2017, Board Planning Workshop Agenda

Executive Director Tom Kula reviewed the draft Board Planning Workshop Agenda as follows:

- Update on Lower Bois d'Arc Creek Reservoir Project
 - Project Permitting
 - Construction Program Overview
 - Construction Manager At-Risk Process
 - Program Management
 - CMAR Projects
 - Property Acquisition
 - Upcoming Activities
 - Operation
- Update on Water Rates, Budgets, and Cost Efficiencies
- Update on Selection of Consultants
- Update on Engineering Fees
- Discuss Board and Committee Meetings Schedule, Format and Information Provided

F. Discuss Use of Technology in Board and Committee Meetings

Lauren Kalisek reviewed the use of technology (video and audio conferencing) in Board and Committee meetings and specific requirements for such use. This topic will be discussed at the Policy Committee in April 2017.

G. Water System Update

Staff did not provide a Water System Update; however, upon a question by a Committee member, staff discussed the process of flushing pipelines.

H. Wastewater System Update

Staff did not provide a Wastewater System Update.

I. Solid Waste System Update

Staff did not provide a Solid Waste System Update.

J. Personnel Update

Staff did not provide a Personnel Update.

K. Finance/Budget Update

Staff did not provide a Finance/Budget update.

L. Engineering Update

Mark Walsh, legal counsel, provided a brief update on the performance and payment bonds on the Rowlett Creek Peak Flow Management Improvements Project No. 301-0328-13.

N. Legislative Update

Staff did not provide a Legislative update.

O. Update on Litigation Involving North Texas Municipal Water District/Advice from Legal Counsel

Mark Walsh, legal counsel, provided an update on the proposed settlement with Jennings, Hackler & Partners, Inc., of Cause No. 296-01197-2013 NTMWD vs. Imperial Construction, Ltd., Jennings, Hackler & Partners, Inc., et. al, Project No. WCF 05-6, Environmental Services Building.

P. Opportunity for Board Members to Request Potential Future Agenda Items
(No substantive discussion of items will take place at this time)

There were no future agenda items requested by Committee members.

IV. ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 1:08 p.m. The next meeting of the Executive Committee will be called by the Chairman with proper notification to all members.



TERRY SAM ANDERSON
Chairman