

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  
Thursday, December 2, 2021  
1:00 p.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	Edward C. Williams III	_____
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	Manny Rachal	_____
16	Liberty	David B. Leonard	_____
17	Chambers	John W. Jenkins	_____
18	Area-at-Large	Robert F. McFarlane	_____
	Area-at-Large	Whitney D. Beckworth	_____
	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 OCTOBER 27, 2021 AT TRA'S GENERAL OFFICE, BOARD ROOM, 5300 SOUTH COLLINS STREET, ARLINGTON, TARRANT COUNTY, TEXAS. Pg. 9
- 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. 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 F WERE PRESENTED TO THE UTILITY SERVICES COMMITTEE AT ITS MEETING ON NOVEMBER 17, 2021.)

A. CENTRAL REGIONAL WASTEWATER SYSTEM — MOUNTAIN CREEK INTERCEPTOR, SEGMENT 30MC-1 — CONTRACT AWARD, ENGINEERING SERVICES AGREEMENT AND MATERIALS TESTING SERVICES AGREEMENT.  
**Pg. 20**

Memorandum dated November 8, 2021 from Manager, Construction Services, PDCA and Manager, Engineering Services, PDCA.

- (1) Explanation by C. Dwayne Somerville and Gary N. Oradat.
- (2) Recommendation: The Utility Services Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Authorize the General Manager to execute the contract between the Trinity River Authority of Texas and Mountain Cascade of Texas, LLC., in the amount of \$13,885,211 for the construction of the Mountain Creek Interceptor, Segment 30MC-1 for the Central Regional Wastewater System;

- (b) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and Carollo Engineers, Inc., in the amount of \$200,240 for Basic Services and \$75,000 for Special Services for construction administration engineering services associated with the Mountain Creek Interceptor, Segment 30MC-1 for the Central Regional Wastewater System;
- (c) Authorize the General Manager to execute amendments to the compensation provisions of the Engineering Services Agreement between the Trinity River Authority of Texas and Carollo Engineers, Inc., as are deemed prudent in his judgment provided the same do not increase the total approved cost; and
- (d) Authorize the General Manager to execute the Materials Testing Services Agreement between the Trinity River Authority of Texas and Professional Service Industries, Inc., in the amount of \$120,000 for construction materials testing services associated with the Mountain Creek Interceptor, Segment 30MC-1 for the Central Regional Wastewater System.

**B. CENTRAL REGIONAL WASTEWATER SYSTEM — BIOSOLIDS HAULING AND TRANSLOADING FACILITY RAILWAY IMPROVEMENTS — ENGINEERING SERVICES AGREEMENT. Pg. 59**

Memorandum dated November 8, 2021 from Manager, Engineering Services, PDCA.

- (1) Explanation by C. Dwayne Somerville and Gary N. Oradat.
- (2) Recommendation: The Utility Services Committee 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 Bartlett & West, Inc., in the amount of \$6,567,227 for Basic Services and \$400,000 for Special Services for final design engineering services associated with the Biosolids Hauling and Transloading Facility Railway Improvements 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 Bartlett & West, Inc., as are deemed prudent in his judgment provided the same do not increase the total approved cost.

**C. CENTRAL REGIONAL WASTEWATER SYSTEM — WAREHOUSE COMPLEX IMPROVEMENTS — ARCHITECTURAL SERVICES AGREEMENT. Pg. 97**

Memorandum dated November 8, 2021 from Manager, Engineering Services, PDCA.

- (1) Explanation by C. Dwayne Somerville and Gary N. Oradat.
- (2) Recommendation: The Utility Services Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Authorize the General Manager to execute the Architectural Services Agreement between the Trinity River Authority of Texas and VAI Architects, Inc., in the amount of \$350,941 for Basic Services and \$50,000 for Special Services for architectural engineering services associated with the Warehouse Complex Improvements at the Central Regional Wastewater System treatment plant; and
- (b) Authorize the General Manager to execute amendments to the compensation provisions of the Architectural Services Agreement between the Trinity River Authority of Texas and VAI Architects, Inc., as are deemed prudent in his judgment provided the same do not increase the total approved cost.

D. CENTRAL REGIONAL WASTEWATER SYSTEM — METER STATION REHABILITATION GROUP 1 — SECOND AMENDMENT — ENGINEERING SERVICES AGREEMENT. Pg. 123

Memorandum dated November 8, 2021 from Manager, Engineering Services, PDCA.

- (1) Explanation by C. Dwayne Somerville and Gary N. Oradat.
- (2) Recommendation: The Utility Services Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors authorize the General Manager to execute the Second Amendment to the Engineering Services Agreement between the Trinity River Authority of Texas and Kimley-Horn and Associates, Inc., increasing the amount of Basic Services from \$1,184,600 to \$1,317,200 and Special Services from \$150,000 to \$250,000 for final design engineering services associated with the Meter Station Rehabilitation Group 1 for the Central Regional Wastewater System.

E. CENTRAL REGIONAL WASTEWATER SYSTEM — SOLIDS MANAGEMENT IMPROVEMENTS PHASE III-B — CHANGE ORDER NO. 158 — CRWS D UTILITY CONFLICTS. Pg. 136

Memorandum dated November 8, 2021 from Manager, Construction Services, PDCA.

- (1) Explanation by C. Dwayne Somerville and Gary N. Oradat.
- (2) Recommendation: The Utility Services Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors authorize the General Manager to execute Change Order No.158 between the Trinity River Authority of Texas and MWH Constructors, Inc., associated with the CRWS Solids Management Improvements Phase III-B to increase the contract amount from \$209,492,882.92 to \$209,560,187.92 and no change to the contract time.

F. TEN MILE CREEK REGIONAL WASTEWATER SYSTEM — PLANT REHABILITATION A — FIRST AMENDMENT — ENGINEERING SERVICES AGREEMENT. Pg. 139

Memorandum dated November 8, 2021 from Manager, Engineering Services, PDCA.

- (1) Explanation by C. Dwayne Somerville and Gary N. Oradat.
- (2) Recommendation: The Utility Services Committee 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 Engineering Services Agreement between the Trinity River Authority of Texas and AECOM Technical Services, Inc., increasing the amount of Basic Services from \$1,198,952 to \$1,242,874 and Special Services from \$120,000 to \$130,000 for final design engineering services associated with the Plant Rehabilitation A project at the Ten Mile Creek Regional Wastewater System treatment plant.

(ITEMS G THROUGH I WERE NOT PRESENTED TO A COMMITTEE.)

G. RESOLUTION AUTHORIZING SIGNATURES FOR WITHDRAWAL OF FUNDS FROM AUTHORITY ACCOUNTS. Pg. 147

Memorandum dated October 28, 2021 from Manager, Cash and Capital Project Financing.

- (1) Explanation by Henry Borbolla III and Alison A. Mackey.
- (2) Recommendation: Management recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors adopt Resolution No. R-1581 thereby authorizing signatures for withdrawal of funds from Authority accounts and further direct that the executed Resolution with executed Secretary's Certificate be forwarded to the respective banks.

H. REGION C WATER PLANNING — WATER PLANNING CONSULTING SERVICES — AGREEMENT WITH FREESE AND NICHOLS, INC. Pg. 152

Memorandum dated October 26, 2021 from Associate 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 authorize the General Manager of the Trinity River Authority of Texas to execute the Consulting Services Agreement with Freese and Nichols, Inc., in substantially the form presented, and further authorize the General Manager to execute routine amendments thereto during sixth-round Region C regional water planning activities.

I. TECHNICAL SERVICES AND BASIN PLANNING — ENVIRONMENTAL OPERATIONS AND MAINTENANCE — FACILITY LEASE AGREEMENT. Pg. 260

Memorandum dated November 18, 2021 from Webster Mangham, Manager, Environmental Services.

- (1) Explanation by Glenn C. Clingenpeel.
- (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 a Lease Agreement between the Trinity River Authority of Texas and the owner/landlord of this property for a four-year lease at a total base rent not to exceed \$200,000.00, with an option to extend the lease at the same rate for an additional year.

(ITEMS J THROUGH P WERE NOT PRESENTED TO A COMMITTEE AND ARE STANDING REPORTS AND MAY BE APPROVED AS RECEIVED IN ONE ACTION.)

J. SUMMARY REPORT OF TRINITY RIVER AUTHORITY DEBT — SUMMARY REPORT OF DECEMBER 2021 CAPITAL CONTRACTS. Pg. 297

Memorandum dated November 15, 2021 from Controller.

- (1) Explanation by Henry Borbolla III and Alison A. Mackey.
- (2) Recommendation: This item is presented as a status report only; no action is necessary.

K. SUMMARY REPORT OF GENERAL MANAGER-APPROVED AGREEMENTS. Pg. 305

Memorandum dated November 15, 2021 from General Manager.

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

L. SUMMARY REPORT OF CHANGE ORDERS. Pg. 307

Memorandum dated November 15, 2021 from Manager, Construction Services, PDCA.

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

M. SUMMARY REPORT OF QUANTITY OVERRUNS. **Pg. 309**

Memorandum dated November 15, 2021 from Manager, Construction Services, PDCA.

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

N. SUMMARY REPORT — GENERAL MANAGER-APPROVED PIPELINE EMERGENCY REPAIRS — EMERGENCY PIPELINE REPAIR CONTRACT. **Pg. 311**

Memorandum dated November 15, 2021 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 Q AND P INVOLVE LITIGATION, POTENTIAL LITIGATION, 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. ANY FINAL DECISION, ACTION OR VOTE MUST BE MADE IN OPEN SESSION.]

O. CONDEMNATION STATUS REPORT. **Pg. 313**

Memorandum dated November 8, 2021 from General Counsel.

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

P. 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 NOVEMBER 1, 2021. **Pg. 318**

Memorandum dated November 1, 2021 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.

Q. BID AWARDS.

**(1) AUTHORITY PROJECTS — BIDS FOR PROJECT VEHICLES. Pg. 322**

Memorandum dated November 5, 2021 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 list of recommended bids for the purchase of Fiscal Year 2022 Trinity River Authority vehicles.

**(2) NORTHERN REGION PROJECTS — BID FOR LIQUID SODIUM HYPOCHLORITE 12.5% SOLUTION. Pg. 338**

Memorandum dated November 5, 2021 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 vendor for Liquid Sodium Hypochlorite 12.5% Solution for the Northern Region Projects:

<u>BID ITEM</u>	<u>VENDOR</u>
Liquid Sodium Hypochlorite 12.5% Solution (CRWS/TCWSP/TMCRWS)	Petra Chemical Company LLC

11. OTHER BUSINESS:

12. ADJOURNMENT: