



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 (IN PERSON AND BY VIDEOCONFERENCE)
THURSDAY, MARCH 24, 2022
2:30 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 in person and by videoconference, accessible to the public, on Thursday, March 24, 2022, at 2:30 p.m., at the following meeting location: NTMWD Administrative Offices, 501 E. Brown Street, Wylie, Texas 75098.

The Presiding Officer and a quorum of the Board of Directors will be present at the meeting location or by videoconference with two-way video and audio communication between Board members participating at the meeting location and by videoconference. The public may attend the meeting in person at the meeting location. Audio and video of Board members participating by videoconference will be broadcast live and will be visible to members of the public. The meeting will be recorded and available on the NTMWD website after the meeting.

Members of the public wishing to listen to live audio of the meeting may do so by calling in at **(469) 210-7159** or toll free **(844) 621-3956** and entering the following access code: **928 587 040**. Please note this line will not provide for two-way communication and public comment at the meeting must be made in person at the meeting location.

AGENDA

I. CALL TO ORDER

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG

V. ROLL CALL/ANNOUNCEMENT OF QUORUM

VI. OPENING REMARKS

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

VII. PUBLIC COMMENTS

Prior to the start of the meeting, speakers must complete and submit a “Public Comment Registration Form.” During the public comment portion of the meeting, speakers will be recognized by name and asked to provide their comments. The time limit is three (3) 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.

VIII. EXECUTIVE SESSION (to begin at approximately 2:45 p.m. and end approximately at 3:30 p.m.)

The Presiding Officer will announce that the meeting will move into closed executive session and identify the agenda items to be discussed in executive session. The executive session will conclude so that the public meeting will resume at approximately 3:30 p.m.

- A. Consult with legal counsel regarding pending or contemplated litigation (Tex. Gov’t Code Section 551.071)
1. Complaint of the City of Parker, Texas from a Denial of Water by the North Texas Municipal Water District in Collin County, Texas, before the Texas Commission on Environmental Quality, and also filed with the Public Utility Commission, Docket No. 53256
 2. *NTMWD 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)

IX. RECONVENE INTO REGULAR SESSION

In accordance with Texas Government Code, Chapter 551, the Board of Directors of NTMWD will reconvene into regular session to consider action, if any, on matters discussed in Executive Session.

X. 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. **Approval of Regular Board Meeting Minutes - Consent Agenda Item No. 22-03-01**
- Consider approval of February 24, 2022, Board of Directors Regular meeting minutes
- B. **Approval of Board Work Session Minutes - Consent Agenda Item No. 22-03-02**
- Consider approval of February 17, 2022, Board of Directors Work Session minutes
- C. **Approval of Monthly Construction Report - Consent Agenda Item No. 22-03-03**
- Consider approval of March 2022 Monthly Construction Report

- D. **Adoption of Resolution No. 22-08 designating authorized NTMWD Representatives in the Texas Local Government Investment Pool (TexPool) - Consent Agenda Item No. 22-03-04**
- Consider adoption of Resolution No. 22-08 amending authorized representatives for investments in TexPool
- E. **Authorize execution of an engineering services agreement for the North System Air Release Valve Improvements project - Consent Agenda Item No. 22-03-05**
- Consider authorizing the Executive Director to execute an engineering services agreement with Freese and Nichols, Inc. in the amount of \$439,305 for additional engineering design for Project No. 101-0442-16, North System Air Valve Improvements
- F. **Adoption of Resolution No. 22-09 authorizing conveyance of property at the 121 Regional Disposal Facility to the City of Melissa - Consent Agenda Item No. 22-03-06**
- Consider adoption of Resolution No. 22-09 authorizing conveyance of property in the form of approximately 0.276 acres permanent utility easement to the City of Melissa at the 121 Regional Disposal Facility
- G. **Adoption of Resolution No. 22-10 authorizing the conveyance of property in Fannin County to Zulu Internet, Inc. - Consent Agenda Item No. 22-03-07**
- Consider adoption of Resolution No. 22-10 authorizing conveyance of a permanent easement for a communication tower by execution of a Communication Tower Easement to Zulu Internet, Inc.
- H. **Authorize execution of a property acquisition program and adoption of Resolution No. 22-12 authorizing the use of eminent domain to acquire property for the Wylie to Rockwall Pipeline Relocation project - Consent Agenda Item No. 22-03-08**
- Consider authorizing the Executive Director to execute a property acquisition program and adoption of Resolution No. 22-12 authorizing the use of eminent domain to acquire property for Project No. 101-0526-18, Wylie to Rockwall Pipeline Relocation

XI. **AGENDA ITEMS FOR INDIVIDUAL CONSIDERATION**

GENERAL / ADMINISTRATIVE AGENDA ITEMS

- A. **Adoption of Resolution No. 22-11 adopting NTMWD's 2022-2027 Strategic Plan - Administrative Memorandum No. 5812**
- Consider adoption of Resolution No. 22-11 adopting NTMWD's 2022-2027 Strategic Plan
- B. **Authorize execution of contract extension with Calpine Energy Solutions - Administrative Memorandum No. 5813**
- Consider authorizing execution of a contract extension with Calpine Energy Solutions through April 2036

WATER AGENDA ITEMS

- C. **Authorize wholesale water agreement between the City of Mesquite and the City of Crandall - Administrative Memorandum No. 5814**
- Consider authorizing the wholesale water agreement between the City of Mesquite and the City of Crandall for a term of 30 years.
- D. **Authorize additional services for the Wylie Water Treatment Plant Ammonia System Improvements project - Administrative Memorandum No. 5815**
- Consider authorizing additional services with HDR Engineering, Inc. in the amount of \$182,106 for final engineering design related to design modifications and development of a separate project procurement package for Project No. 101-0496-18, Wylie Water Treatment Plant Ammonia System Improvements
- E. **Authorize award of construction contract and internal inspection services for the Wylie to Garland 42-inch Waterline Relocation project - Administrative Memorandum No. 5816**
- Consider authorizing award of construction contract to Dowager Utility Construction, Ltd. in the amount of \$1,479,200 and internal inspection costs in the amount of \$107,200 for Project No. 101-0563-20, Wylie to Garland 42-inch Waterline Relocation
- F. **Authorize a water conveyance pipelines condition assessment - Administrative Memorandum No. 5817**
- Consider authorizing condition assessments of four pipelines to be conducted by Pure Technologies US, Inc. in the amount of \$2,929,069 under their Master Professional Services Agreement for Project No. 101-0608-22, Water Conveyance Pipelines Condition Assessment

WASTEWATER AGENDA ITEMS

- G. **Authorize execution of an interconnect agreement for the Sister Grove Regional Water Resource Recovery Facility project - Administrative Memorandum No. 5818**
- Consider authorizing the Executive Director to execute an interconnect agreement with Grayson Collin Electric Cooperative (GCEC) in the amount of \$5,042,379.19 for Project No. 301-0426-16, Sister Grove Regional Water Resource Recovery Facility
- H. **Authorize relocation of the Plano Spring Creek Force Main and execution of an easement exchange agreement with Dallas Area Rapid Transit (DART) - Administrative Memorandum No. 5819**
- Consider authorizing the Executive Director to execute an easement exchange agreement with DART that will include the relocation of the Plano Spring Creek Force Main

XII. CLOSING ITEMS

- A. Opportunity for Board members to provide feedback or request potential future agenda items

XIII. ADJOURNMENT

REQUIRED LEGAL NOTICES

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.

Persons with disabilities who plan to attend the NTMWD meeting and who may need auxiliary aids or services are requested to contact Shannon Sauceman in the NTMWD Administrative Offices at (972) 442-5405 as soon as possible. All reasonable efforts will be taken to make the appropriate arrangements.

Pursuant to Section 30.05, Penal Code (criminal trespass), a person may not enter this property with a firearm. Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun. Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.