



## **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, JANUARY 24, 2019  
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 (NTMWD) will hold a regular meeting, open to the public, on Thursday, January 24, 2019, 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 JACK MAY
- III. PLEDGE OF ALLEGIANCE
- IV. PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG
- V. ANNOUNCEMENT OF QUORUM
- VI. 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.

VII. OPENING REMARKS

- A. Presentations of awards, recognitions, achievements, etc., of the District, Board members, and staff
  - 1. Federal Legislators
    - a. Congressman Sam Johnson
    - b. Congresswoman Eddie Bernice Johnson
    - c. Congressman Pete Sessions
    - d. Congressman John Ratcliffe
  - 2. Board of Directors Service
    - a. Director David Island – One Year
    - b. Director Joe Joplin – 15 Years
    - c. Director Bill Lofland – 20 Years
  - 3. Recognition of Director Bob Thurmond’s Service as Board President
- 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

VIII. UPDATE ON TEMPORARY CHANGE IN DISINFECTANT (ANNUAL MAINTENANCE)

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 – December 20, 2018  
(Please refer to Consent Agenda Item No. 19-01-01)
- B. Consider approval of Board of Directors Special Meeting Minutes – December 20, 2018  
(Please refer to Consent Agenda Item No. 19-01-02)
- C. Consider approval of Monthly Construction Report – December 2018  
(Please refer to Consent Agenda Item No. 19-01-03)

X. AGENDA ITEMS FOR INDIVIDUAL CONSIDERATION

- A. Consider authorizing acceptance of Annual Audit Report included in the Comprehensive Annual Financial Report for fiscal year 2017-2018 prepared by Weaver and Tidwell, LLP  
(Please refer to Administrative Memorandum No. 5322)

- B. Consider authorizing appointment of Weaver and Tidwell, LLP, as auditors for fiscal year 2018-2019 in the amount of \$127,000  
(Please refer to Administrative Memorandum No. 5323)
- C. Consider authorizing amendment to NTMWD Board Policies Manual revising Section IX. Board of Directors Meeting Agenda  
(Please refer to Administrative Memorandum No. 5324)
- D. Consider authorizing amendment of NTMWD Conservation Plan; amendment of NTMWD Water Resource and Emergency Management Plan; and amendment of District Policy No. 24, Water Conservation Plan, and Water Resource and Emergency Management Plan  
(Please refer to Administrative Memorandum No. 5325)
- E. Consider authorizing execution of inspection services agreement with Mbroh Engineering, Inc., in the amount of \$118,560 for the Wylie Water Treatment Plant Emergency Notification System, Project No. 101-0461-17  
(Please refer to Administrative Memorandum No. 5326)
- F. Consider authorizing execution of engineering services agreement with Carollo Engineers in the amount of \$511,984 for preliminary engineering design of the Wylie Water Treatment Plant Biologically Active Filtration, Project No. 101-0390-15  
(Please refer to Administrative Memorandum No. 5327)
- G. Consider adoption of Resolution No. 19-05 authorizing acquisition of right-of-way in the amount of \$20,000 for the Meter Vault Standardization, Set Point Control Implementation, Phase II, Project No. 101-0338-13  
(Please refer to Administrative Memorandum No. 5328)
- H. Consider authorizing execution of agreement with Fannin County, Texas, concerning policing of the Bois d'Arc Lake project area for the contract term of 10 years with payments over the contract term of \$2,507,500  
(Please refer to Administrative Memorandum No. 5329)
- I. Consider adoption of Resolution No. 19-01 authorizing execution of agreements for reimbursement of costs for two transmission lines and portions of two substations to provide electric power to Bois d'Arc Lake Pump Station and Leonard Water Treatment Plant in the event Rayburn Country Electric Cooperative is not reimbursed from the Public Utility Commission Transmission Cost of Service Program; Project No. 101-0362-14, Bois d'Arc Lake Power Supply  
(Please refer to Administrative Memorandum No. 5330)
- J. Consider adoption of Resolution No. 19-02 authorizing the transfer and conveyance of electrical transmission easements and sale of two tracts of land for construction of substations to provide electric power for the Bois d'Arc Lake Raw Water Pump Station and Leonard Water Treatment Plant, Project No. 101-0362-14, Bois d'Arc Lake Power Supply; and authorize execution of all documents and taking all steps necessary to effectuate the conveyance of NTMWD property to Rayburn Country Electric Cooperative, Inc.  
(Please refer to Administrative Memorandum No. 5331)

- K. Consider adoption of Resolution No. 19-03 authorizing sale of 85.11 acres of property at the Bois d'Arc Lake to prior owners  
(Please refer to Administrative Memorandum No. 5332)
- L. Consider authorizing execution of Amendment No. 5 to Construction Manager At-Risk Agreement (CMAR) for Partial Guaranteed Maximum Price with Garney Companies, Inc., in the amount of \$8,867,912.55 for CMAR construction services for raw water pipeline right-of-way preparation, Project No. 101-0424-16, Bois d'Arc Lake Raw Water Pipeline  
(Please refer to Administrative Memorandum No. 5333)
- M. Consider authorizing additional inspection services with Freese and Nichols, Inc., in the amount of \$86,130 for Lower Rowlett Creek and Lower Cottonwood Creek Lift Station Improvements, Project No. 501-0319-13  
(Please refer to Administrative Memorandum No. 5334)
- N. Consider authorizing additional inspection services with Freese and Nichols, Inc., in the amount of \$272,690 for Rowlett Creek Regional Wastewater Treatment Plant Peak Flow Management Improvements, Phase 1, Project No. 301-0328-13  
(Please refer to Administrative Memorandum No. 5335)
- O. Consider authorizing execution of inspection services agreement with Freese and Nichols, Inc., in the amount of \$232,575 for Beck Branch Parallel Interceptor, Project No. 501-0439-16  
(Please refer to Administrative Memorandum No. 5336)
- P. Consider authorizing right-of-way acquisition program with the budget of \$474,000 and adoption of Resolution No. 19-04 authorizing the use of eminent domain to acquire right-of-way for the Buffalo Creek Parallel Interceptor, Phase I, Project No. 507-0484-17, and delegating authority to initiate condemnation proceedings to the Executive Director  
(Please refer to Administrative Memorandum No. 5337)

XI. DISCUSSION ITEMS

- A. Update on Pending Litigation Involving North Texas Municipal Water District/Advice from Legal Counsel, including:
  - 1. Knight et al. vs. U.S. Army Corps of Engineers, Case No. 18-352-ALM in the U.S. District Court for the Eastern District of Texas, Sherman Division
- B. Update on FM 2551 Expansion/Impact to NTMWD Facilities
- C. Review of Items for Follow Up Raised During Meeting
- D. Opportunity for Board Members to Request Potential Future Agenda Items  
**(No substantive discussion of items will take place at this time)**

XII. ADJOURNMENT