

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF  
TARRANT REGIONAL WATER DISTRICT  
HELD ON THE 15<sup>TH</sup> DAY OF FEBRUARY 2011 AT 9:30 A.M.

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

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

Also present were Jim Oliver, Alan Thomas, Stacy Beeson, Kathy Berek, Shanna Cate, Steve Christian, Linda Christie, Wesley Cleveland, J. D. Granger, Tom Jacobs, Nancy King, Brice Komatsu, Chad Lorange, David Marshall, Sandy Newby, Wayne Owen, Tina Ptak, Ed Weaver, Carol Tackel, and Mike Witthaus.

Also in attendance were George Christie, General Counsel for Tarrant Regional Water District; Lee Christie and Hal Ray of Pope, Hardwicke, Christie, Schell, Kelly, & Ray LLP; Dick Fish of Save Eagle Mountain Lake; Randy Gideon of Gideon Consultants; Gary Savanyu of Gunter; Brian Adams and Peter Brettel of Jacobs; Burch Waldron of Law, Snakard, Gambill PC; Matt Garcia of MWH; Charley Mock of Shaw; Adelaide Leavens and Valerie Jacobs of Streams and Valleys; Nina B. Petty of Tarrant County College District; 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 Sparks and seconded by Director Stevens, the Directors unanimously voted to approve the minutes from the meetings held January 12, 2011 and January 18, 2011. 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 PBS will air a documentary, *The State of the Gulf*, on February 24, 2011.

Adelaide Leavens and Valerie Jacobs of Streams and Valleys reported that the First Trail Run of Eagle Mountain Park was a very successful event. They complimented the Water District staff on their enthusiastic help and presented an artistically painted award rock to the Water District in appreciation for their sponsorship of the event.

4.

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

<b>Project</b>	<b>Vendor</b>	<b>Approved Amount</b>	<b>Funding Source</b>	<b>Committee Recommending Approval</b>
Diving Services	American Underwater Services	\$225 per hour for services provided during normal working hours and \$337.50 per hour for overtime work, \$2.50 per foot of penetration for pipe inspection with a 20% markup on materials.	Revenue	Construction and Operations

Refurbishing the Spillway Gates at Richland-Chambers Reservoir; this contract will include complete refurbishing of the upstream side of 12 of the 24 spillway gates with the option to use the same unit prices for additional upstream gate refurbishing for an amount not to exceed \$750,000.	Williams Painting and Sandblasting, Inc.	\$750,000	Revenue	Construction and Operations
Inspection and Evaluation of Spillway Gates at Richland-Chambers Reservoir	Freese and Nichols	\$115,600	Revenue	Construction and Operations

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

5.

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

<b>Equipment</b>	<b>Vendor</b>	<b>Approved Amount</b>	<b>Funding Source</b>	<b>Committee Recommending Approval</b>
Center Console Enforcement Boat	American Marine Holdings, LLC	\$76,229	General	Construction and Operations
Heavy Duty Tandem Axle Haul Truck	Houston Freightliner Sterling and Western Star	\$149,581	General	Construction and Operations

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

6.

With the recommendation of management and the Construction and Operations Committee, Director Leonard moved to waive the take-or-pay provision in the Trinity River Authority--Ennis and Trinity River Authority-Midlothian water contracts for the fiscal year 2012. Director Sparks seconded the motion and the vote in favor was unanimous.

7.

The Board of Directors recessed for a break from 9:57 a.m. to 10:13 a.m.

8.

The presiding officer next called an executive session at 10:13 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 551, 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.

9.

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

10.

With the recommendation of management, Director Sparks moved to approve the acquisition of the following described real property from Owen M. Daniel, Independent Executor of the Estate of Jay L. Daniel a/k/a J.L. Daniel, Deceased for the negotiated price of \$190,000. The acquisition of this property is necessary for construction of the proposed Trinity River bypass channel for the Trinity River Vision – Central City Project. Funding for this acquisition is included in the FY 2011 General Fund.

**Tract One:** Fee simple title to the surface estate only of approximately 0.327 acres of land, including improvements, situated in the City of Fort Worth, Tarrant County, Texas, and being a tract of land conveyed to J.L. Daniel by deed recorded in Volume 8920, Page 886, Deed Records, Tarrant County, Texas, said tract being Lots 38, 39, and 40, Block 37, North Fort Worth Townsite Companys Subdivision, an addition to the City of Fort Worth according to the plat recorded in Volume 204-A, Page 117, Plat Records, Tarrant County, Texas

**Tract Two:** Fee simple title to the surface estate only of approximately 0.055 acres of land, including improvements, situated in the City of Fort Worth, Tarrant County, Texas, and being a tract of land conveyed to J.L. Daniel by deed recorded in

**Volume 8920, Page 886, Deed Records, Tarrant County, Texas, said tract being the south half of Lot 43, Block 37, North Fort Worth Townsite Companys Subdivision, an addition to the City of Fort Worth according to the plat recorded in Volume 204-A, Page 117, Plat Records, Tarrant County, Texas**

In addition, R. Steve Christian is granted authority to execute deeds and all other documents necessary to close these transactions. Director Stevens seconded the motion and the vote in favor was unanimous.

11.

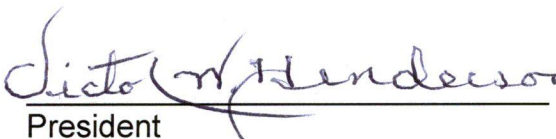
With the recommendation of management, Director Sparks moved to approve the exchange of the following real property between Tarrant Regional Water District and Tarrant County College District.

**Certain real property located in Blocks 1, 2, 3 and 4, Tancor Addition No. 3 to the City of Fort Worth, Tarrant County, Texas; in the A. Gouhenant Survey, A-582, Tarrant County, Texas; in the M. Baugh Survey, A-106, Tarrant County, Texas; and in the A. Robinson Survey, Tarrant County, Texas**

In addition, R. Steve Christian is granted authority to execute deeds and all other documents necessary to close these transactions. Director Stevens seconded the motion and the vote in favor was unanimous.

12.

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

  
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President

  
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Secretary