



## **NORTH TEXAS MUNICIPAL WATER DISTRICT**

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

**WATER COMMITTEE MEETING MINUTES  
THURSDAY, JANUARY 24, 2019  
1:00 P.M.**

### **I. CALL TO ORDER**

Chairman Jack May called the meeting of the North Texas Municipal Water District (NTMWD) Water Committee to order at 1:15 p.m. on Thursday, January 24, 2019, at the NTMWD Administrative Offices, Wylie, Texas.

Water Committee members present included Chairman Jack May, Directors Phil Dyer, Darrell Grooms, Joe Joplin and Lynn Shuyler. Director David Island was absent. A quorum of the Water Committee was present. Any reference to unanimous votes refers to a unanimous vote of the Committee members present.

President John Sweeden, Vice President Don Gordon, Secretary Larry Parks, and Directors Terry Sam Anderson, John Carr, Joe Farmer, Bill Glass, Rod Hogan, David Hollifield, Blair Johnson, James Kerr, Charles McKissick, and Richard Peasley were also present.

Lauren Kalisek and Sara Thornton with Lloyd Gosselink Rochelle & Townsend, Mark Walsh and Lewis Isaacks with Saunders, Walsh & Beard and Jeremy Rice and Tom Gooch with Freese and Nichols, Inc., were also present. Executive Director Tom Kula along with other members of the NTMWD management team were present.

### **II. OPENING REMARKS**

- A. Executive Director/Committee Champion Status Report concerning legislation and regulatory matters, budgets, current projects and ongoing programs of the District including the Regional Water System, Watershed Protection, and Water Conservation

Assistant Deputy Billy George announced that the NTMWD's "Water My Yard" program received the Texas A&M Agrilife Extension Service Award. Mr. George also informed Committee members that an Agreed Order from the Texas Commission on Environmental Quality was recently received and it included a fine of approximately \$7,000 for a release of potable water from the Rowlett No. 1 delivery point back in April 2018 that resulted in killing 128 fish in a stock pond downstream.

III. ACTION ITEMS

- A. Consider approval of Water Committee Meeting Minutes – December 20, 2018

Upon a motion by Director Darrell Grooms and a second by Director Lynn Shuyler, the Water Committee voted unanimously to approve.

- B. Consider recommendation authorizing execution of Amendment No. 5 to Construction Manager At-Risk (CMAR) Agreement 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)

Assistant Deputy Cesar Baptista presented this item. He stated that the Amendment is for the raw water pipeline right-of-way preparation and tunneling for Bois d'Arc Lake and explained the scope of work included. He reviewed the best value selection process for the project. An updated project cost summary was provided.

Upon a motion by Director Darrell Grooms and a second by Director Phil Dyer, the Water Committee voted unanimously to recommend approval to the Board of Directors.

- C. Consider recommendation on 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)

Reservoir Project Manager Steve Long presented this item. He explained that while Rayburn Country Electric Cooperative expects reimbursement from the Public Utility Commission Transmission Cost of Service Program 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, these agreements will ensure that the District will cover the costs if they are not. There was a brief discussion among Committee members regarding the total costs.

Upon a motion by Director Lynn Shuyler and a second by Director Joe Joplin, the Water Committee voted unanimously to recommend approval to the Board of Directors.

- D. Consider recommendation on 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)

Assistant Deputy Billy George reviewed the details of the agreement that includes staffing and equipment for police services. A commitment to enter into a new agreement for law enforcement activities was previously included in an agreement

with the Fannin County Commissioners Court. The new policing agreement will begin upon execution by the NTMWD. Payment arrangements were provided.

Upon a motion by Director Joe Joplin and a second by Director Darrell Grooms, the Water Committee voted unanimously to recommend approval to the Board of Directors.

- E. Consider recommendation on 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)

Jeremy Rice with Freese & Nichols, Inc., presented this item. He advised that Water Conservation Plans and Drought Contingency Plans are required to be updated every five (5) years and this is the fifth update. He provided a summary of the plans and updates, including the strategies included for water usage management. He noted that the NTMWD has developed model plans for member cities to use; however, cities may make more stringent regulations if they choose. A schedule of public meetings and member/customer meetings regarding these plan updates was provided. It was noted that the Policy Committee voted to recommend approval of this item to the Board of Directors at the January 10, 2019, meeting. Director Richard Peasley asked how surcharges are defined. Mr. Rice responded by saying that it is each city's option to apply surcharges, but those cities must notify the Texas Commission on Environmental Quality prior to initiating. He also noted that any surcharge applied by NTMWD requires Board approval.

Upon a motion by Director Joe Joplin and a second by Director Phil Dyer, the Water Committee voted unanimously to recommend approval to the Board of Directors.

- F. Consider recommendation on 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)

Engineering Manager Jeff Ray presented this item. He advised that the preliminary engineering design services are to develop design criteria for required physical modification with a detailed approach for phasing implementation and optimization. He reviewed conversion elements currently in process and what was previously completed.

Upon a motion by Director Lynn Shuyler and a second by Director Phil Dyer, the Water Committee voted unanimously to recommend approval to the Board of Directors.

At 2:20 p.m. Chairman Jack May declared the need for an Executive Session of the Water Committee to consult with attorneys on Agenda Item III.G. pursuant to Section 551.072, of the Texas Government Code, Deliberation Regarding Real Property.

- G. Consider recommendation on adoption of Resolution No. 19-03 authorizing sale and conveyance of 85.11 acres of property at the Bois d'Arc Lake to prior owners (Please refer to Administrative Memorandum No. 5332)

Open Session reconvened at 2:25 p.m.

Upon a motion by Director Joe Joplin and a second by Director Lynn Shuyler, the Water Committee voted unanimously to recommend approval of Item III.G. to the Board of Directors.

IV. DISCUSSION ITEMS

Due to time constraints the remaining items were not discussed.

- A. Bois d'Arc Lake Update
- B. Water Conservation Consultant Update
- C. Discuss Limitations on Conveyance and Use of Lake Texoma Water
- D. Discuss Bois d'Arc Lake Monument Signs
- E. Discuss Bois d'Arc Lake Multipurpose Facility
- F. Discuss Crandall Customer Contract
- G. Opportunity for Committee Members to Provide Feedback on Water Committee Meeting
- H. Opportunity for Committee Members to Request Potential Future Agenda Items  
**(No substantive discussion of items will take place at this time)**

V. ADJOURNMENT-

There being no further business, the meeting of the Water Committee adjourned at 2:26 p.m.

APPROVED:

  
\_\_\_\_\_  
JACK MAY  
Chairman