

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, August 23, 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	Gregory S. Wassberg	_____
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 JUNE 28, 2023 AT TRA'S GENERAL OFFICE, BOARD ROOM, 5300 SOUTH COLLINS STREET, ARLINGTON, TARRANT COUNTY, TEXAS. Pg. 19
9. APPROVAL AND CONFIRMATION OF THE [REPORT OF ACTIONS](#) OF THE EXECUTIVE COMMITTEE SUBSEQUENT TO THE JUNE 28, 2023 BOARD OF DIRECTORS MEETING. Pg. 32
10. 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.

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>

(ITEM A WAS PRESENTED TO THE EXECUTIVE COMMITTEE AT ITS MEETING ON AUGUST 11, 2023.)

A. 2025-2029 STRATEGIC PLAN UPDATE. Pg. 34

Memorandum dated July 21, 2023 from Executive Manager, TSBP.

- (1) Explanation by Glenn C. Clingenpeel.
- (2) Recommendation: The Executive Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors approve the Trinity River Authority 2025–2029 Strategic Plan as presented in Exhibit A.

(ITEMS B THROUGH I WERE PRESENTED TO THE ADMINISTRATION AND AUDIT COMMITTEE AT ITS MEETING ON AUGUST 16, 2023.)

B. ANNUAL BUDGET FOR FISCAL YEAR 2024 — SUBMISSION FOR REVIEW. Pg. 63

Memorandum dated August 1, 2023 from General Manager.

- (1) Explanation by J. Kevin Ward.
- (2) Recommendation: This item is presented for information only; no action is necessary.

C. CENTRAL REGIONAL WASTEWATER SYSTEM — EXTENDABLE COMMERCIAL PAPER PROGRAM REFUNDING AUTHORIZATION — REVENUE BOND ISSUANCE AUTHORIZATION OF MAXIMUM PRINCIPAL AMOUNT. Pg. 455

Memorandum dated July 19, 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-1630 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas Regional Wastewater System Revenue Bonds relating to the Extendable Commercial Paper Program and approving and authorizing instruments and procedures relating thereto; and
- (b) Adopt Resolution No. R-1631 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.

D. DENTON CREEK REGIONAL WASTEWATER SYSTEM — MASTER RESOLUTION ESTABLISHING THE EXTENDABLE COMMERCIAL PAPER FINANCING PROGRAM — RESOLUTION AUTHORIZING THE ISSUANCE, SALE, AND DELIVERY OF REVENUE REFUNDING BONDS — RESOLUTION AMENDING PRIOR DENTON CREEK REGIONAL WASTEWATER SYSTEM BOND RESOLUTIONS. Pg. 505

Memorandum dated July 19, 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-1627 amending provisions of the resolutions authorizing the issuance of outstanding Trinity River Authority of Texas Denton Creek Revenue Refunding Bonds;
- (b) Adopt Resolution No. R-1628 establishing the Trinity River Authority of Texas Denton Creek Regional Wastewater System Extendable Commercial Paper Financing Program (ECP); and
- (c) Adopt Resolution No. R-1629 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas Denton Creek Regional Wastewater System Revenue Refunding Bonds.

E. DENTON CREEK REGIONAL WASTEWATER SYSTEM — ISSUANCE OF REVENUE AND/OR REFUNDING REVENUE BONDS. Pg. 603

Memorandum dated July 20, 2023 from Manager, Cash and Capital Projects 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 adopt Resolution No. R-1626 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas Denton Creek Regional Wastewater System Revenue Bonds, and approving and authorizing instruments and procedures relating thereto.

F. INVESTMENT OFFICERS' REPORT — SECOND QUARTER — FY 2023. Pg. 638

Memorandum dated July 11, 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 Second Quarter of Fiscal Year 2023.

G. POLICY AMENDMENTS — PURCHASING AND PROCUREMENT — RESOLUTION NO. R-1634. Pg. 668

Memorandum dated July 31, 2023 from Associate General Counsel.

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

Motion that the Board of Directors adopt Resolution No. R-1634 approving the amended Purchasing and Procurement Policy as presented.

H. INFOR LAWSON FINANCE — CONTRACT RENEWAL. Pg. 689

Memorandum dated July 19, 2023 from Chief Information Officer.

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

Motion that the Board of Directors authorize the General Manager to execute the three-year contract renewal between the Trinity River Authority of Texas and Infor (US), LLC, in the amount of \$822,778.49 to provide for Infor Lawson Finance Software.

I. INFORMATION TECHNOLOGY SECURITY — MANAGED DETECTION AND RESPONSE APPLICATION AND SERVICES — ESENTIRE CONTRACT RENEWAL. Pg. 695

Memorandum dated July 19, 2023 from Chief Information Officer.

- (1) Explanation by Lewis H. McMahan and Douglas L. Short.
- (2) Recommendation: The Administration and Audit Committee 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 eSentire, to cover the three additional years at a total cost of \$151,940.43 annually for Managed Detection and Response Application and Services, as outlined in Exhibit A.

(ITEMS J THROUGH L WERE PRESENTED TO THE RESOURCES DEVELOPMENT COMMITTEE AT ITS MEETING ON AUGUST 14, 2023.)

J. JOE POOL LAKE, VILLAGE CREEK-LAKE ARLINGTON WATERSHED PROTECTION PLAN IMPLEMENTATION — ON-SITE SEWAGE FACILITIES DATABASE AND REMEDIATION — CLEAN WATER ACT SECTION 319(h) GRANT — SUBCONTRACT WITH TEXAS A&M AGRILIFE RESEARCH. Pg. 704

Memorandum dated July 24, 2023 from Watershed Scientist III.

- (1) Explanation by Amir A. Rupani and Glenn C. Clingenpeel.
- (2) Recommendation: The Resources Development 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 Cooperative Reimbursement Contract between the Texas Commission on Environmental Quality and the Trinity River Authority of Texas, in substantially the form presented, providing the Authority reimbursement for up to \$286,307.60 for the Joe Pool Lake, Village Creek-Lake Arlington Watershed Protection Plan Implementation On-Site Sewage Facilities Database and Remediation project; and
- (b) Authorize the General Manager to execute the Interlocal Agreement between Texas A&M AgriLife Research and Extension and the Trinity River Authority of Texas, in substantially the form presented, for technical services in an amount not to exceed \$188,873.23 for the Joe Pool Lake, Village Creek-Lake Arlington Watershed Protection Plan Implementation On-Site Sewage Facilities Database and Remediation project.

K. MASTER PLAN ANNUAL REVIEW. Pg. 776

Memorandum dated July 24, 2023 from Executive Manager, TSBP.

- (1) Explanation by Amir A. Rupani and Glenn C. Clingenpeel.
- (2) Recommendation: The Resources Development Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors adopt the revisions to the Trinity River Basin Master Plan.

L. NORTHERN REGION — CHAMBERS CREEK WASTEWATER REGIONALIZATION STUDY — GRANT FUNDING AUTHORIZATION. Pg. 851

Memorandum dated July 20, 2023 from Executive Manager, Northern Region.

- (1) Explanation by Amir A. Rupani and Matthew S. Jalbert.
- (2) Recommendation: The Resources Development Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors approve Resolution No. R-1624, authorizing the filing of an application for assistance in the amount of \$495,000 to provide for the cost of the Chambers Creek Wastewater Regionalization Study.

(ITEMS M THROUGH AA WERE PRESENTED TO THE UTILITY SERVICES COMMITTEE AT ITS MEETING ON AUGUST 15, 2023.)

M. CENTRAL REGIONAL WASTEWATER SYSTEM — BEAR CREEK INTERCEPTOR RELIEF, PHASE 1 AND WF-G INTERCEPTOR RELOCATION — CONTRACT AWARD, ENGINEERING SERVICES AGREEMENT AND MATERIALS TESTING SERVICES AGREEMENT. Pg. 860

Memorandum dated August 1, 2023 from Manager, Construction Services, PDCA and Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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 S.J. Louis Construction of Texas, Ltd., in the amount of \$57,896,920.53 for the construction of the Bear Creek Interceptor Relief, Phase 1 and WF-G Interceptor Relocation 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 Lockwood, Andrews and Newnam, Inc., in the amount of \$2,224,361 for Basic Services and \$150,000 for Special Services for construction administration engineering services associated with the Bear Creek Interceptor Relief, Phase 1 and WF-G Interceptor Relocation 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 Lockwood, Andrews and Newnam, 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 Geotex Engineering, LLC, in the amount of \$500,000 for construction materials testing services associated with the Bear Creek Interceptor Relief, Phase 1 and WF-G Interceptor Relocation for the Central Regional Wastewater System.

N. CENTRAL REGIONAL WASTEWATER SYSTEM — WAREHOUSE NO. 4 IMPROVEMENTS — CONTRACT AWARD, ARCHITECTURAL SERVICES AGREEMENT AND MATERIALS TESTING SERVICES AGREEMENT. Pg. 903

Memorandum dated August 1, 2023 from Manager, Construction Services, PDCA and Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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 J.C. Commercial, Inc. in the amount of \$3,425,777 for the construction of the Warehouse No. 4 Improvements at the Central Regional Wastewater System treatment plant;
- (b) Authorize the General Manager to execute the Architectural Services Agreement between the Trinity River Authority of Texas and HED in the amount of \$371,111 for Basic Services and \$40,000 for Special Services for construction administration architectural services associated with the Warehouse No. 4 Improvements at the Central Regional Wastewater System treatment plant;
- (c) Authorize the General Manager to execute amendments to the compensation provisions of the Architectural Services Agreement between the Trinity River Authority of Texas and HED 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 Henley-Johnston & Associates, Inc., in the amount of \$150,000 for construction materials testing services associated with the Warehouse No. 4 Improvements at the Central Regional Wastewater System treatment plant.

O. CENTRAL REGIONAL WASTEWATER SYSTEM — CORROSION MANAGEMENT PLAN — PROGRAM MANAGEMENT — ENGINEERING SERVICES AGREEMENT AND INTERLOCAL AGREEMENT. Pg. 939

Memorandum dated August 1, 2023 from Manager, Planning and Design Services and Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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 Kennedy/Jenks Consultants, Inc., in the amount of \$499,997 for Basic Services and \$200,000 for Special Services for professional engineering services associated with the Corrosion Management Plan – Program Management for the Central Regional Wastewater System;
- (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 Kennedy/Jenks Consultants, Inc., as are deemed prudent in his judgment, provided the same do not increase the total approved cost; and
- (c) Authorize the General Manager to execute the Interlocal Agreement between the Trinity River Authority of Texas and the University of Texas at Arlington in the amount of \$1,494,108 for inspection field services associated with the Corrosion Management Plan – Program Management for the Central Regional Wastewater System.

P. CENTRAL REGIONAL WASTEWATER SYSTEM — NUTRIENT IMPROVEMENTS — FIRST AMENDMENT — ENGINEERING SERVICES AGREEMENT. Pg. 985

Memorandum dated August 1, 2023 from Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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 Black & Veatch Corporation increasing the amount of Basic Services from \$3,044,680 to \$4,941,964 and Special Services from \$350,000 to \$450,000 for final design engineering services associated with the Nutrient Improvements at the Central Regional Wastewater System treatment plant.

Q. CENTRAL REGIONAL WASTEWATER SYSTEM — CHLORINE AND SULFUR DIOXIDE CONTAINMENT BUILDING — FIRST AMENDMENT — ENGINEERING SERVICES AGREEMENT. Pg. 1003

Memorandum dated August 1, 2023 from Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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 Freese and Nichols, Inc., increasing the amount of Basic Services from \$5,609,100 to \$6,506,400 for final design engineering services associated with the Chlorine and Sulfur Dioxide Containment Building at the Central Regional Wastewater System treatment plant.

R. CENTRAL REGIONAL WASTEWATER SYSTEM — FIRST AMENDMENT BIOSOLIDS TRANSPORTATION, APPLICATION AND DISPOSAL SERVICES AGREEMENT — RENDA ENVIRONMENTAL, INC. Pg. 1014

Memorandum dated August 1, 2023 from Executive Manager, Northern Region.

- (1) Explanation by Megan W. Deen and Matthew S. Jalbert.
- (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 increased cost per wet ton by five percent for the timeframe between April 1, 2023 to March 31, 2024 for the Biosolids Transportation, Application and Disposal Services Agreement between the Trinity River Authority of Texas and Renda Environmental, Inc.; and
- (b) Authorize the General Manager to execute the First Amendment Biosolids Transportation, Application and Disposal Services Agreement between the Trinity River Authority of Texas and Renda Environmental, Inc.

S. CENTRAL REGIONAL WASTEWATER SYSTEM — HEADWORKS A FINE SCREEN FACILITY — SECOND AMENDMENT — ENGINEERING SERVICES AGREEMENT. Pg. 1095

Memorandum dated August 1, 2023 from Manager, Construction Services, PDCA and Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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 Garver, LLC, increasing the amount of Basic Services from \$2,046,870 to \$2,565,168 and Special Services from \$120,000 to \$170,000 and extend the contract duration to August 31, 2024 for construction administration engineering services associated with the Headworks A Fine Screen Facility for the Central Regional Wastewater System treatment plant.

T. CENTRAL REGIONAL WASTEWATER SYSTEM — SOLIDS MANAGEMENT IMPROVEMENTS PHASE III-B — CHANGE ORDER NO.195 — CENTRIFUGE FEED LOOP PIPELINE CLEANOUTS. Pg. 1103

Memorandum dated August 1, 2023 from Manager, Construction Services, PDCA.

- (1) Explanation by Megan W. Deen 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. 195 between the Trinity River Authority of Texas and MWH Constructors, Inc., associated with the Solids Management Improvements Phase III-B project, to increase the contract amount from \$211,291,203.33 to \$211,583,498.33, and extend the contract duration by 87 calendar days to install cleanouts on the centrifuge feed loop pipeline.

U. DENTON CREEK INTERCEPTOR SYSTEM — DENTON CREEK INTERCEPTOR, PHASES I AND II — AGREEMENT BY AND BETWEEN THE CITY OF JUSTIN AND TOWN OF NORTHLAKE AND THE TRINITY RIVER AUTHORITY OF TEXAS FOR CERTAIN WASTEWATER COLLECTION MAINS AND THE TRANSPORTATION OF WASTEWATER AND ENGINEERING SERVICES AGREEMENT. Pg. 1105

Memorandum dated August 1, 2023 from Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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) Adopt Resolution R-1632 authorizing the General Manager to execute the Agreement by and between the City of Justin and Town of Northlake and the Trinity River Authority of Texas for certain wastewater collection mains and the transportation of wastewater;
- (b) 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 \$1,739,126 for Basic Services and \$150,000 for Special Services for final design engineering services associated with the Denton Creek Interceptor, Phase I for the Denton Creek 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 Plummer Associates, Inc., as are deemed prudent in his judgment provided the same do not increase the total approved cost; and
- (d) Adopt Resolution No. R-1633 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas Denton Creek (Justin/Northlake) Interceptor System Revenue Bonds, and approving and authorizing instruments and procedures relating thereto.

V. MOUNTAIN CREEK REGIONAL WASTEWATER SYSTEM — SOAP CREEK INTERCEPTOR EXTENSION — CONTRACT AWARD, ENGINEERING SERVICES AGREEMENT AND MATERIALS TESTING SERVICES AGREEMENT. Pg. 1185

Memorandum dated August 1, 2023 from Manager, Construction Services, PDCA and Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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 Harper Brothers Construction, LLC, in the amount of \$16,564,265 for the construction of the Soap Creek Interceptor Extension for the Mountain Creek Regional Wastewater System;
- (b) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and Teague Nall and Perkins, Inc., in the amount of \$466,814 for Basic Services and \$50,000 for Special Services for construction administration engineering services associated with the Soap Creek Interceptor Extension for the Mountain Creek 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 Teague Nall and Perkins, 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 Geotex Engineering, LLC, in the amount of \$180,000 for construction materials testing services associated with the Soap Creek Interceptor Extension for the Mountain Creek Regional Wastewater System.

W. MOUNTAIN CREEK REGIONAL WASTEWATER SYSTEM — EXPANSION FROM 3.0 MGD TO 4.5 MGD — REDUCTION AND RELEASE OF RETAINAGE. Pg. 1228

Memorandum dated August 1, 2023 from Manager, Construction Services, PDCA.

- (1) Explanation by Megan W. Deen 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, in his discretion, to release and reduce retainage on the Expansion from 3.0 MGD to 4.5 MGD project at the Mountain Creek Regional Wastewater System to five percent, finding that satisfactory progress is being made by Gracon Construction, Inc., pursuant to Texas Water Code Section 49.276(d).

X. TEN MILE CREEK REGIONAL WASTEWATER SYSTEM — TEN MILE CREEK RELIEF INTERCEPTOR, SEGMENT 11-40TM-2, PHASE 2 — ENGINEERING SERVICES AGREEMENT. Pg. 1230

Memorandum dated August 1, 2023 from Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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 Teague Nall and Perkins, Inc., in the amount of \$1,118,200 for Basic Services and \$120,000 for Special Services for final design engineering services associated with the Ten Mile Creek Relief Interceptor, Segment 11-40TM-2, Phase 2 for the 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 Teague Nall and Perkins, Inc., as are deemed prudent in his judgment provided the same do not increase the total approved cost.

Y. TARRANT COUNTY WATER SUPPLY PROJECT — MURPHY DRIVE PUMP STATION PUMPING AND ELECTRICAL IMPROVEMENTS — CONTRACT AWARD, ENGINEERING SERVICES AGREEMENT AND MATERIALS TESTING SERVICES AGREEMENT. Pg. 1262

Memorandum dated August 1, 2023 from Manager, Construction Services, PDCA and Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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 Archer Western Construction, LLC, in the amount of \$67,197,813 for the construction of the Murphy Drive Pump Station Pumping and Electrical Improvements for the Tarrant County Water Supply Project;
- (b) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and Freese and Nichols, Inc., in the amount of \$1,899,122 for Basic Services and \$200,000 for Special Services for construction administration engineering services associated with the Murphy Drive Pump Station Pumping and Electrical Improvements for the Tarrant County Water Supply Project;
- (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 Freese and Nichols, 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 Kleinfelder, Inc., in the amount of \$400,000 for construction materials testing services associated with the Murphy Drive Pump Station Pumping and Electrical Improvements for the Tarrant County Water Supply Project.

Z. TARRANT COUNTY WATER SUPPLY PROJECT — CLARIFLOCCULATOR AND WASHWATER RECOVERY BASIN IMPROVEMENTS — ENGINEERING SERVICES AGREEMENT. Pg. 1303

Memorandum dated August 1, 2023 from Manager, Engineering Services, PDCA.

- (1) Explanation by Megan W. Deen 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 Hazen and Sawyer, DPC, in the amount of \$1,101,901 for Basic Services and \$150,000 for Special Services for final design engineering services associated with the Clariflocculator and Washwater Recovery Basin Improvements for the Tarrant County Water Supply Project; 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 Hazen and Sawyer, DPC, as are deemed prudent in his judgment provided the same do not increase the total approved cost.

AA. NORTHERN REGION — INTERCEPTOR FLOW STUDIES FISCAL YEAR 2023 AND 2024 — ENGINEERING SERVICES AGREEMENT. Pg. 1330

Memorandum dated August 1, 2023 from Engineer, Collection System Metering, Collection System Group.

- (1) Explanation by Megan W. Deen and Matthew S. Jalbert.
- (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 Black & Veatch Corporation in the amount of \$680,300 for Basic Services and \$80,000 for Special Services for engineering services associated with the Northern Region Interceptor Flow Studies Fiscal Year 2023 and 2024 for the Central Regional Wastewater System, 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 Black & Veatch Corporation as are deemed prudent in his judgment provided the same do not increase the total approved cost.

(ITEMS BB AND CC WERE NOT PRESENTED TO A COMMITTEE.)

BB. APPOINTMENT OF NOMINATING COMMITTEE TO RECOMMEND ELECTIVE OFFICERS AND EXECUTIVE COMMITTEE MEMBERS. Pg.

Memorandum dated August 21, 2023 from President, Board of Directors.

- (1) Explanation by Tommy G. Fordyce.
- (2) Recommendation: This item is presented for information only; no action is necessary.

CC. POLICY AMENDMENTS — PAYMENT OF FEES OF OFFICE POLICY. **Pg. 1351**

Memorandum dated August 15, 2023 from General Counsel.

- (1) Explanation by Lewis H. McMahan and 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-1635 approving the Payment of Fees of Office Policy as presented.

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

DD. SUMMARY REPORT OF TRINITY RIVER AUTHORITY DEBT — SUMMARY REPORT OF AUGUST 2023 CAPITAL CONTRACTS. **Pg. 1357**

Memorandum dated August 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.

EE. SUMMARY REPORT OF GENERAL MANAGER-APPROVED AGREEMENTS. **Pg. 1367**

Memorandum dated August 9, 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.

FF. SUMMARY REPORT OF GENERAL MANAGER-APPROVED EMERGENCY REPAIRS UNDER THE EMERGENCY PIPELINE REPAIR CONTRACT. **Pg. 1369**

Memorandum dated August 8, 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 GG AND HH 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.]

GG. CONDEMNATION STATUS REPORT. Pg. 1372

Memorandum dated August 8, 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.

HH. 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 JULY 31, 2023. Pg. 1377

Memorandum dated August 1, 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.

II. BID AWARDS.

NORTHERN REGION PROJECTS — BIDS FOR EQUIPMENT, SUPPLIES, SPARE PARTS AND SERVICES. Pg. 1381

Memorandum dated July 28, 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 Equipment, Supplies, Spare Parts and Services for the Northern Region Projects:

<u>BID ITEM</u>	<u>VENDOR</u>
<u>Central Regional Wastewater System</u>	
Analytical Testing	Eurofins Environment Testing South Central, LLC (Eurofins Dallas)

Annual HVAC Services	Alpha Mechanical Contractors, LLC
Annual York (YK) Chiller Services	Preferred Mechanical Group
Bar Screen Waste and Grit Removal	Republic Waste Services of Texas, LTD
Bearings, Belts and Drive Parts	DXP Enterprises, Inc.
Grounds Maintenance	SRH Landscapes, LLC
Replacement of Self-Contained Air Handling Unit and Heat Exchanger at Pump Station 13	Denali Construction Services, LLC
<u>Collection Systems Group</u>	
Enclosed Van Mounted Portable Sanitary Sewer Video Inspection System	Rush Truck Centers of Texas
<u>Northern Region Projects</u>	
Electrical Supplies	WESCO Distribution
Flygt Pump Parts and Repair Services	Xylem Water Solutions USA, Inc.
Hach Brand Miscellaneous Parts	Hach
Loading, Transportation and Disposal of Dried Biosolids to the Landfill	
DCRWS MCRWS, ROCRWS and TMCRWS	Cyclone Services, LLC Protect Environmental Services, Inc.
Loading, Transportation and Disposal of Dried Biosolids to CRWS (Optional)	
DCRWS, MCRWS, ROCRWS and TMCRWS	Renda Environmental, Inc.
Microbiological Testing Supplies	IDEXX Distribution, Inc.

12. OTHER BUSINESS:

13. ADJOURNMENT: