



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, SEPTEMBER 22, 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, September 22, 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. DISCUSSION ITEMS

- A. Update on Bois d’Arc Lake

IX. EXECUTIVE SESSION (to begin at approximately 3:00 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. Discuss duties, performance and evaluation of FY 23 salaries and benefits of the Executive Director, Deputy Director – Administrative Services, Deputy Director – Engineering and Capital Improvement Program, Deputy Director – Solid Waste and Integrated Services and Deputy Director – Water and Wastewater (Tex. Gov’t Code Section 551.074)

X. 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.

XI. 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. 22-09-01**
- Consider approval of August 25, 2022, Board of Directors Regular meeting minutes
- B. **Approval of Monthly Construction Report - Consent Agenda Item No. 22-09-02**
- Consider approval of September 2022 Monthly Construction Report
- C. **Authorize funding extension agreement with the Sulphur River Basin Authority - Consent Agenda Item No. 22-09-03**
- Consider authorizing the Executive Director to execute an extension to a funding agreement with the Sulphur River Basin Authority in the amount of \$67,000 for Water Resource Planning in the Sulphur River Basin

- D. **Adoption of Resolution No. 22-40 authorizing the execution of an Interlocal Cooperation Agreement (ILA) with the City of Plano - Consent Agenda Item No. 22-09-04**
- Consider authorizing the Executive Director to execute an ILA with the City of Plano for improvements to its sewer system, upstream of North Texas Municipal Water District's Plano Spring Creek Lift Station for Project No. 501-0618-22 ILA between the City of Plano and the NTMWD Regarding City Improvements to its Sewer System Upstream of the Plano Spring Creek Lift Station No. 2

XII. AGENDA ITEMS FOR INDIVIDUAL CONSIDERATION

GENERAL / ADMINISTRATIVE AGENDA ITEMS

- A. **Adoption of Resolution No. 22-41 commending Director Brenda Jean Patrick**
- Consider adoption of Resolution No. 22-41 commending Director Brenda Jean Patrick for her service as a member of the NTMWD Board of Directors
- B. **Amendments to Board Policies Manual - Administrative Memorandum No. 5857**
- Consider authorizing the amendments to NTMWD Board Policies Manual as follows: Section I., District Policy; Section II., Executive Director/General Manager; Section IV., Board of Directors Rules of Procedures; Section VI., Education and Development Expenses; Section VII., Board of Directors Committee Policy; Section VIII., Standards of Conduct; Section IX., Board of Directors Meeting Agenda and Action Items; Section XI., Board Member Retirement Recognition Program and Section XII., Board/Staff Communication Policy
- C. **Amendments to Personnel Policies Manual - Administrative Memorandum No. 5858**
- Consider authorizing the amendments to NTMWD Personnel Policies Manual as follows: Section I., Employment Practices; Section II., Employee Conduct and Safety; Section III., Complaint Resolution; Section IV., Compensation and Reimbursement; Section V., Time-Off Benefits; Section VI., Health and Related Benefits
- D. **Adoption of Resolution No. 22-42 approving appropriations for 2022-23 All Systems Annual Budget, amending the 2021-22 Annual Budget and providing rates and charges for system services - Administrative Memorandum No. 5859**
- Consider adoption of Resolution No. 22-42 approving appropriations for the 2022-23 All Systems Budget in the amount of \$670,976,265; amending the 2021-22 Annual All Systems Budget in the amount of \$599,615,905 and providing rates and charges for the system services of the NTMWD
- E. **Adoption of Resolution No. 22-43 authorizing Restatement No. 1 to the Retiree Health Insurance Program - Administrative Memorandum No. 5860**
- Consider adoption of Resolution No. 22-43 authorizing Restatement No. 1 of the Retiree Health Insurance Program for Employees of the NTMWD clarifying eligibility of prior service credits

WATER AGENDA ITEMS

- F. **Authorize execution of an engineering services agreement (ESA) for the McKinney Delivery Point project - Administrative Memorandum No. 5861**
- Consider authorizing an ESA for additional engineering services with HDR, Inc. in the amount of \$2,182,540 to advance the pipeline design from 60% to 100% level, including bid phase and construction phase services for Project No. 101-0505-18, McKinney Delivery Point No. 3 to McKinney Delivery Point No. 4 Pipeline
- G. **Authorize Change Order No. 3 for the Wylie Water Treatment Plant (WTP) III Sludge Handling and Reclaimed Water Improvements project - Administrative Memorandum No. 5862**
- Consider authorizing Change Order No. 3 with Archer Western Construction, LLC reducing the scope for all basin work at the Wylie WTP III resulting in a construction credit in the amount of (\$2,677,075) for Project No. 101-0541-19, Wylie Water Treatment Plant III Sludge Handling and Reclaimed Water Improvements
- H. **Authorize the amended and restated wholesale water sales agreement between the City of Mesquite and Kaufman County Municipal Utility District (MUD) No. 12 - Administrative Memorandum No. 5863**
- Consider approving the amended and restated wholesale water sales agreement between the City of Mesquite and Kaufman County (MUD) No. 12 for a contract term of 30 years

WASTEWATER AGENDA ITEMS

- I. **Authorize an engineering services agreement (ESA) for the Beck Branch, Prairie Creek, and Renner Road Lift Station (LS) Improvements project - Administrative Memorandum No. 5864**
- Consider authorizing the Executive Director to execute an ESA with Wade Trim, Inc. in the amount of \$435,163 for preliminary engineering design for Project No. 501-0616-22, Beck Branch, Prairie Creek, and Renner Road Lift Stations Improvements
- J. **Authorize an engineering services agreement (ESA) for the Princeton Lift Station Expansion project - Administrative Memorandum No. 5865**
- Consider authorizing the Executive Director to execute an ESA with AECOM Technical Services, Inc. in the amount of \$1,140,000 for preliminary engineering design for Project No. 501-0617-22, Princeton Lift Station Expansion
- K. **Authorize award of construction contract and inspection services for the Sloan Creek Force Main project - Administrative Memorandum No. 5866**
- Consider authorizing award of construction contract with Wilson Contractor Services, LLC in the amount of \$11,221,632.85, and authorizing an inspection services agreement with TEC Consulting, LLC in the amount of \$434,700 for Project No. 501-0523-18, Sloan Creek Force Main

LAND ACQUISITION / RIGHT OF WAY AGENDA ITEMS

- L. **Adoption of Resolution No. 22-44 authorizing the execution of a Right-of-Way acquisition program for Waterline Relocations along State Highways in Dallas, Rockwall, and Kaufman counties - Administrative Memorandum No. 5867**
- Consider adoption of Resolution No. 22-44 authorizing the Executive Director to execute a Right-of-Way acquisition program with a budget of \$200,000; and authorizing the use of eminent domain to acquire easements for Project No. 101-0607-22, Waterline Relocations along State Highways in Dallas, Rockwall, and Kaufman Counties
- M. **Adoption of Resolution No. 22-45 authorizing the amendment to a previously approved property acquisition program and authorizing the execution of a new property acquisition program for the Rowlett Creek Regional Wastewater Treatment Plant Improvements project - Administrative Memorandum No. 5868**
- Consider adoption of Resolution No. 22-45 authorizing the Executive Director to amend a previously approved property acquisition program in the amount of \$1,200,000 of additional funding for Project No. 301-0524-19; and approving a new property acquisition program with a budget of \$50,000 for Project No. 301-0471-17

XIII. CLOSING ITEMS

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

XIV. 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.