



## **NORTH TEXAS MUNICIPAL WATER DISTRICT**

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### **MINUTES OF REGULAR MEETING (BY TELECONFERENCE) OF THE BOARD OF DIRECTORS DECEMBER 17, 2020**

The North Texas Municipal Water District (NTMWD) Board of Directors met in regular meeting by teleconference on Thursday, December 17, 2020, at 2:30 p.m. Notice of the meeting was legally posted in accordance with Government Code, Title 551, Open Meetings.

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

President Larry Parks called the meeting to order at approximately 2:32 p.m.

President Parks 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 into the 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**

Vice President Darrell Grooms offered the invocation.

President Larry Parks 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 Phil Dyer 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	Hollifield, David	
10	Imrie, Chip	
11	Johnson, Blair	
12	Joplin, Joe	
13	Kelley, Ron	Absent
14	Kerr, James (Jim)	Absent
15	May, Jack	
16	McKissick, Charles	
17	Murphy, John	
18	Obera, Marlo	
19	Parks, Larry	
20	Patrick, Brenda Jean	
21	Peasley, Richard	
22	Shuyler, Lynn	Absent
23	Stephens, Keith	
24	Sweeden, John	

The following NTMWD legal and financial consultants attended the meeting:

Lauren Kalisek– Lloyd Gosselink Rochelle & Townsend  
 Lewis Isaacks and Mark Walsh – Saunders Walsh & Beard  
 Alan Raynor and Molly Carson – McCall Parkhurst & Horton  
 Nick Bulaich – 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.
- Speak clearly and try to be in a quiet location to avoid any background noise.
- Also, please enunciate and project when speaking to ensure all listening can understand.
- 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 Phil Dyer 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](mailto: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.

**VI. EXECUTIVE SESSION**

At 2:37 p.m. President Larry Parks announced that an Executive Session of the Board of Directors was being called in order to discuss Agenda Item Nos. VII. A. and X. Q. on the agenda pursuant to Texas Government Code, Section 551.071, Consultation with Attorney.

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

**VII. DISCUSSION ITEMS**

A. Discuss *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, and 50382 before the Public Utility Commission of Texas; update on settlement status

**X. AGENDA ITEMS FOR INDIVIDUAL CONSIDERATION**

**Q. Authorize award of construction contract on Buffalo Creek Parallel Interceptor project – Administrative Memorandum No. 5669**

- Consider authorizing award of construction contract with Mountain Cascade of Texas, LLC, in the amount of \$24,630,180 on Project No. 507-0484-17, Buffalo Creek Parallel Interceptor, Phase I

Open Session reconvened at 2:58 p.m. No action was taken in Executive Session. The public teleconference line was reconnected.

**VII. DISCUSSION ITEMS (Continued)**

B. Update on NTMWD's Safety Program

This item was postponed until the January meeting.

C. Update on NTMWD's Purchasing Program

Nichole Mucha, Purchasing Manager presented this item. She reviewed the progress of major initiatives for 2020, including the cost savings that have occurred since the purchasing program was implemented. She provided information on the

purchasing Team members. Ms. Mucha provided a brief follow up on a recent survey and reviewed plans for 2021.

- D. Engineering update
  - 1. Update on Bois d'Arc Lake project

Steve Long, Reservoir Project Manager presented this item. He provided the Board of Directors with a detailed review of the agreements and processes involved with the archeology sites located at the Bois d'Arc Lake project. Phases of the archeology project include the Survey Phase, the Testing Phase and the Mitigation Phase.

Mr. Long advised that during the Survey Phase 64 sites were identified. Eight of those were mitigated and included six prehistoric sites and two cemeteries, the Wilks Cemetery and the Bonham Cemetery. Mr. Long provided photos of the excavation and investigation of Sites 151, 120, 128, and 114. He explained how each section of soil is treated, and the artifacts tested and catalogued.

Mr. Long advised that the original budget for Cultural Resource Investigations was \$12.1 million with an anticipated 6 – 12 months of work. The actual budget as of 2020 is \$44.9 million due to the many historic burial sites that were located, and the thousands of artifacts excavated. He advised that analysis and final report preparation is likely to take 4 to 5 years to complete. Mr. Long noted that this process is highly regulated the Texas Historical Commission, the Caddo Nation of Oklahoma, and others, with the original Programmatic Agreement which was entered into in 2010.

Mr. Long reviewed that included on this agenda is consideration of a Memorandum of Agreement for conveyance of two acres of land and easements for re-internment of Caddo remains. He noted that the site will be a Caddo cemetery but will not be regulated by the Texas Administrative Code.

In response to a Director's question about potential future documentaries, Mr. Long advised that as part of the original agreement with the Caddo, the District must maintain confidentiality in regard to the data collection sites during the collection phase. He added that the District is working with archeologists to prepare a museum quality display of artifacts that will be on display at the Lake Operations Center. He added that once final, the reports will be available for review.

President Larry Parks and other Directors expressed appreciation to Steve Long for his work on the Lake project.

- a. Construction update

A construction update was not provided.

## VIII. OPENING REMARKS

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

President Larry Parks advised that he has appointed Director George Crump to serve as Chair of the Real Estate Committee.

President Larry Parks advised that Governor Abbott renewed the COVID-19 disaster declaration on December 7<sup>h</sup> for an additional 30 days; therefore, The District will continue meeting through teleconference.

President Larry Parks reviewed the tentative schedule of meetings for January 2021 is as follows:

Wednesday, January 13, 2021

- 9:00 a.m. – Executive Committee meeting
- 11:00 a.m. – Legislative Committee meeting
- 1:00 p.m. – Policy Committee meeting

Wednesday, January 27, 2021

- 10:00 a.m. – Real Estate Committee meeting
- 11:15 a.m. – Finance Committee meeting
- 1:00 p.m. – Wastewater Committee meeting
- 2:45 p.m. – Water Committee meeting

Thursday, January 28, 2021

- 2:30 p.m. – Executive Session and Regular Board meeting

- B. Interim 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 requested a moment of silence for two families on the passing of their loved ones.

Mr. Rhoades advised that at 10 a.m. on December 18<sup>th</sup> a virtual presentation will be made to recognize the Employee of the Year.

Mr. Rhoades advised that an internal COVID vaccine task force has been created. He added that Process Improvement Advisor Brian Brooks will coordinate when District employees will be given the opportunity to get the vaccine.

Assistant Deputy Erik Felthous recognized the Accounting staff of Teresa Wigington, Holly Matthews, and Tammy Turner for the District receiving the Government Finance Officials Association Certificate of Achievement for Excellence in Financial Reporting (for the 2019 CAFR) for the 30<sup>th</sup> year in a row.

**IX. CONSENT AGENDA ITEMS**

Upon a motion by Director Darrell Grooms and a second by Director Chip Imrie to approve the Consent Agenda items, the Board of Directors voted to approve the Consent Agenda items.

- A. **Approval of Regular Board Meeting Minutes – Consent Agenda Item No. 20-12-01**
  - Consider approval of November 19, 2020, Board of Directors Regular meeting minutes
  
- B. **Approval of Monthly Construction Report – Consent Agenda Item No. 20-12-02**
  - Consider approval of December 2020 Monthly Construction Report
  
- C. **Authorize Change Order No. 3 to Full Service Provider contract on Bois d’Arc Lake Mitigation Property project – Consent Agenda Item No. 20-12-03**
  - Consider authorizing execution of Change Order No. 3 to the full service provider contract with Resource Environmental Solutions, LLC, (d/b/a RES Texas Mitigation, LLC) in the amount of \$508,669.10 on Project No. 101-0366-14, Bois d’Arc Lake Mitigation Property
  
- D. **Authorize Amendment No. 15 to Construction Manager At-Risk Agreement on Bois d’Arc Lake Dam and Intake Structure project – Consent Agenda Item No. 20-12-04**
  - Consider authorizing execution of Amendment No. 15 to the Construction Manager At-Risk agreement with Archer Western Construction, LLC, on Project No. 101-0344-13, Bois d’Arc Lake Dam and Intake Structure, that will authorize the following: (1) a new contractual milestone for the start of permanent impoundment of March 31, 2021, that cannot extend for any reason; (2) settlement of all delay related claims up to the date of execution of Amendment No. 15; and (3) set the Substantial and Final Completion Dates as July 27, 2021, and September 30, 2021, respectively
  
- E. **Authorize Legislative Position Statement – Consent Agenda Item No. 20-12-05**
  - Consider authorizing Legislation Position Statement for policy issues in the 87<sup>th</sup> Texas Legislature, the 117<sup>th</sup> Federal Congress, and the 2021 session of the Oklahoma Legislature
  
- F. **Authorize engineering services agreement on North Garland System Ground Storage Tanks project– Consent Agenda Item No. 20-12-06**
  - Consider authorizing the Interim Executive Director to execute an engineering services agreement with JQ Infrastructure, LLC, in the amount of \$241,065 for preliminary engineering design of Project No. 101-0572-20, North Garland System Ground Storage Tanks
  
- G. **Adoption of Resolution No. 20-59 approving NTMWD Investment Policy and Investment Strategy – Consent Agenda Item No. 20-12-07**
  - Consider adoption of Resolution No. 20-59 approving NTMWD Investment Policy and Investment Strategy of the NTMWD Administration and Finance Policies Manual

- H. **Authorize reimbursement for restoration of median streetlights on Indian Creek Force Main No. 2 project – Consent Agenda Item No. 20-12-08**
- Consider authorizing reimbursement to Oncor Electric Delivery, LLC, in the amount of \$250,000 for restoration of median streetlights on Project No. 501-0454-17, Indian Creek Force Main No. 2

X. **AGENDA ITEMS FOR INDIVIDUAL CONSIDERATION**

**GENERAL/ADMINISTRATIVE SERVICES AGENDA ITEMS**

- A. **Adopt Resolution No. 20-63 Commending Director Charles McKissick as member of the NTMWD Board of Directors**
- Consider adoption of Resolution No. 20-63 commending Director Charles McKissick for over 19 years of service as a member of the NTMWD Board of Directors

President Larry Parks read Resolution No. 20-63 commending Director Charles McKissick for his 19 years of service on the NTMWD Board of Directors.

Upon a motion by Director Darrell Grooms and a second by Director Joe Farmer to approve Resolution 20-63, the Board of Directors voted unanimously to approve.

President Larry Parks and other Directors spoke in appreciation of Mr. McKissick for his many years of service to the NTMWD. Mr. McKissick spoke of his experiences serving on the NTMWD Board and expressed his appreciation to the District staff for their dedication over the years.

- B. **Adopt Resolution No. 20-64 Commending Assistant Deputy John Montgomery for over 32 years of service to the NTMWD**
- Consider adoption of Resolution No. 20-63 commending Assistant Deputy John Montgomery for over 32 years of service to the NTMWD

Upon a motion by Director President Larry Parks and a second by Director Darrell Grooms to approve Resolution 20-64, the Board of Directors voted unanimously to approve.

Interim Executive Director Rodney Rhoades read Resolution No. 20-64 commending Assistant Deputy John Montgomery for his 32 years of service on the staff of the NTMWD and expressed his appreciation to Mr. Montgomery. Executive Assistant Melisa Fuller spoke on behalf of the NTMWD employees, expressing appreciation to Mr. Montgomery as Assistant Director of Human Resources. Mr. Montgomery thanked his wife and coworkers for their support over the years.

- C. **Adoption of Resolution No. 20-61 authorizing Buffalo Creek Wastewater Interceptor System Contract Revenue Bonds, Series 2020 – Administrative Memorandum No. 5655**
- Consider adoption of Resolution No. 20-61 authorizing the issuance, sale, and delivery of NTMWD Buffalo Creek Wastewater Interceptor Contract Revenue Bonds, Series 2020; and approving and authorizing instruments and procedures relating thereto

Director Phil Dyer advised that this item was reviewed on December 2, 2020, by the Finance Committee. The Finance Committee voted unanimously for the Board of Directors to adopt Resolution No. 20-61 authorizing the issuance, sale and delivery of NTMWD Buffalo Creek Wastewater Interceptor System Contract Revenue Bonds, Series 2020.

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

[Financial Consultant Nick Bulaich with Hilltop Securities arrived later in the meeting and offered the following remarks after the conclusion of the action items.]

Nick Bulaich with Hilltop Securities advised that the District's Bond Ratings by Moody's and Standards and Poor remained consistent. He advised that a presentation was emailed to the Director's earlier today.

Mr. Bulaich advised that six bids were received on this item with the low bid from Citi Group Global Market with an interest rate of 1.9395 percent. He added that there is a cash premium of \$865,000 which results in a true interest rate of 1.93945 percent. The final debt service schedule was provided, and it was noted that the total is below the original projections. Mr. Bulaich advised that the first four years of the debt will be interest only.

**BOIS D'ARC LAKE AGENDA ITEMS**

**D. Authorize additional archeological services on Bois d'Arc Lake Archeological Services project – Administrative Memorandum No. 5656**

- Consider authorizing additional archeological services to existing Archeological Services Agreement with AR Consultants, Inc., in the amount of \$14,800,000 on Project No. 101-0237-11, Bois d'Arc Lake Archeological Services

Director Jack May advised that the Water Committee reviewed this item yesterday and voted to recommend the Board authorize additional services in the amount of \$14,800,000 with AR Consultants, Inc., to complete the mitigation of six cultural resource sites in accordance with Section 106 of the National Historic Preservation Act, the Texas Antiquities Code, and as required by special conditions of the Section 404 permit of the Clear Water Act issued by the U. S. Army Corps of Engineers.

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

**E. Authorize execution of Memorandum of Agreement with Caddo Nation of Oklahoma – Administrative Memorandum No. 5657**

- Consider authorizing the Interim Executive Director to execute a Memorandum of Agreement with the Caddo Nation of Oklahoma for the re-interment of Caddo Ancestral Burials, Project No. 101-0237-11

Director Jack May advised that the Water Committee reviewed this item yesterday and voted to recommend the Board authorize execution of a Memorandum of Agreement with the Caddo Nation of Oklahoma to dis-inter and re-inter Caddo Ancestral Burials necessitated by construction and impoundment of Bois d'Arc Lake.



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

**F. Authorize additional inspection services on Bois d’Arc Lake projects – Administrative Memorandum No. 5658**

- Consider authorizing additional inspection services with Mbroh Engineering, Inc., in the amount of \$1,630,000 for Bois d’Arc Lake electrical, instrumentation, and supervisory control and data acquisition inspection services; Project Nos. 101-0344-13, 101-0358-14, 101-0384-15, 101-0428-16, and 101-0436-16

Director Jack May advised that the Water Committee reviewed this item yesterday and voted to recommend the Board authorize funding for additional inspection services for electrical, instrumentation, and SCADA inspections of projects in the Bois d’Arc Lake program in the amount of \$1,630,000.

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

**G. Authorize execution of fourth amendment to Settlement Agreement with Bois d’Arc Municipal Utility District – Administrative Memorandum No. 5659**

- Consider authorizing execution of fourth amendment to the Settlement Agreement with Bois d’Arc Municipal Utility District for an increased waterline size on Project No. 101-0344-13, Bois d’Arc Lake Dam and Intake Structure

Director Jack May advised that the Water Committee reviewed this item yesterday and voted to recommend the Board authorize execution a fourth amendment to the settlement agreement with Bois d’Arc Municipal Utility District.

This action will authorize a fourth amendment to the Settlement Agreement with Bois d’Arc Municipal Utility District, and its purpose is to fund upsizing offsite a water line to provide adequate flow and pressure for the Bois d’Arc Lake Operations Center fire sprinkler system. Funds for the upsizing will be made available from previously authorized allowances. There was a brief discussion of the overall cost savings.

Upon a motion by Director Jack May and a second by Director Darrell Grooms, the Board of Directors voted unanimously to approve.

**WATER SYSTEM AGENDA ITEMS**

**H. Authorize transportation agreement between the City of Mesquite and City of Forney – Administrative Memorandum No. 5660**

- Consider authorizing transportation agreement between the City of Mesquite and City of Forney for water delivered to Markout Water Supply Corporation

Director Jack May advised that the Water Committee reviewed this item yesterday and voted to recommend the Board approve a Water Transportation Agreement between the City of Mesquite and the City of Forney for water delivered to portions of the Markout Water Supply Corporation that will be transferred to the City of Mesquite through a direct water supply connection.

Upon a motion by Director Jack May and a second by Director Darrell Grooms, the Board of Directors voted unanimously to approve.

**I. Authorize Construction Manager At-Risk Agreement on Wylie Water Treatment Plant Biologically Active Filtration project and Wylie Water Treatment Plant I Structural and Mechanical Improvements project – Administrative Memorandum No. 5661**

- Consider authorizing Construction Manager At-Risk Agreement with Montgomery Watson Harza (MWH) Constructors for pre-construction and procurement services in the amount of \$446,253 on Project No. 101-0390-15, Wylie Water Treatment Plant Biologically Active Filtration and on Project No. 101-0517-18, Wylie Water Treatment Plant II Structural and Mechanical Improvements in the amount of \$365,116

Director Jack May advised that the Water Committee reviewed this item yesterday and voted to recommend the Board authorize a CMAR agreement and authorize initial funding for CMAR pre-construction and procurement services in the amount of \$811,369, for the Wylie Water Treatment Plant Biologically Active Filtration and the Wylie WTP Plant II Structural and Mechanical Improvements projects.

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

**J. Adoption of Resolution No. 20-62 authorizing ratification of execution of Development Agreement with Encore Wire Corporation – Administrative Memorandum No. 5662**

- Consider adoption of Resolution No. 20-62 authorizing ratification of the Interim Executive Director's execution of Development Agreement with Encore Wire Corporation, Project No.101-0580-20, Wylie-to-McKinney 24-Inch Waterline and North McKinney, Phase I and II, 36-Inch Waterline Improvements

Director Jack May advised that the Water Committee reviewed this item yesterday and voted to recommend the Board adopt Resolution 20-62 authorizing ratification of a development agreement with Encore Wire Corporation for improvements made necessary by relocating Elm Street in McKinney, Texas.

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

**K. Authorize engineering services agreement on Relocation of Wylie-to-Garland 42-Inch Waterline project – Administrative Memorandum No. 5663**

- Consider authorizing the Interim Executive Director to execute an engineering services agreement with Teague, Nall and Perkins, Inc., in the amount of \$186,680 for final design on Project No. 101-0563-20, Relocation of Wylie-to-Garland 42-inch Waterline

Director Jack May advised that the Water Committee reviewed this item yesterday and voted to recommend the Board authorize an engineering services agreement for final design in the amount of \$186,680 to relocate a section of the Wylie to Garland 42-inch waterline to accommodate the Wylie Economic Development Corporation (EDC) development. Design and construction related expenses will be reimbursed by the Wylie EDC.

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

- L. **Authorize award of contract on Wylie-to-Rockwall Pipeline Relocation, Phase I, project - Administrative Memorandum No. 5664**
- Consider authorizing award of construction contract with McKee Utility Contractors, Inc., in the amount of \$9,095,000 for construction of Project No. 101-0526-19, Wylie-to-Rockwall Pipeline Relocation, Phase I

Director Jack May advised that the Water Committee reviewed this item yesterday and voted to recommend the Board authorize execution a construction contract with McKee Utility Contractors, Inc., and authorize internal inspection funding, partial relocation of the 20-inch Wylie to Rockwall pipeline in support to TxDOT's widening of State Highway 205, and other East Transmission System improvements in the amount of \$9,095,000.

A motion to approve was made by Director Jack May and seconded by Director Chip Imrie.

In response to a Director's question as to why there was such a discrepancy between the engineer's estimate of probable cost (\$16 million) and the low bid, Deputy Director Cesar Baptista advised that competition among the contractors due to availability of materials is resulting in them trying to create a backlog of work.

The Board of Directors voted unanimously to approve.

#### **WASTEWATER SYSTEM AGENDA ITEMS**

- M. **Authorize execution of Amendment Nos. 4 and 5 to the Construction Manager At-Risk Agreement on Sister Grove Regional Water Resource Recovery Facility project – Administrative Memorandum No. 5665**
- Consider authorizing the Interim Executive Director to execute Amendment Nos. 4 and 5 to the Construction Manager At-Risk Agreement with Garney Companies, Inc., in the amount of \$71,591,766.25 on Project No. 301-0426-16, Sister Grove Regional Water Resource Recovery Facility

Director Richard Peasley advised that the Wastewater Committee reviewed this item yesterday and voted to recommend the Board authorize funding for Amendment No. 4 and No. 5 to the Construction Manager At-Risk Agreement for Sister Grove Regional Water Resource Recovery Facility project. Future amendments will be presented to the Board as remaining work packages are developed, procured, and evaluated. Director Peasley elaborated on the details of this project.

Upon a motion by Director Richard Peasley and a second by Director David Hollifield, the Board of Directors voted unanimously to approve.

- N. **Authorize Change Order No. 26 on Rowlett Creek Regional Wastewater Treatment Plant Peak Flow Management Improvements, Phase I – Administrative Memorandum No. 5666**
- Consider authorizing Change Order No. 26 with Pepper Lawson Waterworks, LLC, in the amount of \$621,568.35 on Project No. 301-0328-13, Rowlett Creek Regional Wastewater Treatment Plant Peak Flow Management

Improvements, Phase I

Director Richard Peasley advised that the Wastewater Committee reviewed this item yesterday and voted to recommend the Board authorize funding for a construction change order to the Rowlett Creek Regional Wastewater Treatment Plant Peak Flow Management Improvements, Phase I, project for an upgraded potable water system and plant roadways necessary to meet fire protection requirements for the new facilities and for installation of an ultraviolet transmittance monitoring device.

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

**O. Authorize additional engineering services on North McKinney Parallel Interceptor project – Administrative Memorandum No. 5667**

- Consider authorizing additional engineering services with Teague, Nall, and Perkins, Inc., in the amount of \$306,300 on Project No. 501-0504-18, North McKinney Parallel Interceptor

Director Richard Peasley advised that the Wastewater Committee reviewed this item yesterday and voted to recommend the Board authorize funding for additional engineering services for the North McKinney Parallel Interceptor project.

Additional engineering services are requested for final design of additional tree mitigation projects as required by the United States Army Corps of Engineers Lavon Lake office to mitigate the removal of desired tree species that will occur during construction of project. Additional engineering services are also requested for the Consulting Engineer to facilitate payment to the John Bunker Sands Mitigation Bank as required by USACE as part of the mitigation requirement for the issuance of the Nationwide 12 permit and loss of forested wetlands habitat.

A motion to approve was made by Director Richard Peasley and seconded by Director Marlo Obera.

President Larry Parks requested an explanation of “mitigation credits.” Deputy Director Mike Rickman explained that the District could develop its own mitigation plan or buy credits from a mitigation bank, which is often a less costly alternative when smaller quantities of mitigation are required.

The Board of Directors voted unanimously to approve.

**P. Authorize award of construction contract on Upper East Fork Interceptor System Rehabilitation and Improvements 2020 project – Administrative Memorandum No. 5668**

- Consider authorizing award of construction contract with Insituform Technologies, LLC, in the amount of \$462,402.25 on Project No. 501-0540-19, Upper East Fork Interceptor System Rehabilitation and Improvements 2020

Director Richard Peasley advised that the Wastewater Committee reviewed this item yesterday and voted to recommend the Board authorize award of a construction contract and authorize inspection services for the UEFIS Rehabilitation and Improvements 2020 project to rehabilitate, repair and improve several locations identified in the Wastewater Operations Condition Assessment Program to extend the remaining useful life of the

pipelines, reduce inflow/infiltration and minimize the potential of sanitary sewer overflows.

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

**Q. Authorize award of construction contract on Buffalo Creek Parallel Interceptor project – Administrative Memorandum No. 5669**

- Consider authorizing award of construction contract with Mountain Cascade of Texas, LLC, in the amount of \$24,630,180 on Project No. 507-0484-17, Buffalo Creek Parallel Interceptor, Phase I

Director Richard Peasley advised that the Wastewater Committee reviewed this item yesterday and voted to recommend the Board authorize award a construction contract and authorize inspection services for the Buffalo Creek Parallel Interceptor, Phase I project to Increase conveyance capacity from the Buffalo Creek Wastewater Treatment Plant to F.M. 740 to meet immediate and projected 2040 flow conditions due to population growth in the cities of Forney, Heath, and Rockwall and rehabilitate manholes located along the existing Buffalo Creek Interceptor. Director Peasley remarked on the magnitude of this project and noted that 130 manholes will be rehabilitated. He also advised that the project was over the estimated cost by \$114 million due to unexpected conditions however the CMAR is working with staff to lower the cost. Deputy Director Cesar Baptista added that the overage is down to \$25 million at this time.

Upon a motion by Director Richard Peasley and a second by Director Darrell Grooms, the Board of Directors voted unanimously to approve.

[At this time President Larry Parks requested remarks from Nick Bulaich with Hilltop Securities regarding agenda item X.C. Those remarks are included with the agenda item.]

**XI. CLOSING ITEMS**

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

There were no follow up items.

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


There were no potential future agenda items requested.

**VI. ADJOURNMENT**

There being no further business, the meeting adjourned at approximately 4:55 p.m.

APPROVED:



  
LARRY PARKS, President