



NORTH TEXAS MUNICIPAL WATER DISTRICT

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

MINUTES REGULAR MEETING (BY TELECONFERENCE) OF THE BOARD OF DIRECTORS APRIL 23, 2020

The North Texas Municipal Water District (NTMWD) Board of Directors met in regular meeting by teleconference on Thursday, April 23, 2020, at 4:00 p.m. Notice of the meeting was legally posted in accordance with Government Code, Title 551, Open Meetings.

I. CALL TO ORDER

President Don Gordon called the meeting to order at approximately 4:08 p.m.

President Gordon advised the following regarding today's meeting.

In accordance with the COVID-19 public health threat and the related March 16, 2020 action by the Office of the Governor temporarily suspending certain provisions of the Texas Open Meetings Act, NTMWD will hold its meeting by telephonic conference call.

In lieu of physical attendance of the meeting, the public may teleconference in to the April 23, 2020 Board meeting by calling 1-844-621-3956 and entering the following access code: 928 587 040. Members of the public wishing to make public comment during the meeting should follow the instructions for on-line registration listed under Item V. below no later than the start time of the meeting. The meeting will be recorded, and the audio recording will be available on the NTMWD website after the meeting.

II. INVOCATION

Board Secretary Darrell Grooms offered the invocation.

President Gordon announced that the Board would forego the Pledge of Allegiance and the Pledge of Allegiance to the Texas Flag due to meeting through teleconference.

III. ROLL CALL/ANNOUNCEMENT OF QUORUM

Secretary Darrell Grooms called the roll and confirmed attendance by teleconference as follows:

1	Anderson, Terry Sam	
2	Carr, John	
3	Crump, George	

4	Dyer, Phil	
5	Farmer, Joe	
6	Fuller, Marvin	
7	Gordon, Don	
8	Grooms, Darrell	
9	Hogan, Rod	
10	Hollifield, David	
11	Imrie, Chip	
12	Johnson, Blair	
13	Joplin, Joe	
14	Kerr, James (Jim)	
15	May, Jack	
16	McKissick, Charles	
17	Murphy, John	Absent
18	Parks, Larry	
19	Patrick, Brenda Jean	
20	Peasley, Richard	
21	Shuyler, Lynn	
22	Sweeden, John	
23	Stephens, Keith	

The following NTMWD legal and financial consultants attended the meeting:

Lauren Kalisek – Lloyd Gosselink Rochelle & Townsend
Lewis Isaacks and Mark Walsh – Saunders Walsh & Beard
Molly Carson and Alan Raynor – McCall Parkhurst & Horton
Nick Bulaich and David Medanich - Hilltop Securities

IV. INSTRUCTIONS FROM MODERATOR

Interim Executive Director Rodney Rhoades served as moderator for the teleconference and provided instructions to Board members, staff and the public for conducting the meeting by teleconference. Instructions included:

- Remember to unmute your phone when you acknowledge your presence, provide comments, make a motion/second, and vote. Please then return to mute to minimize any background noise.
- Please announce your name when speaking.
- If for some reason you drop off the call, simply follow the instructions to redial into teleconference.
- Audio for this meeting will be recorded and made available on our website in accordance with the current modified requirements.
- Secretary Darrell Grooms will oversee the voting process and confirm the votes of each Director.
- The public line will be muted except during public comment to avoid noise disruptions so that we can do our best to make sure all participants can clearly hear the proceedings.

V. PUBLIC COMMENTS

INSTRUCTIONS FOR PUBLIC COMMENT ON-LINE REGISTRATION: Prior to the start of the Board meeting, members of the public wishing to provide public comment must submit via email to PublicRelations.Info@ntmwd.com their first and last name, organization, comment topic, mailing address and email address. During the public comment portion of the meeting, speakers will be recognized by name and asked to provide their comments. 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.

There were no requests for public comments from members of the public.

VI. OPENING REMARKS

- A. President's Remarks concerning current events, conduct of meeting, posted agenda items, committee assignments, and related matters

President Don Gordon stated that these are some unusual times due to COVID-19. He stated the Board and staff carefully considered what needed to be included on this agenda in order to accomplish the NTMWD mission of providing essential services of water, wastewater, and solid waste while at the same time continuing to monitor developments around the spread of COVID-19. Every item on this agenda is vital and essential to keep business moving forward.

President Gordon advised that if there are questions on the agenda items, please keep questions germane to the vote. If there are any other questions, please save those for the staff tomorrow.

Per the Governor's Order, this meeting is being recorded and will be made available on the website in the future.

President Gordon advised that those who would like to make a motion or second to please identify themselves first. Discussion will be held after the motion and second, per Roberts Rules of Order.

The May 2020 Board and Committee meeting schedule is still tentative; however, the following meetings are planned:

- Wednesday, May 13, 2020:
 - 10:30 a.m. – Nominating Committee
 - 11:30 a.m. – Executive Committee
- Dates to be determined for the following Committee meetings:
 - Finance/Audit Committee
 - Personnel Committee
 - Policy Committee
 - Water Committee
 - Wastewater Committee

- Thursday, May 28, 2020
 - 4:00 p.m. – Regular Board meeting

President Gordon advised that that Director Shuyler recently has been in Plano Presbyterian Hospital. He is continuing to recover and has been able to call in for meetings when possible.

President Gordon also advised that Director Darrell Grooms will abstain from voting on Agenda Item No. VIII. K. He advised that Director Joe Farmer will pull Consent Agenda Item D. in order to discuss it in Executive Session.

- B. 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

Interim Executive Director Rodney Rhoades provided an update on NTMWD's response to COVID-19. He advised that the District is working with limited staff on-site, with staggered scheduling. He said there are no confirmed cases of the virus of staff members. Four are quarantined as a precaution, and one staff member's spouse has been confirmed. All systems are fully operational.

Lake Program Manager Steve Long provided an update on Bois d'Arc Lake construction. He advised that there have been no personnel affected by COVID-19 however, there have been some impacts to the schedule and on some equipment delivery. All components of the Lake project are on schedule except for the Archeology. The status of the Bois d'Arc Creek Notch closure was reviewed, noting that there are some rain delays. Updates on the Intake Tower, service spillway chute walls at Labyrinth, and the Archeology Mitigation were provided. Mr. Long reviewed the planned tree plantings and acreage involved. He also provided an update on the water tank, reclaimed basin, filters, Leonard Water Treatment Plant Clearwell and High Service Pump Station, as well as the status of the bridges and roadways. Aerial photos of the sites were provided to the Directors.

VII. 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.

President Gordon advised that Director Joe Farmer requested Consent Agenda Item D. (No. 20-04-04) be pulled from the Consent Agenda to be discussed in Executive Session.

Upon a motion by Director Joe Farmer and a second by Director Joe Joplin to approve the remaining Consent Agenda items, the Board of Directors voted to approve.

- A. **Regular Board Meeting Minutes – Consent Agenda Item No. 20-04-01**
 - Consider approval of March 26, 2020, Board of Directors Regular meeting minutes
- B. **Monthly Construction Report – Consent Agenda Item No. 20-04-02**
 - Consider approval of April 2020 Monthly Construction Report
- C. **Declaration of NTMWD Property as Salvage or Surplus and authorizing entering contract to facilitate sale of such assets – Consent Agenda Item No. 20-04-03**
 - Consider declaring certain NTMWD property as salvage or surplus and authorizing the Executive Director to enter into a contract with Rene Bates Auctioneers, Inc., for the auction sale of such assets as listed in Consent Agenda Item No. 20-04-03
- ~~D. **Authorize legal services for Indian Creek Force Main No. 2 Project – Consent Agenda Item No. 20-04-04**~~
 - ~~• Consider authorizing legal services in the amount of \$20,000 with Saunders, Walsh & Beard, Attorneys & Counselors for Project No. 501-0454-17, Indian Creek Force Main No. 2~~

Item D. was pulled from the Consent Agenda to be discussed in Executive Session prior to consideration and was moved to the end of the agenda.

VIII. **AGENDA ITEMS FOR INDIVIDUAL CONSIDERATION**

GENERAL/ADMINISTRATIVE SERVICES ITEMS

- A. **Adoption of Resolution commending Thomas W. Kula’s service to the NTMWD**
 - Consider adoption of Resolution No. 20-18 commending Thomas W. Kula for six years of dedicated service to the NTMWD

President Gordon advised that at this time retiring Executive Director Tom Kula is being recognized for six years of dedicated service to the NTMWD. He also expressed the Board Members’ disappointment that they could not attend in person (due to COVID-19) to congratulate Mr. Kula for his contributions to the North Texas region. President Gordon read Resolution No. 20-18.

Upon a motion by Director John Carr and a second by Director Blair Johnson to approve Resolution 20-18, the Board of Directors voted unanimously to approve.

The Resolution and NTMWD Water Drop were presented to Mr. Kula. Mr. Kula offered his appreciation and thanks for the opportunity to serve the District.

- B. **Authorize issuance, sale, and delivery of Panther Creek Regional Wastewater System Treatment Plant Contract Revenue Bonds, Series 2020 – Administrative Memorandum No. 5547**
 - Consider adoption of Resolution No. 20-15 authorizing the issuance, sale and delivery of approximately \$5,200,000 of NTMWD Panther Creek Regional

Wastewater System Treatment Plant Contract Revenue Bonds, Series 2020, and approving and authorizing instruments and procedures relating thereto

Director Phil Dyer advised that the Finance/Audit Committee reviewed this item on April 8, 2020, and voted to recommend approval. Nick Bulaich with Hilltop Securities advised that the Panther Creek Regional Wastewater System serves the City of Frisco. Bids were received today at 10:30 a.m. for the revenue bonds in the amount of \$5,200,000, with a AA- rating by Standard and Poors. Three bids were received. The low bidder was Robert W. Baird & Co., Inc., with a True Interest Cost of \$2.603880%. A full report was provided to the Board of Directors.

Upon a motion by Director Phil Dyer and a second by Director Chip Imrie, the Board of Directors voted unanimously to approve.

C. Authorize issuance, sale, and delivery of Mustang Creek Wastewater Interceptor System Contract Revenue Bonds, Series 2020 – Administrative Memorandum No. 5548

- Consider adoption of Resolution No. 20-16 authorizing the issuance, sale, and delivery of approximately \$4,215,000 of NTMWD Mustang Creek Wastewater Interceptor System Contract Revenue Bonds, Series 2020, and approving and authorizing instruments and procedures relating thereto

Director Phil Dyer advised that the Finance/Audit Committee reviewed this item on April 8, 2020, and voted to recommend approval. Nick Bulaich with Hilltop Securities advised that the Mustang Creek Wastewater Interceptor System Contract Revenue Bonds were received today at 10:00 a.m. in the amount of \$4,215,000. Four bids were received. The low bidder was Robert W. Baird & Co., Inc. with a True Interest Cost of \$2.918134%. The difference between this and the Panther Creek bonds is that the Mustang Creek bonds have a 30-year amortization at the request of the city of Forney. A full report was provided to the Board of Directors.

Upon a motion by Director Phil Dyer and a second by Director George Crump, the Board of Directors voted unanimously to approve.

D. Appointment of auditors for FY 2020 audit services – Administrative Memorandum No. 5549

- Consider authorizing appointment of Crowe, LLP, in the amount of \$634,250 for annual audit services in the amount of \$634,250 starting in FY 20 and subject to review for renewal annually

Director Phil Dyer offered his thanks to those who worked on the proposals. He advised that the Finance/Audit Committee reviewed this item on April 8, 2020, and voted to recommend the Board appoint the firm of Crowe, LLP, for audit services for a five-year period and subject to review for annual renewal with a total contract of \$624,250.

Interim Executive Director Rodney Rhoades thanked his staff for their work on this matter. He advised that a Request for Proposals was issued in February and eight responses were received. Of those eight, three were selected to be interviewed on April 1st. Directors Crump, Farmer and Peasley were involved in the interview process. A list of references

and current engagements for Crowe were provided. Mr. Rhoades advised that the total cost for a five-year term is similar to previous rates.

Upon a motion by Director Phil Dyer and a second by Director George Crump to appoint the firm of Crowe, LLP, for audit services for a five-year period and subject to review for annual renewal with a total contract of \$624,250, the Board of Directors voted unanimously to approve.

~~E. **Authorize final settlement agreement with Denali Water Solutions – Administrative Memorandum No. 5550**~~

- ~~• Consider authorizing final settlement agreement with Denali Water Solutions related to Wylie Water Treatment Plant Complex, water treatment residuals removal and disposal~~

Item E. was discussed in Executive Session prior to consideration and was moved to the end of the agenda.

BOIS D'ARC LAKE AGENDA ITEMS

F. Authorize Amendment No. 11 to Construction Manager At-Risk Agreement (CMAR) – Administrative Memorandum No. 5551

- Consider authorizing execution of Amendment No. 11 to the CMAR agreement for partial guaranteed maximum price No. 8 as follows:
 - Decrease the Bois d'Arc Lake Raw Water Pipeline by \$4,823,672.39 due to a reduction in work package scope, Project No. 101-0424-16; and,
 - Additional funding of \$49,309,074.72 for installation of large diameter water pipeline and the cathodic protection system for the treated water pipeline from Leonard Water Treatment Plant to McKinney No. 4, Project No. 101-0425-16

Director Jack May advised that the Water Committee reviewed this item on April 21, 2020, and voted to recommend the Board authorize execution of Amendment No. 11 to the CMAR agreement with Garney Companies, Inc. in the amount of \$44,485,402.33, which includes reducing the amount authorized for the raw water pipeline by \$4,823,672.39, authorizing \$49,309,074.72 for the treated water pipeline and cathodic protection system, and establishing partial guaranteed maximum price No. 8. The decreased authorization for the raw water pipeline is due to advancing the project progression and a corresponding reduction in estimated quantities and allowances. The treated water pipeline will convey water from the Leonard Water Treatment Plant to the NTMWD's water transmission system in McKinney.

Upon a motion by Director Jack May and a second by Director Blair Johnson, the Board of Directors voted unanimously to approve as presented.

WATER SYSTEM AGENDA ITEMS

G. Authorize additional inspection services for Wylie Water Treatment Plant IV Expansion Project – Administrative Memorandum No. 5552

- Consider authorizing additional inspection services with Mbroh Engineering, Inc., in the amount of \$180,000 for Project No. 101-0387-15, Wylie Water Treatment Plant IV 70 MGD Expansion to 210 MGD

Director Jack May advised that the Water Committee reviewed this item on April 21, 2020, and voted to recommend the Board authorize additional inspection services with Mbroh Engineering, Inc., for Wylie Water Treatment Plant IV Expansion inspection of electrical, instrumentation, and related elements in the amount of \$180,000 to ensure continued inspection services during additional contract days. Additional contract time results from inclement weather days and operational conflict delays.

Upon a motion by Director Jack May and a second by Director Blair Johnson, the Board of Directors voted unanimously to approve as presented.

H. Award of Construction Contract for Kaufman 20-inch Waterline Assessment, Phase II Project – Administrative Memorandum No. 5553

- Consider authorizing award of construction contract with Mountain Cascade of Texas, LLC, in the amount of \$1,215,500 for Project No. 101-0427-16, Kaufman 20-inch Waterline Assessment, Phase II

Director Jack May advised that the Water Committee reviewed this item on April 21, 2020, and voted to recommend the Board authorize award of a construction contract with Mountain Cascade of Texas, LLC, in the amount of \$1,215,500 to replace seven localized pipeline segments on the Forney to Kaufman 20-inch Pipeline and to install access points to allow for the assessment of the remaining waterline.

Upon a motion by Director Jack May and a second by Director Joe Joplin, the Board of Directors voted unanimously to approve as presented.

I. Authorize filing for temporary water use permit regarding Lavon Lake – Administrative Memorandum No. 5554

- Consider adoption of Resolution No. 20-17 authorizing filing of temporary water use permit application, which authorizes the Executive Director to execute and prosecute an application for temporary water use permit authorizing the overdraft of Lavon Lake for a three-year period

Director Jack May advised that the Water Committee reviewed this item on April 21, 2020, and voted to recommend the Board adopt Resolution No. 20-17, authorizing the filing of a temporary water use permit application to allow for the use of additional water from Lavon Lake over a three-year period. NTMWD has an existing Temporary Water Use Permit for the over drafting of Lavon Lake that expires in July of 2021 and may need additional water in the event water from Bois d’Arc Lake is not available in 2022.

Upon a motion by Director Jack May and a second by Director Blair Johnson, the Board of Directors voted unanimously to approve as presented.

WASTEWATER SYSTEM AGENDA ITEMS

J. Authorize engineering services agreement for Panther Creek Wastewater Treatment Plant Expansion – Administrative Memorandum No. 5555

- Consider authorizing execution of engineering services agreement with HDR Engineering, Inc., in the amount of \$5,364,255 for preliminary and final engineering design for Project No. 307-0493-18, Panther Creek Wastewater Treatment Plant Expansion to 15 MGD

Director Rod Hogan advised the Wastewater Committee reviewed this item on April 22, 2020, and voted to recommend the Board authorize execution of an engineering services agreement with HDR Engineering, Inc., in the amount of \$5,364,255 for preliminary and final design of the Panther Creek Wastewater Treatment Plant Expansion to 15 million gallons per day. Coordination efforts with the City of Frisco identified the need to expand Panther Creek WWTP from the current 10 MGD to 15 MGD annual average daily flow capacity to support the city's growth and population projections. The design includes a preliminary engineering evaluation to recommend improvements to increase the peak flow capacity from 30 MGD to 52.5 MGD based on historic flows.

Upon a motion by Director Rod Hogan and a second by Director David Hollifield, the Board of Directors voted unanimously to approve as presented.

K. Authorize engineering services agreement for Forney Mustang Creek Lift Station, Phase II, and Forney Force Main Improvements Project – Administrative Memorandum No. 5556

- Consider authorizing execution of engineering services agreement with Hazen and Sawyer in the amount of \$1,331,400 for final engineering design for Project No. 509-0561-20, Forney Mustang Creek Lift Station Phase II and Forney Force Main Improvements

Director Rod Hogan advised that the Wastewater Committee reviewed this item on April 22, 2020, and voted to recommend the Board authorize execution of an engineering services agreement with Hazen and Sawyer in the amount of \$1,331,400 for the final design of the Forney Mustang Creek Lift Station Phase II and the Forney Force Main Improvements. The existing 24-inch force main is limiting the capacity of Forney Mustang Creek Lift Station to 12 million gallons per day and a new force main and expansion of the lift station to 30 MGD are needed to meet the growth projections of the city of Forney.

Upon a motion by Director Rod Hogan and a second by Director John Carr, the Board of Directors voted to approve this item as presented. Director Darrell Grooms abstained from voting on this item.

L. Authorize award of construction contract for Beck Branch Parallel Interceptor Improvements Project – Administrative Memorandum No. 5557

- Consider authorizing award of construction contract to ARK Contracting Services, LLC, in the amount of \$21,014.584 for Project No. 501-0439-16, Beck Branch Parallel Interceptor Improvements, Beck Branch Parallel Interceptor, Phase II, and Plano Spring Creek Force Main Parallel

Director Rod Hogan advised the Wastewater Committee reviewed this item on April 22, 2020, and voted to recommend the Board authorize award of a construction contract to ARK Contracting Services, LLC, in the amount of \$21,014.584 to increase conveyance capacity from the Plano Spring Creek Lift Station No. 2 to the Rowlett Creek Regional Wastewater Treatment Plant to meet projected 2035 flow conditions due to population

growth, inflow and infiltration in the cities of Plano and Richardson. Phase 1 of the Beck Branch Parallel Interceptor is currently under construction. This action will award construction of the final segments of the interceptor and force main to the lift station.

Upon a motion by Director Rod Hogan and a second by Director Chip Imrie, the Board of Directors voted unanimously to approve as presented.

M. Ratification of action on Executive Director evaluation and employment contract

- Consider authorizing ratification of action taken at April 16, 2020, Special Board meeting wherein public access teleconference line failed on Executive Director evaluation and employment contract

President Don Gordon advised that at the Special Board meeting on April 16, 2020, the teleconference line experienced an outage and the action portion of the meeting was not able to be broadcast to the public. The service provider, Cisco, confirmed that WebEx experienced a significant service outage across the United States and Europe on this date and that connectivity to the WebEx meetings software was affected; meetings could not be started or joined via WebEx software. As a result of that, President Gordon advised that the Board of Directors would like to ratify the action taken at that meeting as follows:

Upon a motion by Director Rod Hogan and a second by Director James Kerr, the Board of Directors voted by majority to approve the separation agreement with Executive Director Thomas W. Kula and accept his resignation.

Upon a motion by Director Joe Joplin and a second by Director Rod Hogan, the Board of Directors voted to ratify the action taken on April 16, 2020, to approve the separation agreement with Executive Director Thomas W. Kula and accept his resignation. Directors John Carr and Richard Peasley voted no.

~~N. Authorize action on Executive Director vacancy~~

- ~~• Consider action on Executive Director vacancy, including appointment of interim Executive Director and search process~~

Item N. was discussed in Executive Session prior to consideration and was moved to the end of the agenda.

At 5:07 p.m. President Gordon announced that an Executive Session of the Board of Directors was being called in order to discuss Agenda Item Nos. VII. D.; VIII. E.; IX. C. (1-2), and D. (1) on the agenda pursuant to Texas Government Code, Section 551.071, Consultation with Attorney; and, to discuss Agenda Item No. VIII. N. pursuant to Texas Government Code, Section 551.074, Personnel.

President Gordon confirmed with staff that the public access line was disconnected and that the audio recording was disabled during the Executive Session discussion.

ORDER OF ITEMS DISCUSSED IN EXECUTIVE SESSION:

- VII. D. Authorize legal services for Indian Creek Force Main No. 2 Project – Consent Agenda Item No. 20-04-04**

- Consider authorizing legal services in the amount of \$20,000 with Saunders, Walsh & Beard, Attorneys & Counselors for Project No. 501-0454-17, Indian Creek Force Main No. 2

VIII. E. Authorize final settlement agreement with Denali Water Solutions – Administrative Memorandum No. 5550

- Consider authorizing final settlement agreement with Denali Water Solutions related to Wylie Water Treatment Plant Complex, water treatment residuals removal and disposal

IX. C. Discuss status of Member City contract matters including:

1. *Petitions of the Cities of Garland, Mesquite, Plano and Richardson Appealing Wholesale Water Rates Implemented by North Texas Municipal Water District, Docket Nos. 46662, 47863, 49043, 50382 before the Public Utility Commission of Texas*
2. Facilitation with Member Cities regarding alternate cost methodologies to the Amendatory Water Supply Contract

D. Update on litigation involving North Texas Municipal Water District/advice from legal counsel, including:

1. North Texas Municipal Water District v. S.J. Louis Construction of Texas, Ltd., ACT Pipe and Supply, Inc., North American Pipe Corporation, J-M Manufacturing, Inc., d/b/a JM Eagle, Inc., Cause No. 429-06607-2019, 429th Judicial District, Collin County, Texas (121 Force Main)

VIII. N. Authorize action on Executive Director vacancy

- Consider action on Executive Director vacancy, including appointment of interim Executive Director and search process

Open Session reconvened at 7:01 p.m. No action was taken in Executive Session. The public teleconference line was reconnected.

The following action was taken upon reconvening Open Session.

VII. CONSENT AGENDA ITEMS (PULLED FOR INDIVIDUAL CONSIDERATION)

D. Authorize legal services for Indian Creek Force Main No. 2 Project – Consent Agenda Item No. 20-04-04

- Consider authorizing legal services in the amount of \$20,000 with Saunders, Walsh & Beard, Attorneys & Counselors for Project No. 501-0454-17, Indian Creek Force Main No. 2

Wastewater Chairman Rod Hogan advised that the Wastewater Committee reviewed this item on April 22, 2020, and voted to recommend the Board authorize execution of a legal services agreement with Saunders, Walsh & Beard in the amount of \$20,000 to assist in determining the parties legally responsible for the additional work created by the improper installation of the force main, as well as assisting in enforcing contractual rights against the responsible parties for the Indian Creek Force Main No. 2 project.

Upon a motion by Director Rod Hogan and a second by Director Joe Farmer, the Board of Directors voted unanimously to approve as presented.

VIII. AGENDA ITEMS FOR INDIVIDUAL CONSIDERATION

E. Authorize final settlement agreement with Denali Water Solutions – Administrative Memorandum No. 5550

- Consider authorizing final settlement agreement with Denali Water Solutions related to Wylie Water Treatment Plant Complex, water treatment residuals removal and disposal

Upon a motion by Director Rod Hogan and a second by Director Richard Peasley, the Board of Directors voted unanimously to approve as presented.

N. Authorize action on Executive Director vacancy

- Consider action on Executive Director vacancy, including appointment of interim Executive Director and search process

Upon a motion by Director Rod Hogan and a second by Director Terry Sam Anderson to table this item to a special called meeting as soon as reasonably possible and prior to the next regular meeting, the Board of Directors voted to approve. Directors Joe Farmer and Brenda Jean Patrick voted no.

IX. DISCUSSION ITEMS

A. Update on Boardroom Technology

Assistant Deputy Jim Shirley provided a brief review of the boardroom technology being purchased as authorized by the Board of Directors in February 2020. He reviewed that the recording equipment was installed in December 2019. In January 2020 training was conducted and a start date of July for publishing recorded meetings was determined. At the February 2020 meeting the Board provided direction to include some additional equipment. That equipment list includes an updated control panel, mic control, monitors for the executive dais, mute functionality, and digital voting capability. Mr. Shirley advised that he plans to have only one piece of equipment for each director to operate. The July start date is on schedule.

B. Appointment of Special Purpose Committee for Executive Director selection

President Don Gordon appointed a Special Purpose Committee for Executive Director selection consisting of the following Directors:

- Director Terry Sam Anderson, Chairman
- Director George Crump
- Director Phil Dyer
- Director John Sweeden
- Director Keith Stephens
- Director Joe Farmer
- Director Joe Joplin

- C. Appointment of Nominating Committee to develop recommendation for slate of officers for 2020-2021

President Gordon appointed a Special Purpose Committee for Nominating the 2020-2021 Board of Directors Officers consisting of past three Board Presidents as follows:

- John Sweeden, Chairman
- Terry Sam Anderson
- Joe Joplin

The Nominating Committee will meet on Thursday, May 13, 2020, at 10:30 a.m. and provide a recommendation for consideration at the May 2020 Board meeting for the 2020-2021 Board of Directors Officers.

- D. Review of items for follow up raised during meeting

There were no follow up items.

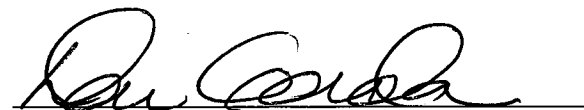
- E. Opportunity for Board members to request potential future agenda items
(No substantive discussion of items will take place at this time)

There were no requests for potential future agenda items.

X. ADJOURNMENT

There being no further business, the meeting adjourned at approximately 7:12 p.m. The next regular meeting of the NTMWD Board of Directors will be held Thursday, May 28, at 4:00 p.m. at the North Texas Municipal Water District offices at 501 E. Brown Street, Wylie, Texas, unless otherwise posted.

APPROVED:


DON GORDON, President

ATTEST:


DARRELL GROOMS, Secretary

