



# MINUTES

## UPPER TRINITY REGIONAL WATER DISTRICT BOARD OF DIRECTORS MEETING

July 7, 2016

### REGULAR SESSION BOARD MEETING

1. Call to Order

The Board of Directors of the Upper Trinity Regional Water District convened, with President Vanzant presiding, at 1:15 P.M. on Thursday July 7, 2016, at the UTRWD Board Meeting Room, 900 N. Kealy, Lewisville, TX 75057.

2. Roll Call and confirm Quorum

The attendance of the Board of Directors was taken. A quorum was present for the meeting.

**Board Members in Attendance:**

Lance Vanzant, President, Celina  
Gary Calmes, Treasurer, Krum  
Troy Norton, Argyle  
Del Knowler, Bartonville  
Timothy Fisher, Denton  
Kristina Clark, DCFWSD #1A  
Dick Cook, Double Oak  
Richard Lubke, Highland Village  
Mike Fairfield, Lake Cities MUA  
Scott Ingalls, Pilot Point  
Frank Jaromin, Prosper

Chris Boyd, Vice President, Mustang SUD  
Ramiro Lopez, Secretary, Irving  
Brian Roberson, Aubrey  
Cody Collier, Corinth  
Jean Campbell, Denton County At-Large  
Kevin Mercer, DCFWSD #7  
Kenneth Parr, Flower Mound  
Virginia Blevins, Justin  
Lathan Watts, Lewisville  
Michael Anderson, Ponder  
Mike Brice, Sanger

**Absent:**

Janet Aune, Copper Canyon \*

Johnny Harris, Denton County \*

**Staff & Advisors in Attendance:**

Thomas E. Taylor, Executive Director  
Tom Snyder, Ass't Director / Eng & Const  
Jason Pierce, Mgr/Watershed & Conctrct Srvc  
Lester Harris, Accounting Manager  
Mark Skaggs, IT Administrator

Larry Patterson, Deputy Executive Director  
Nancy Tam, Assistant to Executive Director  
Don Hill, Mgr/Property Services  
Jan Morris, Budget Manager

**Others in Attendance:** Dick Kelsey, Attorney

3. Pledge of Allegiance and Invocation

Pledge of Allegiance: Troy Norton

Invocation: Gary Calmes

4. Oath of Office

President Vanzant administered the Oath of Office for Michael Anderson, newly appointed Board Member for the Town of Ponder. Michael is a Professional Engineer with the firm of Belcheff & Associates, Inc. This firm has performed work for Ponder and other members of Upper Trinity. Michael will be completing the remainder of Mr. Richard Huckaby's term. (Term for Ponder Board Member changed from "B" Term to "A" Term expiring May 31, 2019 to restore required balance between A & B terms on the Board.

5. Opening Remarks:

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

- President Vanzant recognized Matthew Boyle. He is attending the meeting on behalf of John F. Boyle, Jr., General Counsel.
- Johnny Harris is absent today -- he is doing fine -- taking a few vacation days with his family.
- Dick Kelsey (Attorney at Law) will be speaking to the Board in the Executive Session regarding property acquisition.
- A new proposed Committee Assignments List was distributed. President Vanzant encouraged all Board Members to serve diligently on the committee they choose to serve on.

The Officers have initiated a new committee, the Wastewater Capacity Committee. This committee task is to address the need of the Board as we move into the future that we have the ability to maintain and be ahead of the game on providing adequate wastewater treatment capacity.

- Richard Huckaby, previous Chair of the Water Supply Committee, is no longer serving on the Board. President Vanzant asked Mr. Huckaby to continue to serve on the Committee in a volunteer capacity as a Public At-Large Committee Member, providing input and many years of experience he has gained while on this Board. President Vanzant then asked Mike Fairfield to Chair the Water Supply Committee. Mr. Fairfield accepted.

B. Executive Director's Status Report about legislation and regulatory matters, about budgets, current projects and on-going programs of the District, including: the Regional Water System, Water Resource Development, Regional Water Reclamation Systems, Watershed Protection and Water Conservation.

- Mr. Taylor reported that TCEQ is currently inspecting the Water Plants -- doing a thorough, comprehensive inspection of the Taylor Plant today; and, yesterday they inspected the Harpool Plant. They are looking at capacity of the plant, the capacity of the plant to deliver, and the subscriptions of each of



our members to be sure the members can comply also with the requirements TCEQ has for them.

Larry Patterson added that it is a comprehensive review of capacity & capability and TCEQ is comparing available source water to customer subscriptions.

- Chapman Lake - - dredging continues to clear intake structure. Original contractor doing dredging went broke, forfeited and defaulted out of the contract. A new contractor has been selected and contract awarded last month. We expect them to be fully mobilized by the end of August and the job be completed by the end of the year.
- Regarding Zebra Mussels, Tom Snyder presented a map of lakes where zebra mussels are located within the State of Texas. According to the map, Zebra mussels have been found in many lakes in Texas including Lewisville Lake and Ray Roberts Lake. However, Lake Chapman so far has no indication of zebra mussels at this time.

Because of the infestation in Lewisville and Roberts, the District has moved ahead and recently completed a contract for chemical injection into the system at the raw water intake. During construction, we were able to visually inspect part of the pipeline at the intake. Improvements have been completed, and we will bring a final completion acceptance to the Board at the August Board meeting.

Harpool Plant is not as urgent as Taylor Plant, but still needs to be done. We are finishing work with the consultant for necessary improvements at Harpool.

- C. Presentations about awards, recognitions, achievements, etc. of the District, Board Members, Member Entities and Staff.

None.

6. **Visitor Comments Concerning Agenda Topics.** (Residents who desire to address the Board must complete a Speaker's Request Form and return it to the Board Secretary. Each speaker will be limited to three (3) minutes per agenda topic. To enable the conduct of business and to allow all topics to be covered, the President may limit the number of speakers per agenda item.)

None.

### CONSENT AGENDA

President Vanzant asked for a motion to approve the items in the Consent Agenda. **Richard Lubke made a motion to approve the Consent Agenda items. Seconded by Kristina Clark.** The votes were all Yes. Motion carried. The approved items were:

7. Adopt minutes of June 2, 2016 Board Meeting.
8. Accept Monthly Management Report for the period ended May 31, 2016.

9. Authorize the Executive Director to enter into an agreement with TD Industries, Ltd. for purchase and installation of two replacement chiller systems for the Hypochlorite Generation System located at the Taylor Water Treatment Plant.
10. Receive report of construction change orders approved by staff.

**ITEMS FOR INDIVIDUAL CONSIDERATION**

11. Consider authorizing contract with Archer Western Construction, LLC for pre-construction services related to Construction Manager at Risk for expansion of Riverbend Regional Water Reclamation Plant. **(Weighted Capital Vote)**

At the May 5, 2016 meeting, the Board authorized moving forward with a CMAR process for expansion of the Riverbend Plant. Proposals were received, and after Committee review, Archer Western was selected to be recommended.

There are two parts of the Contract. Currently, Part 1 is for value engineering and is being reviewed by Texas Water Development Board for compliance with TWDB rules and regulations. Staff does not anticipate any major modifications by TWDB. Part 2 of the Contract will be developed over the next few months, including scope and cost of construction.

Staff recommends that the Board authorize Construction Manager at Risk Contract for Part 1 – Preconstruction Services with Archer Western Construction, LLC. for fee of \$304,782, subject to any changes required by TWDB.

**Gary Calmes made a motion to approve Item No. 11 as recommended by staff. Seconded by Ramiro Lopez.** The *Weighted Capital Vote* proceeded as follows: The votes were 39 Yes, 1 No (Proser). Motion carried.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Vanzant	1	1		
CORINTH – Collier	3	3		
DENTON (CITY) – Fisher	2	2		
DC AT-LARGE - Campbell	1	1		
DCFWS #1A – Clark	2	2		
DCFWS #7 – Mercer	2	2		
DOUBLE OAK – Cook	1	1		
FLOWER MOUND – Parr	9	9		



HIGHLAND VILLAGE – Lubke	2	2		
IRVING – Lopez	2	2		
JUSTIN – Blevins	1	1		
KRUM - Calmes	1	1		
LAKE CITIES MUA – Fairfield	2	2		
LEWISVILLE – Watts	2	2		
MUSTANG SUD - Boyd	2	2		
PILOT POINT - Ingalls	1	1		
PONDER - Anderson	1	1		
PROSPER - Jaromin	1		1	
SANGER – Brice	1	1		
TOTAL	40	39	1	

12. Executive Session concerning granting or acquisition of easements, rights-of-way and other property for Water Resource Development or for Regional Treated Water System, or leasing of District property pursuant to Texas Government Code, Section 551.072, according to location maps of the projects available in the District Office; and regarding water rights and related permits; and, meeting with legal counsel pursuant to Texas Government Code, Section 551.071 relative to a matter in which the attorney is required under the Texas Disciplinary Rules of Professional Conduct to convey advice in Executive Session.

The Board of Directors went into Executive Session at 1:43 P.M.  
 The Board returned to open meeting at 2:45 P.M.

13. Consider action on property matters, some of which may have been discussed in Executive Session. (Weighted Capital Vote)

Staff recommends authorization of price range for staff negotiations in the purchase of the properties for Lake Ralph Hall as discussed in Executive Session.

**Mike Fairfield made a motion that staff be authorized to purchase property according to specified parameters for the Lake Ralph Hall project, as discussed in Executive Session. Seconded by Ramiro Lopez. The Weighted Capital Vote proceeded as follows. The vote was 31 Yes, 9 No (Flower Mound). The motion passed.**

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Vanzant	1	1		



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CORINTH – Collier	3	3	
DENTON (CITY) – Fisher	2	2	
DC AT-LARGE - Campbell	1	1	
DCFWSD #1A – Clark	2	2	
DCFWSD #7 – Mercer	2	2	
DOUBLE OAK – Cook	1	1	
FLOWER MOUND – Parr	9		9
HIGHLAND VILLAGE – Lubke	2	2	
IRVING – Lopez	2	2	
JUSTIN – Blevins	1	1	
KRUM - Calmes	1	1	
LAKE CITIES MUA – Fairfield	2	2	
LEWISVILLE – Watts	2	2	
MUSTANG SUD - Boyd	2	2	
PILOT POINT - Ingalls	1	1	
PONDER - Anderson	1	1	
PROSPER - Jaromin	1	1	
SANGER – Brice	1	1	
TOTAL	40	31	9

14. Consider action on settlement offer tendered by Texas Department of Transportation for purchase of certain easements along FM 2181 from IH-35E to approximately 900 feet west of FM 2499, as discussed in executive session. **(Weighted Capital Vote)**

Taylor recommended acceptance of the TxDOT offer of easement taken along FM 2181 Phase 1 in the amount of \$478,309, also includes the authority to execute any documents necessary. **Kevin Mercer made a motion to approve Item No. 14 as recommended by staff. Seconded by Dick Cook.** The *Weighted Capital Vote* proceeded as follows. The vote was all Yes. The motion passed.

ENTITY	ELIGIBLE WEIGHTED VOTE	YES	NO	ABSENT
ARGYLE – Norton	1	1		
AUBREY - Roberson	1	1		
BARTONVILLE – Knowler	1	1		
CELINA – Vanzant	1	1		



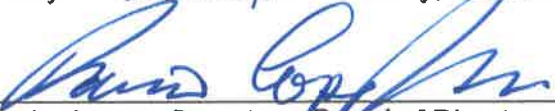
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<b>CORINTH – Collier</b>	3	3		
<b>DENTON (CITY) – Fisher</b>	2	2		
<b>DC AT-LARGE - Campbell</b>	1	1		
<b>DCFWSD #1A – Clark</b>	2	2		
<b>DCFWSD #7 – Mercer</b>	2	2		
<b>DOUBLE OAK – Cook</b>	1	1		
<b>FLOWER MOUND – Parr</b>	9	9		
<b>HIGHLAND VILLAGE – Lubke</b>	2	2		
<b>IRVING – Lopez</b>	2	2		
<b>JUSTIN – Blevins</b>	1	1		
<b>KRUM - Calmes</b>	1	1		
<b>LAKE CITIES MUA – Fairfield</b>	2	2		
<b>LEWISVILLE – Watts</b>	2	2		
<b>MUSTANG SUD - Boyd</b>	2	2		
<b>PILOT POINT - Ingalls</b>	1	1		
<b>PONDER - Anderson</b>	1	1		
<b>PROSPER - Jaromin</b>	1	1		
<b>SANGER – Brice</b>	1	1		
<b>TOTAL</b>	40	40		

15. Review potential agenda items, activities and announcements for future Board meetings.  
None.
16. Visitor Comments Concerning Non-Agenda Topics  
None.
17. Adjournment.

President Vanzant adjourned the meeting at 2:47 P.M.

Recorded by:   
Nancy T. Tam, Assistant Secretary, Board of Directors

Certified by:   
Ramiro Lopez, Secretary, Board of Directors

