

AGENDA  
OF THE  
TRINITY RIVER AUTHORITY OF TEXAS  
REGULAR MEETING OF THE BOARD OF DIRECTORS

Trinity River Authority of Texas  
Board Room  
5300 South Collins Street  
Arlington, Tarrant County, Texas  
Wednesday, April 26, 2023  
10:30 a.m.

1. CALL TO ORDER BY THE PRESIDENT, TOMMY G. FORDYCE.
2. INVOCATION.
3. PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.
4. PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG.
5. ROLL CALL BY THE SECRETARY, HOWARD S. SLOBODIN.

<u>Area No.</u>	<u>County</u>	<u>Board Member</u>	
1	Tarrant	Megan W. Deen	_____
	Tarrant	Henry Borbolla III	_____
	Tarrant	William O. Rodgers	_____
2	Dallas	Lisa A. Hembry	_____
	Dallas	Amir A. Rupani	_____
	Dallas	Lewis H. McMahan	_____
	Dallas	Margaret S.C. Keliher	_____
3	Kaufman	Victoria K. Lucas	_____
4	Henderson	Kathryn L. Sanders	_____
5	Ellis	Cathy Altman	_____
6	Navarro	Frank H. Steed, Jr.	_____
7	Anderson	Brenda K. Walker	_____
8	Freestone	C. Dwayne Somerville	_____
9	Leon	Jerry F. House	_____
10	Houston	Kevin Maxwell	_____
11	Trinity	D. Joe McCleskey	_____
12	Madison	David G. Ward	_____
13	Walker	Tommy G. Fordyce	_____
14	San Jacinto	Steven L. Roberts	_____
15	Polk	Benny L. Fogleman	_____
16	Liberty	David B. Leonard	_____
17	Chambers	John W. Jenkins	_____
18	Area-at-Large	Robert F. McFarlane	_____
	Area-at-Large	Frederick C. Tate	_____
	Area-at-Large	C. Cole Camp	_____

6. CERTIFICATION OF A QUORUM BY THE SECRETARY.
7. CERTIFICATION BY THE SECRETARY OF COMPLIANCE WITH THE OPEN MEETING REQUIREMENTS OF THE GOVERNMENT CODE. TEX. GOV'T CODE § 551.001 *et seq.*
8. APPROVAL OF THE [MINUTES](#) OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE TRINITY RIVER AUTHORITY OF TEXAS HELD FEBRUARY 22, 2023 AT TRA'S GENERAL OFFICE, BOARD ROOM, 5300 SOUTH COLLINS STREET, ARLINGTON, TARRANT COUNTY, TEXAS. Pg. 12
9. PUBLIC COMMENT.

Any person wishing to make a public presentation to the Board of Directors on any matter under the Authority's jurisdiction must complete a registration form that indicates the agenda item or other topic on which they wish to comment, along with the speaker's name, address and other relevant information. Speakers who have not completed a registration form will not be recognized by the presiding officer. The presiding officer shall limit the length of time for each speaker to three minutes. Speakers may not trade or donate time to other speakers. Speakers and members of the public must avoid disruptive conduct that interferes with the orderly conduct of a public meeting.

10. RECOGNITIONS BY THE GENERAL MANAGER.
11. NEW BUSINESS:



To access the story map link use any QR Code Reader Apps on the phone or tablet to scan the image or click on this hyperlink: <https://arcg.is/1KC5jW>

(ITEMS A THROUGH C WERE PRESENTED TO THE ADMINISTRATION AND AUDIT COMMITTEE AT ITS MEETING ON APRIL 10, 2023.)

- A. APPROVAL AND FILING OF ANNUAL COMPREHENSIVE FINANCIAL REPORT FOR FISCAL YEAR 2022. Pg. 22

Memorandum dated March 22, 2023 from General Manager.

- (1) Explanation by J. Kevin Ward.
- (2) Recommendation: The Administration and Audit Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors approve the Annual Comprehensive Financial Report of the Trinity River Authority of Texas, including the Supplemental Reports and Opinion, for the Fiscal Year Ended November 30, 2022 and that the Annual Filing Affidavit be executed by the President.

B. INVESTMENT OFFICERS' REPORT — FIRST QUARTER FY 2023. Pg. 257

Memorandum dated March 23, 2023 from Manager, Cash and Capital Project Financing.

- (1) Explanation by Lewis H. McMahan and Christine J. Epps.
- (2) Recommendation: The Administration and Audit Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors approve the Investment Officers' Report of the Trinity River Authority of Texas for the First Quarter of Fiscal Year 2023.

C. TARRANT COUNTY WATER SUPPLY PROJECT — LIVINGSTON REGIONAL WATER SUPPLY SYSTEM — MOUNTAIN CREEK REGIONAL WASTEWATER SYSTEM — AUTHORIZATION OF MAXIMUM PRINCIPAL AMOUNT — REVENUE AND REFUNDING BOND ISSUANCES. Pg. 290

Memorandum dated March 22, 2023 from Manager, Cash and Capital Project Financing.

- (1) Explanation by Lewis H. McMahan and Christine J. Epps.
- (2) Recommendation: The Administration and Audit Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Adopt Resolution No. R-1614 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas (Tarrant County Water Project) Revenue Bonds, and approving and authorizing instruments and procedures relating thereto;
- (b) Adopt Resolution No. R-1615 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas Contract Revenue Bonds (Livingston Regional Water Supply System Project), and approving and authorizing instruments and procedures relating thereto; and
- (c) Adopt Resolution No. R-1616 authorizing and providing for the issuance, sale, and delivery of Trinity River Authority of Texas Mountain Creek Regional Wastewater System Revenue Bonds, and approving and authorizing instruments and procedures relating thereto.

(ITEMS D THROUGH M WERE NOT PRESENTED TO A COMMITTEE.)

D. CENTRAL REGIONAL WASTEWATER SYSTEM — BEAR CREEK INTERCEPTOR RELIEF, PHASE 2 — ENGINEERING SERVICES AGREEMENT. Pg. 398

Memorandum dated March 23, 2023 from Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen and Gary N. Oradat.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and Lockwood, Andrews & Newnam, Inc., in the amount of \$3,309,827 for Basic Services and \$400,000 for Special Services for final design engineering services associated with the Bear Creek Interceptor Relief, Phase 2 Project for the Central Regional Wastewater System; and
- (b) Authorize the General Manager to execute amendments to the compensation provisions of the Engineering Services Agreement between the Trinity River Authority of Texas and Lockwood, Andrews & Newnam, Inc., as are deemed prudent in his judgment provided the same do not increase the total approved cost.

E. CENTRAL REGIONAL WASTEWATER SYSTEM — ANALYTICAL LABORATORY SERVICES COMPLEX — ENGINEERING SERVICES AGREEMENT. Pg. 430

Memorandum dated March 23, 2023 from Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen and Gary N. Oradat.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and Gresham Smith in the amount of \$376,400 for Basic Services and \$60,000 for Special Services for professional engineering services associated with the Analytical Laboratory Services Complex at the Central Regional Wastewater System treatment plant; and
- (b) Authorize the General Manager to execute amendments to the compensation provisions of the Engineering Services Agreement between the Trinity River Authority of Texas and Gresham Smith as are deemed prudent in his judgment provided the same do not increase the total approved cost.

F. DENTON CREEK REGIONAL WASTEWATER SYSTEM — 15CB-1 CADE BRANCH LIFT STATION, EAST LEG INTERCEPTOR AND FORCE MAIN IMPROVEMENTS — ENGINEERING SERVICES AGREEMENT. Pg. 452

Memorandum dated March 23, 2023 from Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen and Gary N. Oradat.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and Mead and Hunt, Inc., in the amount of \$2,286,271 for Basic Services and \$230,000 for Special Services for final design engineering services associated with the 15CB-1 Cade Branch Lift Station, East Leg Interceptor and Force Main Improvements Project for the Denton Creek Regional Wastewater System; and
- (b) Authorize the General Manager to execute amendments to the compensation provisions of the Engineering Services Agreement between the Trinity River Authority of Texas and Mead and Hunt, Inc., as are deemed prudent in his judgment provided the same do not increase the total approved cost.

G. DENTON CREEK REGIONAL WASTEWATER SYSTEM — AIR RELEASE VALVE REPLACEMENTS, PHASE 2 — ENGINEERING SERVICES AGREEMENT. Pg. 485

Memorandum dated March 21, 2023 from Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen and Gary N. Oradat.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and Plummer Associates, Inc., in the amount of \$500,701 for Basic Services and \$50,000 for Special Services for final design engineering services associated with the Air Release Valve Replacements, Phase 2 Project for the Denton Creek Regional Wastewater System; and
- (b) Authorize the General Manager to execute amendments to the compensation provisions of the Engineering Services Agreement between the Trinity River Authority of Texas and Plummer Associates, Inc., as are deemed prudent in his judgment provided the same do not increase the total approved cost.

H. DENTON CREEK REGIONAL WASTEWATER SYSTEM — 25HC-5 WESTPORT PARKWAY DEVELOPMENT FIRST AMENDMENT — DEVELOPER AGREEMENT.  
**Pg. 513**

Memorandum dated April 17, 2023 from Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen and Gary N. Oradat.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors authorize the General Manager to execute the First Amendment to the Developer Agreement between the Trinity River Authority of Texas and Westport Parkway, LLC, increasing the amount not to exceed from \$480,823.60 to \$580,823.60 for the construction of the 25HC-5 Westport Parkway Development for the Denton Creek Regional Wastewater System.

I. NORTHERN REGION — REGULATORY SERVICES EVALUATION AND ANALYSIS — ENGINEERING SERVICES AGREEMENT. **Pg. 518**

Memorandum dated March 22, 2023 from Manager, Regulatory Services and Compliance, Northern Region.

- (1) Explanation by Megan W. Deen and Matthew S. Jalbert.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and Mead & Hunt, Inc., in the amount of \$173,262 for Basic Services and \$25,000 for Special Services associated with the Regulatory Services Evaluation and Analysis Project for the Central Regional Wastewater System, Denton Creek Regional Wastewater System, Mountain Creek Regional Wastewater System, Red Oak Creek Regional Wastewater System, Tarrant County Water Supply Project and Ten Mile Creek Regional Wastewater System; and
- (b) Authorize the General Manager to execute amendments to the compensation provisions of the Engineering Services Agreement between the Trinity River Authority of Texas and Mead & Hunt as are deemed prudent in his judgment provided the same do not increase the total approved cost.

J. NORTHERN REGION — SURCHARGE MODELING ANALYSIS AND DEVELOPMENT — ENGINEERING SERVICES AGREEMENT. Pg. 537

Memorandum dated March 22, 2023 from CRWS Engineering Manager, Northern Region.

- (1) Explanation by Megan W. Deen and Matthew S. Jalbert.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and Brown and Caldwell in the amount of \$169,373 for Basic Services and \$30,000 for Special Services for engineering services associated with the Northern Region Surcharge Modeling Analysis and Development Project for the Denton Creek Regional Wastewater System, Mountain Creek Regional Wastewater System, Red Oak Creek Regional Wastewater System and Ten Mile Creek Regional Wastewater System; and
- (b) Authorize the General Manager to execute amendments to the compensation provisions of the Engineering Services Agreement between the Trinity River Authority of Texas and Brown and Caldwell as are deemed prudent in his judgment provided the same do not increase the total approved cost.

K. NORTHERN AND SOUTHERN REGION PROJECTS — SECURITY SURVEILLANCE SYSTEM EPIC IO — AWARD OF CONTRACT. Pg. 557

Memorandum dated March 21, 2023 from Chief Information Officer.

- (1) Explanation by Megan W. Deen and Douglas L. Short.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors authorize the General Manager to execute the contract between the Trinity River Authority of Texas and EPIC IO for the installation and maintenance of video surveillance and security systems at MCRWS, HRWSS, TMCRWS, TCRWSS, LRWSS, LLP, DCRWS, GO, TCWSP, CRWS, WCP and ROCRWS at a cost not to exceed \$5,625,670.00.

L. TARRANT COUNTY WATER SUPPLY PROJECT — DECLARATION OF SURPLUS FEE SIMPLE PROPERTY ADJACENT TO WATER TREATMENT PLANT. Pg. 560

Memorandum dated April 11, 2023 from General Counsel.

- (1) Explanation by Howard S. Slobodin.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Declare the Authority's fee simple property known as Tract 14-07, Part 1 in the northern right of way of Trinity Boulevard, Euless, Texas, comprising 0.8246 acres, to be surplus property, and direct the General Manager, or his designated representative, to dispose of said surplus property; and
- (b) Authorize the General Manager, or his designated representative, to execute all documents necessary to close the sale of the fee simple property described above on terms deemed reasonable and in the Authority's interest.

M. LIVINGSTON RECREATIONAL FACILITIES — BOAT RAMP MAINTENANCE — RESOLUTION NO. R-1618. Pg. 564

Memorandum dated April 10, 2023 from Project Manager, Lake Livingston Project.

- (1) Explanation by William E. Holder.
- (2) Recommendation: The President recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors approve the adoption of Resolution No. R-1618 as presented in Exhibit B.

(ITEMS N THROUGH I WERE NOT PRESENTED TO A COMMITTEE AND ARE STANDING REPORTS AND MAY BE APPROVED IN ONE ACTION.)

N. SUMMARY REPORT OF TRINITY RIVER AUTHORITY DEBT — SUMMARY REPORT OF APRIL 2023 CAPITAL CONTRACTS. Pg. 569

Memorandum dated April 1, 2023 from Controller.

- (1) Explanation by Lewis H. McMahan and Christine J. Epps.
- (2) Recommendation: This item is presented as a status report only; no action is necessary.

O. SUMMARY REPORT OF GENERAL MANAGER-APPROVED AGREEMENTS. Pg. 578

Memorandum dated April 11, 2023 from General Manager.

- (1) Explanation by J. Kevin Ward.
- (2) Recommendation: This item is presented as a status report only; no action is necessary.



P. SUMMARY REPORT OF CHANGE ORDERS. **Pg. 580**

Memorandum dated April 14, 2023 from Manager, Construction Services, PDCA.

- (1) Explanation by Megan W. Deen and Gary N. Oradat.
- (2) Recommendation: This item is presented as a status report only; no action is necessary.

Q. SUMMARY REPORT — GENERAL MANAGER-APPROVED PIPELINE EMERGENCY REPAIRS — EMERGENCY PIPELINE REPAIR CONTRACT. **Pg. 582**

Memorandum dated April 14, 2023 from General Manager.

- (1) Explanation by J. Kevin Ward.
- (2) Recommendation: This item is presented as a status report only; no action is necessary.

[ITEMS R THROUGH T INVOLVE LITIGATION, POTENTIAL LITIGATION, AND/OR ACQUISITION OF REAL PROPERTY, OR NECESSITATE CONFIDENTIAL CONSULTATION WITH COUNSEL AND ARE EXEMPT FROM THE OPEN MEETING REQUIREMENTS CONTAINED IN CHAPTER 551 OF THE TEXAS GOVERNMENT CODE. THE TRINITY RIVER AUTHORITY OF TEXAS RESERVES THE RIGHT TO CONVOKE AN EXECUTIVE, OR CLOSED, SESSION ON THE FOREGOING ITEMS SUBJECT TO THE REQUIREMENTS OF THE TEXAS GOVERNMENT CODE CHAPTER 551, SUBCHAPTER E, AND PURSUANT TO TEX. GOV'T CODE SEC. 551.071 AND SEC. 551.072. ANY FINAL DECISION, ACTION OR VOTE MUST BE MADE IN OPEN SESSION.]

R. CENTRAL REGIONAL WASTEWATER SYSTEM — RAILWAY IMPROVEMENTS TO CONTAINMENT BUILDING — AUTHORIZATION FOR LAND ACQUISITION BY EMINENT DOMAIN. **Pg. 585**

Memorandum dated March 23, 2023 from General Counsel.

- (1) Explanation by Howard S. Slobodin.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors adopt Resolution No. R-1613, authorizing the General Manager, or his designated representative, and his staff, consultants and attorneys, to do all such acts as may be necessary to invoke eminent domain proceedings as described by Texas law against the owners of the required parcels of land generally located along the south side of Interstate 30, south of the Central Regional Wastewater System Plant, in the city of Grand Prairie, Dallas County, Texas, and specifically located in the James McLaughlin Survey, Abstract No. 846, and the Wilson T. McLaughlin Survey, Abstract No. 892, in order to acquire all required interests in real property for the public purpose of constructing, operating and maintaining the necessary Central Regional Wastewater System, Railway Improvements to Containment Building Project.

S. CONDEMNATION STATUS REPORT. **Pg. 591**

Memorandum dated April 3, 2023 from General Counsel.

- (1) Explanation by Howard S. Slobodin.
- (2) Recommendation: This item is presented as a status report only; no action is necessary.

T. REPORT ON SELECTED MATTERS PENDING BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) AND THE PUBLIC UTILITY COMMISSION OF TEXAS (PUC) AND LITIGATION STATUS REPORT THROUGH MARCH 27, 2023.  
**Pg. 604**

Memorandum dated March 27, 2023 from General Counsel.

- (1) Explanation by J. Kevin Ward, Howard S. Slobodin and Michael J. Booth.
- (2) Recommendation: This item is presented as a status report only; no action is necessary.

U. BID AWARDS.

AUTHORITY PROJECTS — BIDS FOR SUPPLIES, SPARE PARTS AND SERVICES.  
**Pg. 608**

Memorandum dated March 24, 2023 from Purchasing Manager, Administrative Services.

- (1) Explanation by the President, Tommy G. Fordyce.
- (2) Recommendation: The President recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors accept the following vendors for Supplies, Spare Parts and Services for Authority Projects:

<u>BID ITEM</u>	<u>VENDOR</u>
<u>Central Regional Wastewater System</u>	
Gas Feeders Parts	Hartwell Environmental Corporation
Inspection, Preventative Maintenance and Repairs of Rail System	Trac-Work, Inc.
Flowserve Centrifugal Pumps	Allen's Electric Motor Service, Inc.
<u>Collection Systems Group</u>	
Manholes Rings and Lids	Core & Main LP

Ten Mile Creek Regional Wastewater System

Miscellaneous Pump Parts  
(Fairbanks Morse)

DXP Enterprises

Northern Region Projects

Inspection, Maintenance and Repairs  
of Cranes and Hoists

Hoist & Crane Service Group

Laboratory Consumable Supplies

Midland Scientific

Southern Region Projects

Granular Activated Carbon  
Replacement (HRWSS)

Calgon Carbon Corporation

Sludge Removal and Disposal (HRWSS)

Denali Water Solutions, LLC

Sludge Removal and Disposal (LRWSS)

Denali Water Solutions, LLC

12. OTHER BUSINESS:

13. ADJOURNMENT: