

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF  
TARRANT REGIONAL WATER DISTRICT  
HELD ON THE 17<sup>th</sup> DAY OF JANUARY 2023 AT 9:00 A.M.

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

Present  
Leah King  
James Hill  
Mary Kelleher  
Marty Leonard

Also present were Dan Buhman, Alan Thomas, Darrell Beason, Frank Beaty, Travis Bird, Lisa Cabrera, Steve Christian, Linda Christie, Ellie Garcia, Jason Gehrig, Rachel Ickert, Mick Maguire, Jennifer Mitchell, Sandy Newby, Rick Odom, David Owen, and Stephen Tatum of the Tarrant Regional Water District (District or TRWD).

1.

All present were given the opportunity to join in reciting the Pledges of Allegiance to the U.S. and Texas flags.

2.

Public comment was received from Lon Burnam, who spoke regarding public comment. Public comment was received from Jackee Cox who spoke regarding item 3, appoint C.B. Team to Board of Trustees. Public comment was received from Daniel J. Bennett regarding item 3.

3.

Due to audio and visual difficulties experienced during the January 12, 2023 Board of Directors meeting, the Board repeated the action taken on that date appointing a new director to fill the mid-term vacancy created by the passing of Director Jim Lane. In accordance with Board action taken on December 13, 2022 regarding the mid-term

vacancy, Director Hill made a motion to appoint Charles “C.B.” Team to the Board of Directors. Director Leonard seconded the motion. The vote was 3 in favor, 0 against. Director Kelleher abstained from the vote.

4.

President King administered the Oath of Office to Charles “C.B.” Team, and he assumed his duties as Director.

5.

Director Hill moved to approve the minutes from the meeting held on December 13, 2022. Director Leonard seconded the motion, and the votes were 5 in favor, 0 against. It was accordingly ordered that these minutes be placed in the permanent files of the District.

6.

With the recommendation of counsel, Director Leonard moved to approve of order calling an election to fill two (2) positions on the District’s Board of Directors to be held on Saturday, May 6, 2023. Funding for this item is included in the Fiscal Year 2023 General Fund Budget. Director Hill seconded the motion, and the votes were 5 in favor, 0 against.

7.

With the recommendation of management, Director Hill moved to receive and file the District’s Annual Comprehensive Financial Report for the Year Ended September 30, 2022. The report received the Government Finance Officers Association’s Certificate of Achievement for Excellence in Financial Reporting. Director Leonard seconded the motion, and the votes were 5 in favor, 0 against.

8.

The Board received the 5<sup>th</sup> Transparency Star for Public Pensions from the Texas

Comptroller of Public Accounts. The District is the only Special Purpose District to hold all five stars in this transparency program, and one of only 15 entities in Texas.

9.

With the recommendation of management, Director Leonard moved to approve a contract in an annual amount of \$210,000 with Cassidy & Associates, Inc for congressional and federal agencies communications and advocacy efforts for one year with up to two one-year renewals. Funding for this item is included in the Fiscal Year 2023 Revenue Fund Budget. Director Hill seconded the motion, and the votes were 5 in favor, 0 against.

10.

With the recommendation of management, Director Team moved to approve a contract in an annual amount of \$120,000 with Mindy Ellmer for state legislature and agencies communications and advocacy for one year with up to two one-year renewals. Funding for this item is included in the Fiscal Year 2023 Revenue Fund Budget. Director Hill seconded the motion, and the votes were 4 in favor, 1 against.

11.

With the recommendation of management, Director Leonard moved to approve an Interlocal Agreement in an amount not-to-exceed \$27,000 between Tarrant Regional Water District and North Texas Municipal Water District. The Interlocal Agreement will be used to fund a study with Alan Plummer and Associates, Inc., to evaluate the potential for collaboration with North Texas Municipal Water District on the Cedar Creek Wetlands Project. Funding for this item is included in the Fiscal Year 2023 Revenue Fund Budget. Director Hill seconded the motion, and the votes were 5 in favor, 0 against.

12.

With the recommendation of management, Director Leonard moved to approve a task order in an amount not-to-exceed \$116,369 with Azcarate and Associates Consulting Engineers through the HVAC/Mechanical Engineering IDIQ contract for engineering design and construction services for professional services to perform improvements to the Joint Booster Pump Station #3 Cooling Towers biofouling control system. Funding for this item is included in the Fiscal Year 2023 Revenue Fund Budget. Director Hill seconded the motion, and the votes were 5 in favor, 0 against.

13.

With the recommendation of management, Director Kelleher moved to approve a task order in an amount not-to-exceed \$499,983 with Freese and Nichols, Inc. to perform engineering and subsurface investigations as Phase II of the Richland-Chambers Reservoir Comprehensive Evaluation. Funding for this item is included in the Fiscal Year 2023 Revenue Fund Budget. Director Hill seconded the motion, and the votes were 5 in favor, 0 against.

14.

With the recommendation of management, Director Leonard moved to approve a contract in an amount not-to-exceed \$2,963,516 with Huitt-Zollars for Phase 2 services to finalize construction documents for the District's new operations compound. Funding for this item is included in the Bond Fund. Funding for this item is included in the Fiscal Year 2023 Revenue Fund Budget. Director Kelleher seconded the motion, and the votes were 5 in favor, 0 against.

15.

With the recommendation of management, Director Leonard moved to approve a

contract amendment in the amount of \$1,400,000 with DPC Industries, Inc. to furnish and deliver sodium hydroxide for the remaining fiscal year. Funding for this item is included in the Fiscal Year 2023 Revenue Fund Budget. Director Kelleher seconded the motion, and the votes were 5 in favor, 0 against.

16.

With the recommendation of management, Director Team moved to approve contract in an amount not-to-exceed \$417,652.22 with D&H United Fueling Solutions, Inc. (D&H) for removal and replacement of fuel storage and delivery system at Richland-Chambers Reservoir. Funding for this item is included in the Fiscal Year 2023 Revenue Fund Budget Director Kelleher seconded the motion, and the votes were 5 in favor, 0 against.

17.

The Board held a discussion on proposed revisions and additions to current governance and purchasing policies. The proposed revisions and additions include Board vacancies, public relations and advocacy contracts, insurance procurement, meeting minutes and consent agendas. No action on the proposed revisions and additions was taken.

The Board of Directors recessed for a break from 10:25 a.m. to 10:31 a.m.

18.

The Board next held an Executive Session commencing at 10:31 a.m. under Section 551.071 of the Texas Government Code 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, and to Discuss

Pending or Contemplated Litigation; and Section 551.072 of the Texas Government Code to Deliberate the Purchase, Exchange, Lease or Value of Real Property.

Upon completion of the executive session at 10:40 a.m., the President reopened the meeting.

President King left the meeting at 10:48 a.m. Vice President Hill assumed chairmanship of the meeting.

19.

#### Staff Updates

- LAUNCH/UpSpire Initiative Update presented by Lisa Cabrera, Chief Human Resources Officer and Darrell Beason, Chief Operations Officer
- Texas Division of Emergency Management and Building Resilient Infrastructure and Communities Grant Update presented by Sandy Newby, Chief Financial Officer
- Water Resources Update presented by Rachel Ickert, Chief Water Resources Officer

20.

With the recommendation of management and outside counsel, Director Hill moved to approve the settlement of claims in the Integrated Pipeline Project - Cherry (891) Lawsuit for payment of the sum of \$175,000. Funding for this item is included in the Bond Fund. Director Leonard seconded the motion, and the votes were 4 in favor, 0 against.

21.

With the recommendation of management and outside counsel, Director Leonard moved to approve the settlement of claims in the Victory Shops at Broad Street, LLC and Cygnus, LLC Lawsuit for payment of the sum of \$25,000. Funding for this item is included

in the Bond Fund. Director Hill seconded the motion, and the votes were 4 in favor, 0 against.

22.

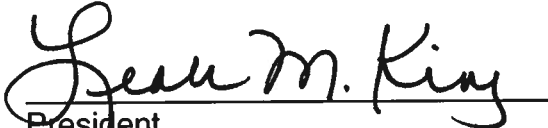
There were no future agenda items approved.

23.

The next board meeting was scheduled for February 21, 2023 at 9:00 a.m.

24.

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

  
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President

  
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Secretary