

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT REGIONAL WATER DISTRICT
HELD ON THE 21ST DAY OF SEPTEMBER 2010 AT 9:30 A.M.

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

Present

Victor W. Henderson
Hal S. Sparks III
Jack R. Stevens
Marty V. Leonard
Jim Lane

Also present were Jim Oliver, Alan Thomas, Darrel Andrews, Stacy Beeson, Ken Brummett, Shanna Cate, Steve Christian, Linda Christie, Wesley Cleveland, Woody Frossard, Emily Gordon, J.D. Granger, Nancy King, Shelby Lyon, David Marshall, Rachel Navejar, Tina Ptak, Sandy Swinnea, and Carol Tackel.

Also in attendance were George Christie, General Counsel for Tarrant Regional Water District; Lee Christie and Ethel Steele of Pope, Hardwicke, Christie, Harrell, Schell & Kelly, LLP; Wayne Hickman of Save Eagle Mountain Lake; Randy Romack of Black & Veatch; Michael Dempsey of Burns & McDonnell; Doug Varner and Candy Watkins of CDM; Vernell Sturns of CP&Y, Inc.; Tommy Fambrough of Cowtown Wakepark; Gary Savanyu of Criado & Associates; Rusty Gibson of Freese and Nichols, Inc.; Scott Forbes of HNTB; Ann Kovich of Halff Associates; Ranjan Muttiah of iHydro Engineering; Peter Brettell and Brian Adams of Jacobs; Martin Chartier, Jeff Ground and Rafael Ortiz of Lockwood Andrews & Newnam, Inc.; Charles Thomas of Parsons; Charley Mock of Shaw; Judd Pritchard of TRC-JV; Bill Hanna of the Fort Worth Star Telegram; and Earl Alexander.

President Henderson 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 Leonard and seconded by Director Stevens, the Directors unanimously voted to approve the minutes from the meeting held August 17, 2010 and the public hearing held on September 14, 2010. It was accordingly ordered that these minutes be placed in the permanent files of Tarrant Regional Water District.

3.

There were no persons of the general public requesting the opportunity to address the Board of Directors.

4.

With the recommendation of management, Director Stevens moved to approve the proposed Fiscal Year 2011 General Fund Budget of \$24,397,118. The motion was seconded by Director Lane and the vote in favor was unanimous.

5.

With the recommendation of management, Director Lane moved to adopt the ad valorem tax rate of .02/\$100 valuation, for tax year 2010. Director Leonard seconded the motion and the vote in favor was unanimous.

6.

With the recommendation of management, Director Lane moved to approve the proposed Fiscal Year 2011 Revenue Fund Budget of \$97,148,285. Director Sparks seconded the motion and the vote in favor was unanimous.

7.

With the recommendation of management, Director Lane moved to approve the proposed Fiscal Year 2011 TRVA Fund Budget of \$17,816,188. Director Sparks seconded the motion and the vote in favor was unanimous.

8.

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

Project	Vendor	Funding Source Approved Amount	Funding Source	Committee Recommending Approval
Performance of Laboratory Services	Accutest	\$165,666	Revenue	Environmental
Log Jam Removal – West Fork Trinity River, Boyd Texas	Beavers Dozer Service and Equipment	\$106,550.60	Bond Fund	Construction and Operations

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

9.

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

Equipment	Vendor	Funding Source Approved Amount	Funding Source	Committee Recommending Approval
Tractor Backhoe w/cab	Kirby Smith Machinery, Inc.	\$71,000	Revenue	Construction and Operations
Tractor Utility w/ Cab and Box Blade	Landmark Equipment	\$70,995	General	Construction and Operations
1/2 Ton 4WD Extended Cab SWB Pickup	Sam Pack's Five Star Ford	\$21,279.21	General	Construction and Operations

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

10.

With the recommendation of management and the Construction and Operations Committee, Director Stevens moved to award a contract to Reliable Paving, Inc. for the Northside Trailhead in the amount of \$526,617.50 subject to completion of Corps of Engineers contractor portion of the work. Funding for this contract is included in the FY 2011 General Fund. Director Leonard seconded the motion and the vote in favor was unanimous.

11.

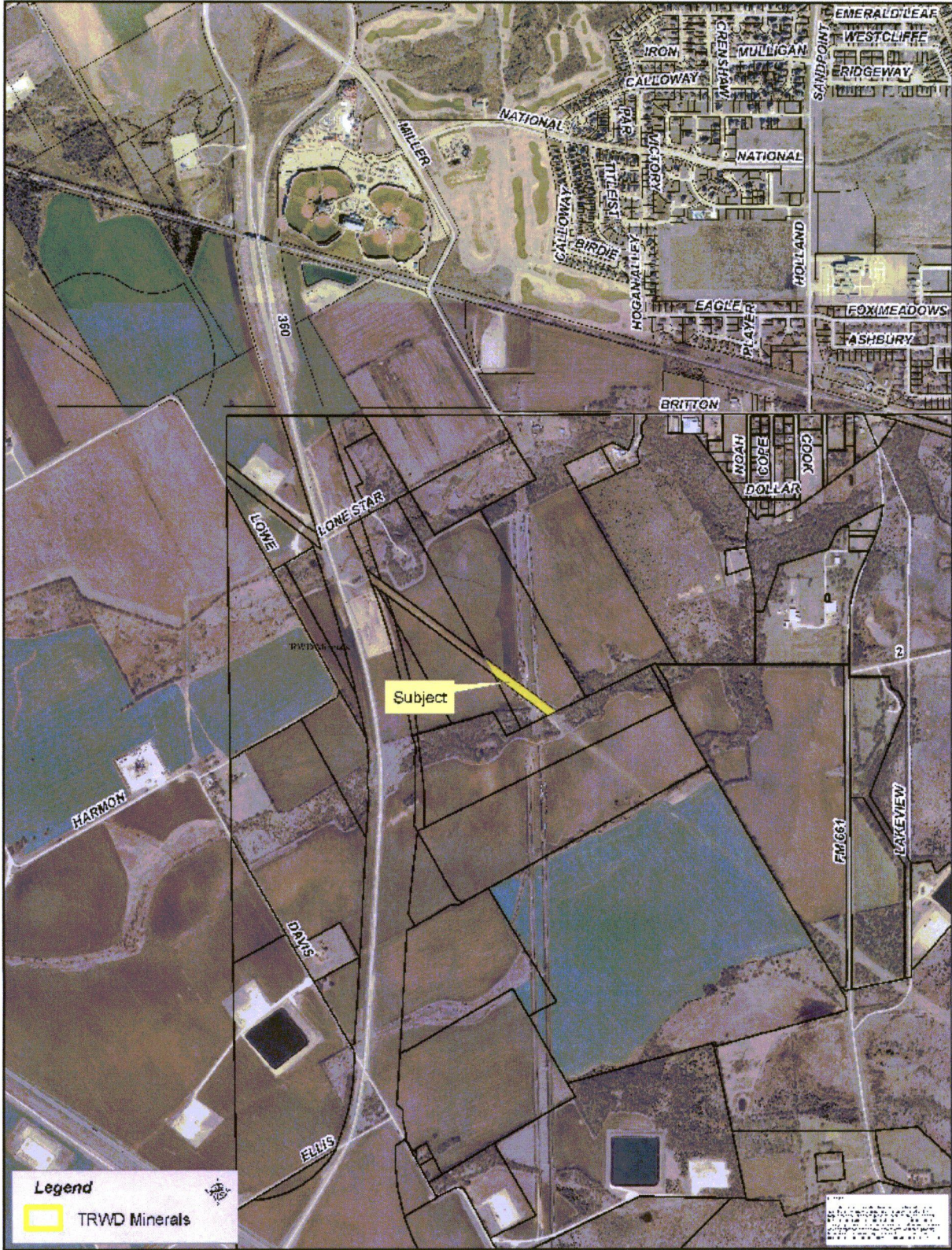
With the recommendation of management and the Environmental Committee, Director Stevens moved to approve a contract with Camp Dresser and McKee for engineering design, field representation and regulatory permitting support associated with the environmental remediation of property acquired from BLG Northside Development, L.P., et al at a cost not to exceed \$287,093. Funding for this contract is included in the FY 2011 General Fund. Director Leonard seconded the motion and the vote in favor was unanimous.

12.

With the recommendation of management and the Construction and Operations Committee, Director Sparks moved to approve entering into an agreement with University of Texas at Arlington to develop a hydrologic information system at a cost not to exceed \$118,398. Funding for this contract is included in the FY 2011 General Fund. Director Stevens seconded the motion and the vote in favor was unanimous.

13.

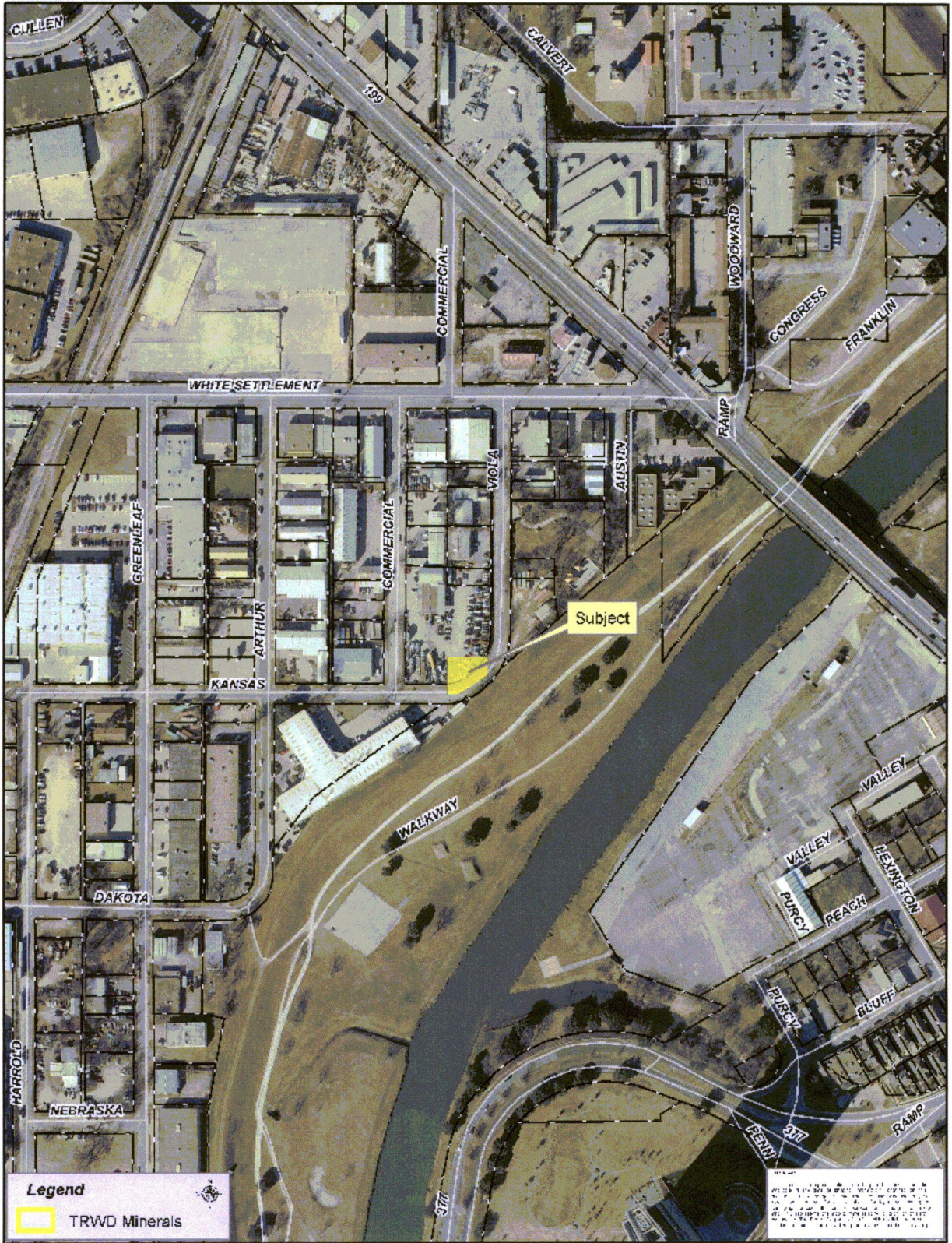
With the recommendation of management and the Oil and Gas Committee, Director Leonard moved to amend an existing lease that the District entered into with Range Texas Production, L.L.C. on February 13, 2009, to include a tract of 1.78 acres (see attached Exhibit A) that was not included in the original lease. Range has agreed to pay the District a bonus amount of \$15,000 per net mineral acre for a total bonus amount of \$26,700.



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

14.

With the recommendation of management and the Oil and Gas Committee, Director Lane moved to grant the authority to lease the District's mineral rights to Dale Property Services, L.L.C. in and to 0.25 acres of land described as a portion of Lots 14 and 15, Block 19, out of the Evans-Pearson-Westwood Addition, an addition to the City of Fort Worth, Tarrant County, Texas for the bonus amount of \$625, 25 percent royalty, three (3) year primary term for the .25 net acres, more or less, as shown below:



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

15.

With the recommendation of management and the Construction and Operations Committee, Director Leonard moved to amend the water sales contract with the City of Fairfield to waive the take-or-pay requirement for fiscal year 2011, extend their right to terminate to September 30, 2011 and in the event of termination prior to September 11, 2011, allow their previously paid buy-in premium to be credited towards a future system equity buy-in. Director Lane seconded the motion and the vote in favor was unanimous.

16.

Staff Update

- News Clippings of Trinity River Tubing Event

17.

The Board of Directors recessed for a break from 10:27 a.m. to 10:37 a.m.

18.

The presiding officer next called an executive session at 10:38 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.

19.

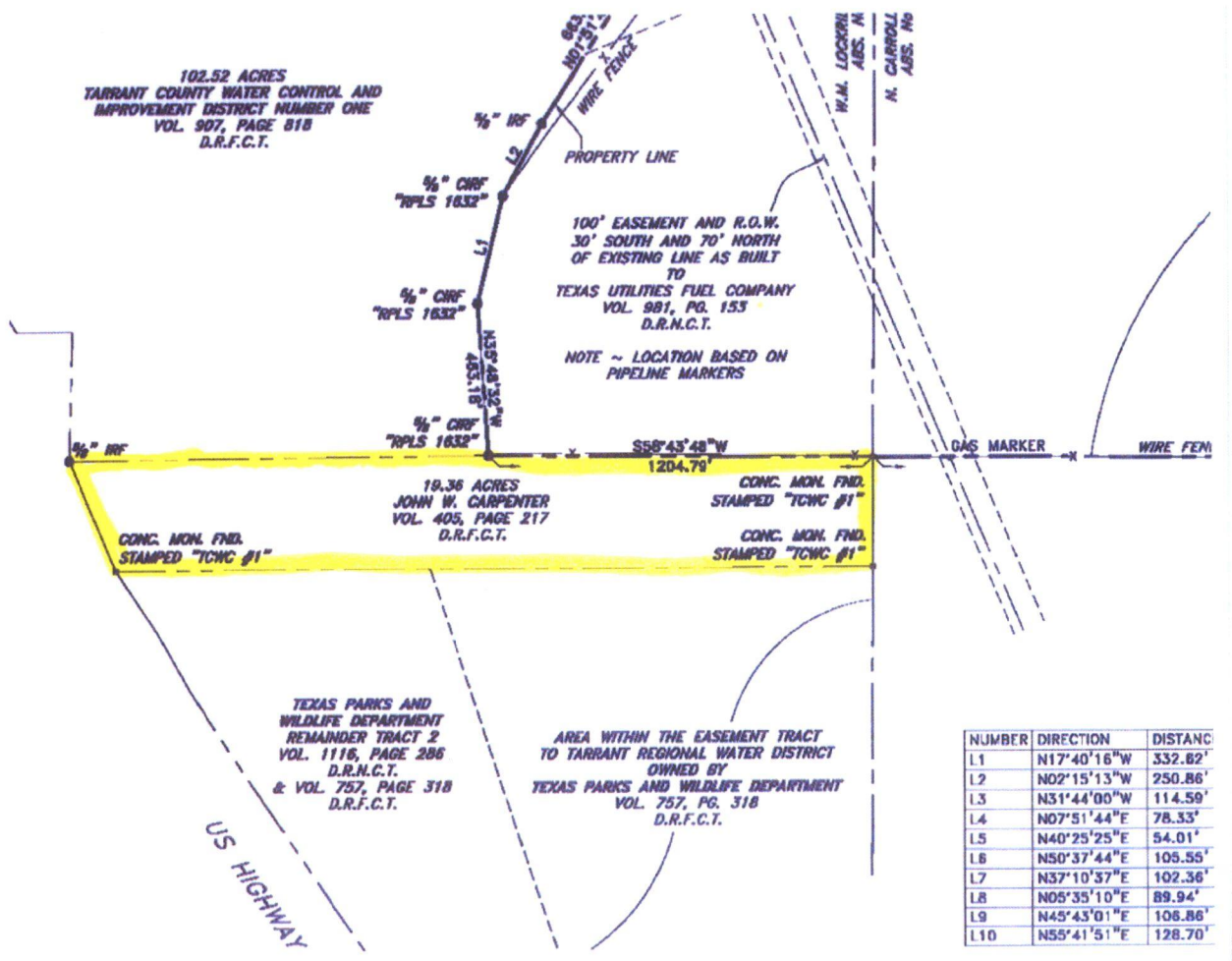
Upon completion of the executive session at 10:45 a.m., the President reopened the meeting.

20.

With the recommendation of management and the Land Committee, Director Sparks moved to approve the purchase of the following tract of land from John Carpenter III, et al for the total appraised

value of \$29,000 for the planned expansion of the Richland-Chambers Wetlands Project. Funding for this purchase is included in the Bond Fund.

19.36 acres, more or less, out of the Wm. Lockridge Survey, A-366, Freestone County, Texas





In addition, R. Steve Christian is authorized to execute all closing documents. Director Lane seconded the motion and the vote in favor was unanimous.

21.

With the recommendation of management and the Land Committee, Director Leonard moved to approve the purchase of the following tax foreclosed properties from the City of Fort Worth for the total foreclosed amount of \$111,079 for floodway maintenance and operations. Funding for this purchase is included in the FY 2011 General Fund.

5.9 acres total, consisting of two contiguous tracts of 1.9 acres and 4.0 acres, both tracts situated within the N.H. Carroll Survey, A-264, City of Fort Worth, Tarrant County, Texas



TARRANT REGIONAL WATER DISTRICT

Sam Calloway Property

MAP PRODUCED ON 4/9/2019 BY TRWD <Real Property>

Disclaimer:
The data and information used on this map were obtained from the following information sources and are intended for general planning and informational purposes only. The data is not intended for use in any legal proceeding or for any other purpose. The Tarrant Regional Water District is not liable for any errors or omissions or for any consequences arising from the use of this information or derivative products resulting from this map.

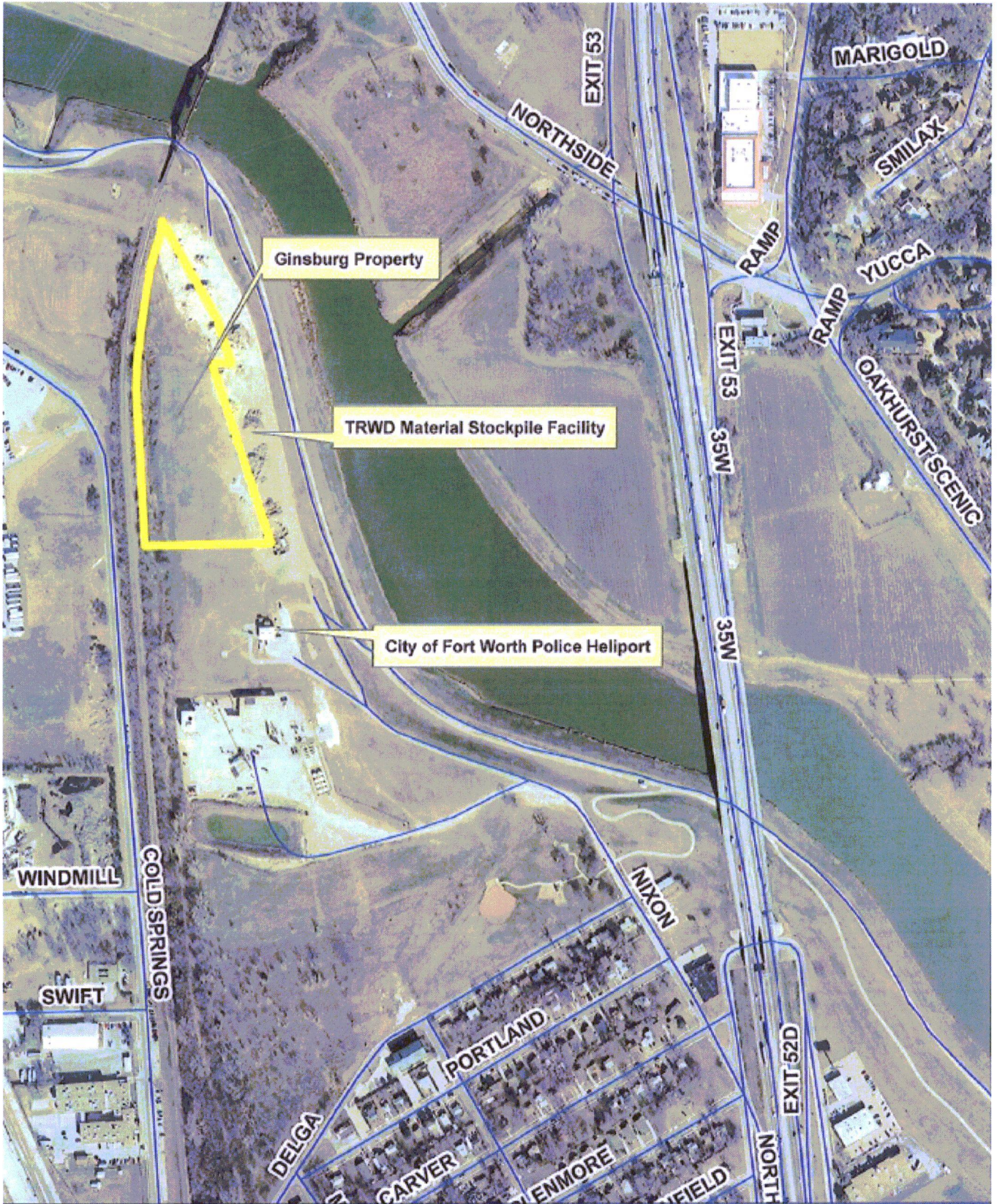


In addition, R. Steve Christian is authorized to execute all documents necessary to complete this transaction. Director Lane seconded the motion and the vote in favor was unanimous.

22.

With the recommendation of management and the Land Committee, Director Sparks moved to approve the purchase of the following tract of land from Frances Ellen Ginsburg for the 2010 Tarrant Appraisal District assessed value of \$115,456 for additional area for Western Division materials stockpile. Funding for this purchase is included in the FY 2011 General Fund.

5.89 acres of land within the J.H. Little Survey, A-945 and the J. Wheat Survey, A-1647, City of Fort Worth, Tarrant County, Texas



TARRANT REGIONAL WATER DISTRICT

Ginsburg Property



MAP PRODUCED ON 4/29/2010 BY TRWD -Real Property

Disclaimer:
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It is further requested that R. Steve Christian be authorized to execute all documents necessary to complete this transaction. Director Leonard seconded

23.

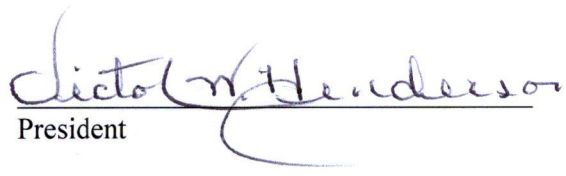
With the recommendation of management and the Land Committee, Director Sparks moved to modify the existing Trinity River Vision survey contract by adding 15 parcels to be surveyed and one existing survey modification by TranSystems Corporation. The current contracted amount is \$605,790 and the contract modification will add \$30,410 to the existing contract for a total of \$636,200. Two parcels currently under contract will not need to be surveyed and the associated survey cost of the two parcels will offset the cost of the proposed contract modification. The contract currently includes a goal of 25% for the utilization of Fair Contracting Opportunities Businesses. Funding for this contract is included in the FY 2011 General Fund. Director Lane seconded the motion and the vote in favor was unanimous.

24.

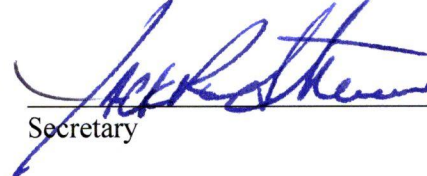
With the recommendation of management, Director Leonard moved that Tarrant Regional Water District re-appoint Victor W. Henderson, G.K. Maenius, James M. Oliver and Elaine Petrus as directors of Trinity River Vision Authority. Director Lane seconded the motion and the vote in favor was unanimous.

25.

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



President



Secretary