

THIS MEETING WILL BE CONDUCTED VIA CONFERENCE CALL.

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, February 24, 2021
10:30 a.m.

NOTE: This meeting will be conducted via conference call pursuant to the authority of Texas Government Code Section 551.125. This meeting will not take place at the foregoing address. Members of the public can hear open deliberations and may interact with the Board of Directors during the period designated for public comment by dialing the toll free number (800) 717-4201. The conference ID number to enter when prompted is 7673037#. The agenda packet for this meeting is available at <https://www.trinityra.org/default.asp@contentID=156.html>.

1. CALL TO ORDER BY THE PRESIDENT, KEVIN MAXWELL.
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 DECEMBER 3, 2020 VIA CONFERENCE CALL. Pg.
9. APPROVAL AND CONFIRMATION OF THE [REPORT OF ACTIONS](#) OF THE EXECUTIVE COMMITTEE SUBSEQUENT TO THE DECEMBER 3, 2020 BOARD OF DIRECTORS MEETING. Pg.
10. RECOGNITIONS BY THE GENERAL MANAGER.
11. PUBLIC COMMENT.

Any person wishing to make public comment to the Board of Directors on any matter under the Authority's jurisdiction may do so during the period allotted for public comment. 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.

12. 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 AND B WERE PRESENTED TO THE ADMINISTRATION AND AUDIT COMMITTEE AT ITS MEETING ON FEBRUARY 16, 2021.)

A. CENTRAL REGIONAL WASTEWATER SYSTEM — RED OAK CREEK REGIONAL WASTEWATER SYSTEM — TEN MILE CREEK REGIONAL WASTEWATER SYSTEM — DENTON CREEK REGIONAL WASTEWATER SYSTEM — MOUNTAIN CREEK REGIONAL WASTEWATER SYSTEM — LIVINGSTON REGIONAL WATER SUPPLY SYSTEM — TOWN OF FLOWER MOUND WASTEWATER TRANSPORTATION PROJECT — WALKER-CALLOWAY SYSTEM — ISSUANCE OF REVENUE AND/OR REFUNDING REVENUE BONDS. Pg.

Memorandum dated January 26, 2021 from Manager, Cash and Capital Projects.

- (1) Explanation by Henry Borbolla III and Alison A. Mackey.
- (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-1560 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas Regional Wastewater System Revenue Bonds, and approving and authorizing instruments and procedures relating thereto;
- (b) Adopt Resolution No. R-1561 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas Red Oak Creek Regional Wastewater System Revenue Bonds, and approving and authorizing instruments and procedures relating thereto;
- (c) Adopt Resolution No. R-1562 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas Ten Mile Creek Regional Wastewater System Revenue Bonds, and approving and authorizing instruments and procedures relating thereto;
- (d) Adopt Resolution No. R-1563 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas Denton Creek Regional Wastewater Treatment System Revenue Bonds, and approving and authorizing instruments and procedures relating thereto;
- (e) Adopt Resolution No. R-1564 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;
- (f) Adopt Resolution No. R-1565 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;

- (g) Adopt Resolution No. R-1566 authorizing the issuance of Trinity River Authority of Texas Town of Flower Mound Wastewater Transportation Contract Revenue Bonds, and approving and authorizing instruments and procedures relating thereto; and
- (h) Adopt Resolution No. R-1567 authorizing and providing for the issuance, sale, and delivery of Trinity River Authority of Texas Walker-Calloway System Revenue Bonds, and approving and authorizing instruments and procedures relating thereto.

B. INVESTMENT OFFICERS' REPORT. Pg.

Memorandum dated January 15, 2021 from Manager, Cash and Capital Projects.

- (1) Explanation by Henry Borbolla III and Alison A. Mackey.
- (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 Fourth Quarter of Fiscal Year 2020.

(ITEMS C THROUGH I WERE PRESENTED TO THE UTILITY SERVICES COMMITTEE AT ITS MEETING ON FEBRUARY 17, 2021.)

C. MOUNTAIN CREEK REGIONAL WASTEWATER SYSTEM — INDUSTRIAL WASTEWATER TREATMENT BY GULF COAST AUTHORITY — RESOLUTION NO. R-1568. Pg.

Memorandum dated February 2, 2021 from General Counsel.

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

Motion that the Board of Directors adopt Resolution No. R-1568 granting consent to the Gulf Coast Authority to construct, operate and maintain an industrial wastewater treatment facility in Midlothian, Texas.

D. MOUNTAIN CREEK REGIONAL WASTEWATER SYSTEM — EXPANSION FROM 3.0 MGD TO 4.5 MGD — CONTRACT AWARD, ENGINEERING SERVICES AGREEMENT, AND MATERIALS TESTING SERVICES AGREEMENT. Pg.

Memorandum dated February 2, 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 Gracon Construction, Inc., in the amount of \$8,876,775 for the construction of the Expansion from 3.0 MGD to 4.5 MGD at the Mountain Creek Regional Wastewater System treatment plant;
- (b) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and Garver, LLC, in the amount of \$581,300 for Basic Services and \$55,000 for Special Services for construction administration engineering services associated with the Expansion from 3.0 MGD to 4.5 MGD at the Mountain Creek Regional Wastewater System treatment plant;
- (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 Garver, LLC, 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 Alliance Geotechnical Group, Inc., in the amount of \$90,000 for construction materials testing services associated with the Expansion from 3.0 MGD to 4.5 MGD at the Mountain Creek Regional Wastewater System treatment plant.

E. RED OAK CREEK REGIONAL WASTEWATER SYSTEM — INFILTRATION AND INFLOW ASSESSMENT, PHASE III — ENGINEERING SERVICES AGREEMENT.
Pg.

Memorandum dated February 2, 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 Jacobs Engineering Group Inc. in the amount of \$298,348 for Basic Services and \$137,000 for Special Services for engineering services associated with the Infiltration and Inflow Assessment, Phase III for the Red Oak 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 Jacobs Engineering Group Inc. as are deemed prudent in his judgment provided the same do not increase the total approved cost.

F. WALKER-CALLOWAY BRANCH OUTFALL TRUNK SEWER SYSTEM — PHASE 3 FIRST AMENDMENT — ENGINEERING SERVICES AGREEMENT. Pg.

Memorandum dated February 2, 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 RJN Group, Inc., increasing the amount of Basic Services from \$292,500 to \$312,800 and Special Services from \$10,000 to \$20,000 for final design engineering services associated with Phase 3 for the Walker-Calloway Branch Outfall Trunk Sewer System.

G. CENTRAL REGIONAL WASTEWATER SYSTEM — MOUNTAIN CREEK INTERCEPTOR, SEGMENT 30MC-1 — THIRD AMENDMENT — ENGINEERING SERVICES AGREEMENT. Pg.

Memorandum dated February 2, 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 Third Amendment to the Engineering Services Agreement between the Trinity River Authority of Texas and Carollo Engineers, Inc., increasing the amount of Basic Services from \$1,554,824 to \$1,640,974 for final design engineering services associated with the Mountain Creek Interceptor, Segment 30MC-1 project for the Central Regional Wastewater System.

H. CENTRAL REGIONAL WASTEWATER SYSTEM — HEADWORKS A FINE SCREEN FACILITY — CHANGE ORDER NO. 08 — RELOCATE EXISTING ELECTRICAL DUCT BANK AND PIER INSTALLATION. **Pg.**

Memorandum dated February 2, 2021 from Manager, Engineering Services, PDCA and 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 the Change Order between the Trinity River Authority of Texas and MWH, Inc., associated with the Headworks A Fine Screen Facility at the Central Regional Wastewater System treatment plant to increase the contract amount from \$26,729,687 to \$26,984,079 and extend the time of completion by 20 days to account for the cost of the relocation of the electrical duct bank and reconnecting the electrical and communication wiring.

I. TARRANT COUNTY WATER SUPPLY PROJECT — INTERLOCAL AGREEMENT FOR AN AQUIFER STORAGE AND RECOVERY PILOT — FIRST AMENDMENT — INTERLOCAL AGREEMENT. **Pg.**

Memorandum dated January 28, 2021 from Plant Engineer, TCWSP.

- (1) Explanation by C. Dwayne Somerville and Patricia M. Cleveland.
- (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 Interlocal Agreement between the Trinity River Authority of Texas and the Tarrant Regional Water District for the Aquifer Storage and Recovery Pilot Project at the Tarrant County Water Supply Project.

(ITEMS J AND K WERE NOT PRESENTED TO A COMMITTEE.)

J. SUMMARY REPORT OF BUDGET AMENDMENTS. **Pg.**

Memorandum dated February 1, 2021 from Budget Manager.

- (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. APPOINTMENT TO RIGHT-OF-WAY COMMITTEE. **Pg.**

Memorandum dated January 25, 2021 from President, Board of Directors.

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

Motion that the Board of Directors confirm the President's appointment of Kathryn L. Sanders to the Denton Creek Regional Wastewater System Right-of-Way Committee.

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

L. SUMMARY REPORT OF FEBRUARY 2021 CAPITAL CONTRACTS. **Pg.**

Memorandum dated January 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.

M. SUMMARY REPORT OF GENERAL MANAGER-APPROVED AGREEMENTS. **Pg.**

Memorandum dated February 11, 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.

N. SUMMARY REPORT OF CHANGE ORDERS. **Pg.**

Memorandum dated February 2, 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.

O. SUMMARY REPORT OF FIELD ORDERS APPROVED BY THE GENERAL MANAGER.
Pg.

Memorandum dated February 2, 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.

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

Memorandum dated February 2, 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 R 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.]

Q. CONDEMNATION STATUS REPORT. **Pg.**

Memorandum dated February 1, 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.

R. 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 JANUARY 27, 2021.
Pg.

Memorandum dated January 27, 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.

S. BID AWARDS.

NORTHERN REGION PROJECTS — BIDS FOR SUPPLIES, SPARE PARTS AND SERVICES. Pg.

Memorandum dated January 22, 2021 from Purchasing Manager, Administrative Services.

- (1) Explanation by the President, Kevin Maxwell.
- (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 the Northern Region Projects:

<u>BID ITEM</u>	<u>VENDOR</u>
<u>Central Regional Wastewater System</u>	
Chain and Flight System Components	Fab Tech Wastewater Solution, LLC
Vulcan Conveyor/Compactor Parts	Vulcan Industries, Inc.
<u>Northern Region Projects</u>	
Inspection, Maintenance and Repair of Cranes and Hoists	Advantage Crane Service
Repair and Maintenance	Flow-Line Construction, Inc.
Uniform Rental Services	Unifirst

13. OTHER BUSINESS:

14. ADJOURNMENT: