

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT REGIONAL WATER DISTRICT
HELD ON THE 20TH DAY OF JULY 2010 AT 9:30 A.M.

The call of the roll disclosed the presence of the Directors as follows:

<u>Present</u>	<u>Absent</u>
Hal S. Sparks III	Victor W. Henderson
Jack R. Stevens	
Marty V. Leonard	
Jim W. Lane	

Also present were Jim Oliver, Alan Thomas, Darrel Andrews, Stacy Beeson, Ken Brummett, Steve Christian, Linda Christie, Wesley Cleveland, Todd Hatcher, Nancy King, David Marshall, Rachel Navejar, David Owen, Madeline Robson, Sandy Swinnea, Louie Verreault and Ed Weaver.

Also in attendance were George Christie, General Counsel for Tarrant Regional Water District; Hal Ray, Jared Harrell and Ethel Steele of Pope, Hardwicke, Christie, Harrell, Schell & Kelly, LLP; Dick Fish of Save Eagle Mountain Lake; Gary Hooten of AECOM; Amy Moore and Afisu Olabimtan of APM & Associates, Inc.; Chris Brown of City of Bedford; Mike Personett of Brown and Caldwell; Michael Dempsey of Burns & McDonnell; Dan Buhman of CDM; Brian Newby of Cantey Hanger, LLP; Gary Savanyu, Enrique Garcia and Cristina Criado of Criado & Associates; Russell Gibson of Freese and Nichols, Inc.; Ann Kovich and Tony Almeida of Halff Associates; Ranjan Muttiah of iHydro Engineering; Brian Adams of Jacobs; Mark Nelson, Ray Hartley and Matt Garcia of MWH; Charles Hughes of Tarrant County Administrator's office; Craig Pedersen and Alex Martinez of URS; Judd Pritchard of TRC-JV; Bill Hanna of the Fort Worth Star Telegram; and Earl Alexander.

Vice-President Sparks convened the meeting with the assurance from management that all requirements of the "open meetings" laws had been met.

1.

All present were given the opportunity to join in reciting the Pledge of Allegiance.

2.

On a motion made by Director Stevens and seconded by Director Leonard, the Directors unanimously voted to approve the minutes from the meetings held June 15, 2010 and July 8, 2010. It was accordingly ordered that these minutes be placed in the permanent files of Tarrant Regional Water District.

3.

Dick Fish of Save Eagle Mountain Lake reported that they have started planning early for the Christmas Parade of Lights, which is scheduled for December 4, 2010.

4.

With the recommendation of management and the committees as noted, Director Stevens moved to approve the operations and maintenance expenditure as noted below:

Project	Vendor	Funding Source Approved Amount	Funding Source	Committee Recommending Approval
Painting of Valves, Pipes, and One Ammonia Tank	Concord Commercial Services, Inc.	\$33,000	Revenue	Construction and Operations
Annual Contract for Janitorial Services for Fort Worth Offices	Member's Building Maintenance LTD	\$39,636	General	Construction and Operations
Gabion Basket Installation at Overton Channel	Humphrey and Morton	\$56,482	General	Construction and Operations

Director Lane seconded the motion and the vote in favor was unanimous.

5.

With the recommendation of management and the committees as noted, Director Leonard moved to approve the capital expenditure as noted below:

Equipment	Vendor	Funding Source Approved Amount	Funding Source	Committee Recommending Approval
Hydraulic Detachable Gooseneck Lowboy Trailer	Globe Trailers	\$56,251.69	General	Construction and Operations
Upgrade of DvTel Security System	Maez Security	\$90,079	Revenue	Technology

Phase II Microwave Upgrade	Huffman Communications	\$217,879	Revenue and Bond Fund	Technology
Concrete Bike Trail at Marine Creek Lake	Fain Group	\$167,000	General	Construction and Operations

Director Stevens seconded the motion and the vote in favor was unanimous.

6.

With the recommendation of management and the Construction and Operations Committee, Director Stevens moved to approve \$50,000 reimbursement to Energy Transfer Fuel GP, LLC for the design cost for relocating their gas line that crosses the proposed treated water canal in the Richland-Chambers Phase II Wetlands Project Site. Funding for this cost is included in the Bond Fund. Director Leonard seconded the motion and the vote in favor was unanimous.

7.

With the recommendation of management and the Construction and Operations Committee, Director Leonard moved to approve entering into a contract with University of Texas at Arlington at a cost not to exceed \$134,660 to study the backfill design for the Integrated Pipeline Project. Funding for this contract is included in the Bond Fund. Director Stevens seconded the motion and the vote in favor was unanimous.

8.

With the recommendation of management and the Construction and Operations Committee, Director Stevens moved to approve Engineering Dynamics, Inc. (EDI) to provide engineering consulting regarding pressure pulsation on the Cedar Creek Waxahachie High Capacity Pumps on a time and materials basis in the amount not to exceed \$28,000. Funding for this service is included in the FY 2010 Revenue Fund. Director Lane seconded the motion and the vote in favor was unanimous.

9.

With the recommendation of management and the Construction and Operations Committee, Director Stevens moved to amend the contract with Applied Weather Associates in the amount of \$47,778

to include three additional items required to complete the analysis and project. Funding for this contract is included in the Bond Fund. Director Leonard seconded the motion and the vote in favor was unanimous.

10.

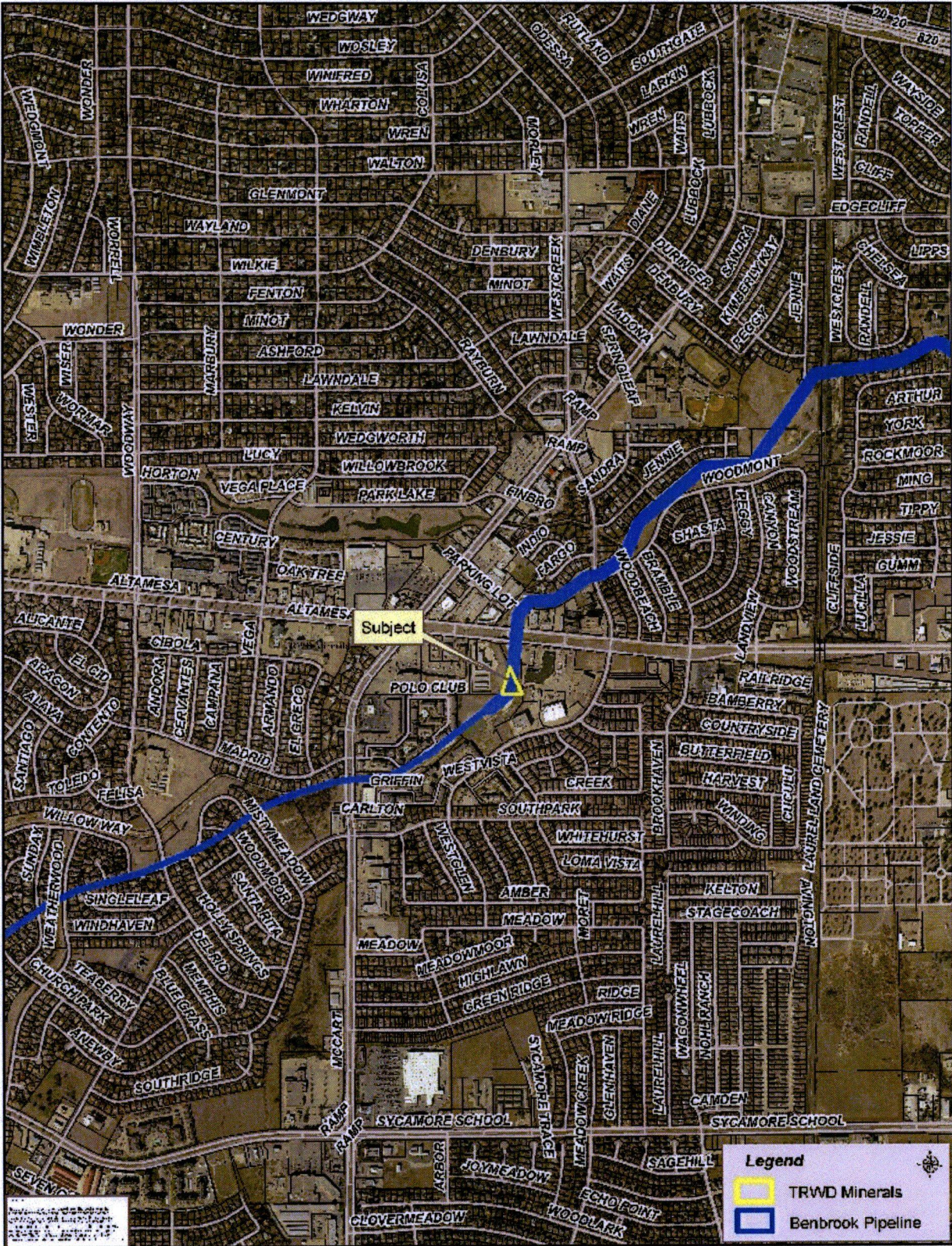
With the recommendation of management and the Construction and Operations Committee, Director Leonard moved to approve \$522,414 for Parsons Brinckerhoff (PB) to continue and complete Phase 4B of the Eagle Mountain Dam Geotechnical and Stability Analysis with field and laboratory investigation, analysis, results, and conclusions. Funding for this contract is included in the Bond Fund. Director Stevens seconded the motion and the vote in favor was unanimous.

11.

With the recommendation of management and the Construction and Operations Committee, Director Stevens moved to approve \$1,373,889 for Parsons Brinckerhoff (PB) to continue and complete Phase 5 of the Eagle Mountain Dam Geotechnical and Stability Analysis with design and construction of remedial measures for Eagle Mountain Dam and levee embankments. Funding for this contract is included in the Bond Fund. Director Lane seconded the motion and the vote in favor was unanimous.

12.

With the recommendation of management and the Oil and Gas committee, Director Lane moved to approve a lease with Dale Property Services, L.L.C. for the bonus bid of \$1,761.50, 25 percent royalty, and a three (3) year primary term for the Water District's mineral interest in and to 0.7046 acres of land described as Block 1, Lot 3B1, out of the Alta Mesa Village Addition, an addition to the City of Fort Worth, Tarrant County, Texas.



In addition, Ken Brummett is granted authority to execute the lease and all other documents necessary to complete this transaction. Director Stevens seconded the motion and the vote in favor was unanimous.

13.

The Board of Directors recessed for a break from 10:12 a.m. to 10:26 a.m.

14.

The presiding officer next called an executive session at 10:27 a.m. under V.T.C.A., Government Code, Section 551.071 to consult with legal counsel on a matter in which the duty of counsel under the Texas disciplinary rules of professional conduct clearly conflicts with Chapter 571, Texas Government Code; to conduct a private consultation with attorneys regarding pending or contemplated litigation; and under Section 551.072 to deliberate the purchase, exchange, lease or value of real property.

15.

Upon completion of the executive session at 11:25 a.m., the President reopened the meeting.

16.

With the recommendation of management and the Trinity River Vision Authority Board of Directors, Director Leonard moved to approve the acquisition, in fee simple, of the property described below and the action of the TRVA Board of Directors recommending such acquisition, the Board of TRWD finding that such property is necessary for the construction of the Trinity River Vision - Central City project. Staff is authorized to acquire the property by negotiated purchase or by the exercise of the power of eminent domain, with title to be held in the name of Tarrant Regional Water District. Funding for this purchase is included in the FY 2010 General Fund Budget. The property is described as:

Fee simple title to the surface estate only of approximately 2.594 acres of land, including improvements, situated in the City of Fort Worth, Tarrant County, Texas and being a tract of land out of the R. Crowley Survey, Abstract No. 313, said tract being conveyed to the Arvin William Turner, Jr. Testamentary Trust by deed recorded in Volume 11458, Page 40 of the Deed Records of Tarrant County, Texas, said tract being more particularly described in the accompanying resolution and in the survey plat attached thereto as Exhibit "A."

**LEGAL DESCRIPTION
PARCEL 64
ARVIN WILLIAM TURNER, JR.
TESTAMENTARY TRUST**

SITUATED in the City of Fort Worth, Tarrant County, Texas and being a tract of land out of the R. Crowley Survey, Abstract No. 313, said tract being conveyed to the Arvin William Turner, Jr. Testamentary Trust by deed recorded in Volume 11458, Page 40 of the Deed Records of Tarrant County, Texas (D.R.T.C.T.), said tract being herein more particularly described by metes and bounds as follows:

BEGINNING at a ¼" iron rod found at the southwest property corner of the said Turner Trust tract and the southeast property corner of a tract of land conveyed to the Rubin Children Partnership by deed recorded in Volume 10352, Page 688 of the D.R.T.C.T., said point also being on the existing northeasterly right-of-way line of North Henderson Street;

THENCE North 00°14'54" East, along the westerly property line of the said Turner Trust tract and along the easterly property line of the said Rubin tract, 405.88 feet to a ½" iron rod with cap stamped "SPOONER AND ASSOCIATES" set (½" CIRS) at the most northerly southwest property corner of Lot 1, Block A of Valley View Addition, being an addition to the City of Fort Worth according to the plat recorded in Volume 388-178, Page 64 of the Plat Records of Tarrant County, Texas (P.R.T.C.T.);

THENCE South 47°31'32" East, along the northeasterly property line of the said Turner Trust tract and along the southwesterly property line of the said Lot 1, 369.57 feet to a ½" CIRS set at the northeast property corner of the said Turner Trust tract;

THENCE South 1°03'26" East, along the easterly property line of the said Turner Trust tract and in part along a westerly property line of the said Lot 1 and then in part along the westerly property line of Lot 1, Block 1 of Page Addition, being an addition to the City of Fort Worth according to the plat recorded in Cabinet A, Slide 4926 of the P.R.T.C.T., 414.51 feet to a ¾" iron rod found in concrete at the southeast property corner of the said Turner Trust tract, said point also being on the said northeasterly right-of-way line of North Henderson Street;

THENCE North 47°31'52" West, along the southwesterly property line of the said Turner Trust tract and along the said right-of-way line, 382.29 feet to the **Point of Beginning**;

The tract being herein described contains **2.594 acres (112,986 square feet)** of land.

EXHIBIT A

Note: Survey sketch to accompany this legal description.

Note: Basis of Bearing = NAD 83 Texas North Central Zone (4202)

Note: Coordinates shown are surface coordinates based on NAD 83 Texas North Central Zone (4202) with an adjustment factor of 1.0001375289116.

I do certify on this 13th day of April, 2009, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 1A, Condition II Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements located within five (5) feet of said boundaries, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by Chicago Title Insurance Company, Dated March 8, 2007, GF# DT-06-02779-SLT affecting the subject property.

Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

The property adjoins Jacksboro Highway, a variable width street right-of-way which provides apparent access to and from the subject property.

This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 1A, Condition II Survey.

By: Spooner and Associates, Inc.





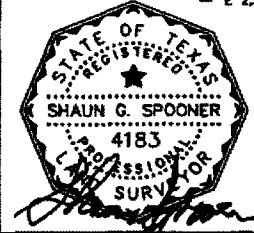
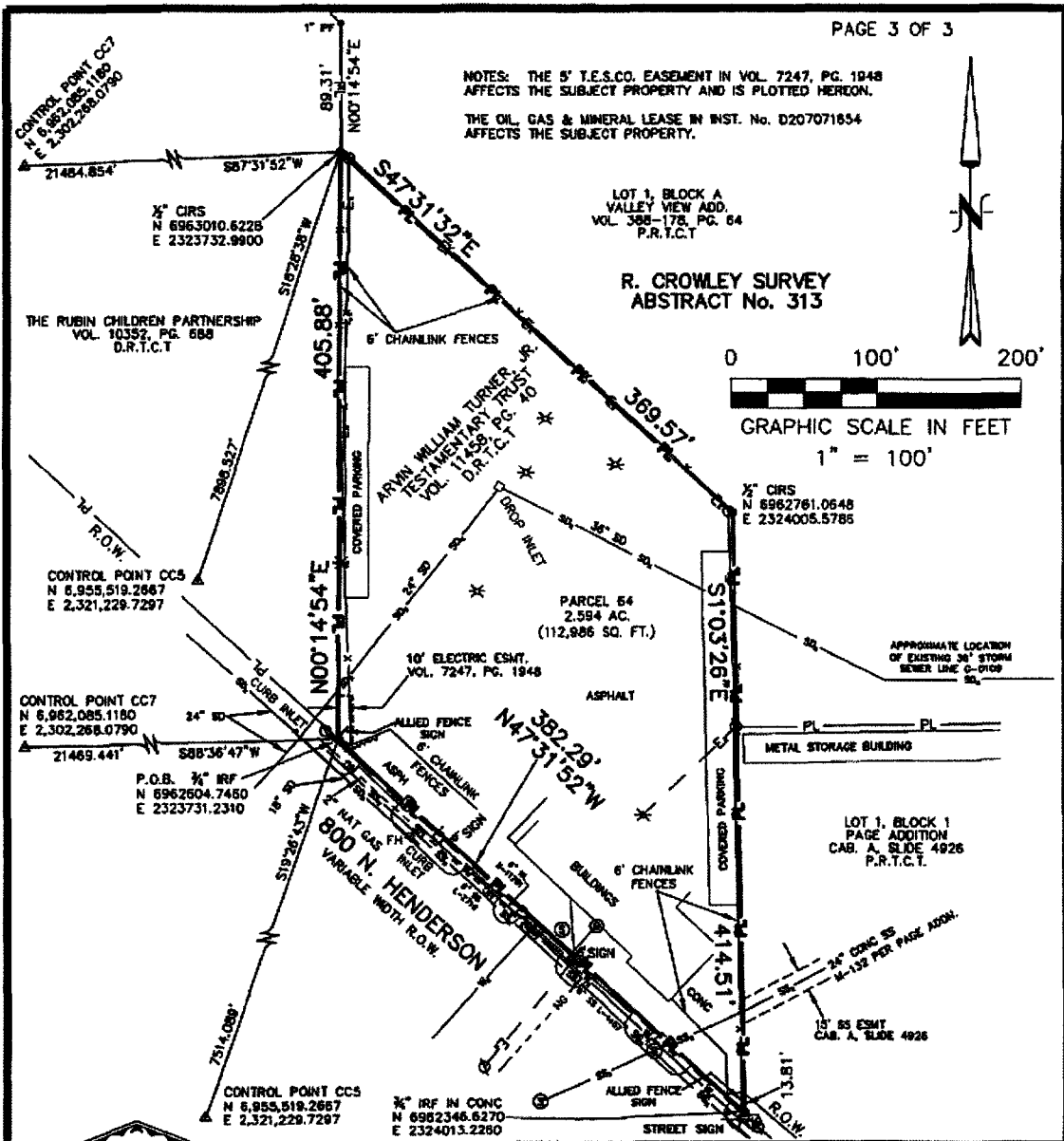
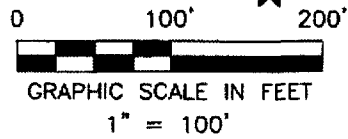
Surveyors Name: Shaun Spooner
Registered Professional Land Surveyor,
Texas No. 4183
Date of Survey: 4-13-09

NOTES: THE 5' I.E.S.CO. EASEMENT IN VOL. 7247, PG. 1948 AFFECTS THE SUBJECT PROPERTY AND IS PLOTTED HEREON.

THE OIL, GAS & MINERAL LEASE IN INST. No. D207071854 AFFECTS THE SUBJECT PROPERTY.

LOT 1, BLOCK A
VALLEY VIEW ADD.
VOL. 368-178, PG. 64
P.R.T.C.T.

R. CROWLEY SURVEY
ABSTRACT No. 313



PARCEL 64
LAND TITLE SURVEY
ARVIN WILLIAM TURNER JR. TESTAMENTARY TRUST



SPOONER & ASSOCIATES
REGISTERED PROFESSIONAL LAND SURVEYORS

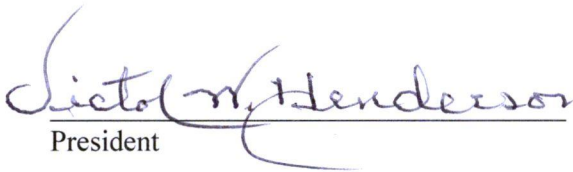
309 BYERS ST. SUITE 100
EULESS, TX 74039
PH (817) 281-2355
FAX (817) 685-8508
TRINITY RIVER VISION PROJECT PARCEL 44

DATE: 4-13-09
DRAWN BY: S.G.S.
CHECKED BY: S.G.S.
JOB No. 08-097

In addition, R. Steve Christian is granted authority to execute all documents necessary to complete this transaction. Director Stevens seconded the motion and the vote in favor was unanimous.

17.

There being no further business before the Board of Directors, the meeting was adjourned.



President



Secretary