

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 23, 2014
 10:30 a.m.

1. CALL TO ORDER BY THE PRESIDENT, KIM C. WYATT.
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	Martha A. Hernandez	_____
	Tarrant	Henry Borbolla III	_____
	Tarrant	William W. Collins, Jr.	_____
2	Dallas	Christina M. Crain	_____
	Dallas	Ana Laura Saucedo	_____
	Dallas	James W. Neale	_____
	Dallas	Valerie E. Ertz	_____
3	Kaufman	Michael Cronin	_____
4	Henderson	Jess A. Laird	_____
5	Ellis	Harold L. Barnard	_____
6	Navarro	Kim C. Wyatt	_____
7	Anderson	Dudley K. Skyrme	_____
8	Freestone	C. Dwayne Somerville	_____
9	Leon	Amanda B. Davis	_____
10	Houston	Kevin Maxwell	_____
11	Trinity	D. Joe McCleskey	_____
12	Madison	J. Carol Spillars	_____
13	Walker	Tommy G. Fordyce	_____
14	San Jacinto	Steve Cronin	_____
15	Polk	Manny Rachal	_____
16	Liberty	David B. Leonard	_____
17	Chambers	Shirley K. Seale	_____
18	Area-at-Large	John W. Jenkins	_____
	Area-at-Large	Ronald J. Goldman	_____
	Area-at-Large	Amir A. Rupani	_____

- 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. INTRODUCTION OF GUESTS, CONSULTANTS, AND STAFF BY THE GENERAL MANAGER, J. KEVIN WARD.
- 9. APPROVAL OF THE [MINUTES](#) OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE TRINITY RIVER AUTHORITY OF TEXAS HELD FEBRUARY 26, 2014 AT TRA'S GENERAL OFFICE, BOARD ROOM, 5300 SOUTH COLLINS STREET, ARLINGTON, TARRANT COUNTY, TEXAS. **Pg. 13**

11. NEW BUSINESS:

(ITEMS A THROUGH I WERE PRESENTED TO THE UTILITY SERVICES COMMITTEE AT ITS MEETING ON APRIL 15, 2014.)

A. CENTRAL REGIONAL WASTEWATER SYSTEM — LIFT STATIONS 5 AND 5A REHABILITATION — CONTRACT AWARD. **Pg. 21**

Memorandum dated April 2, 2014 from Assistant Construction Services Manager.

- (1) Explanation by Kevin Maxwell and Thomas D. Sanders.
- (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 contract between the Trinity River Authority of Texas and BAR Constructors, Inc., in the amount of \$4,430,675.00 for the construction of the Central Regional Wastewater System, Lift Stations 5 and 5A Rehabilitation.

B. CENTRAL REGIONAL WASTEWATER SYSTEM — LIFT STATIONS 5 AND 5A REHABILITATION — ENGINEERING SERVICES AGREEMENT. **Pg. 24**

Memorandum dated March 28, 2014 from Manager, Development Services, Northern Region.

- (1) Explanation by Kevin Maxwell and Fiona M. Allen.
- (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 Engineering Services Agreement between the Trinity River Authority of Texas and HDR Engineering, Inc., for construction phase engineering services associated with the Lift Stations 5 and 5A Rehabilitation for the Central Regional Wastewater System.

C. DENTON CREEK REGIONAL WASTEWATER SYSTEM — KIRKWOOD AND CADE BRANCH LIFT STATIONS AND SCHOOLING ROAD DROP MANHOLE IMPROVEMENTS — CONTRACT AWARD. Pg. 47

Memorandum dated April 2, 2014 from Assistant Construction Services Manager.

- (1) Explanation by Kevin Maxwell and Thomas D. Sanders.
- (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 contract between the Trinity River Authority of Texas and Archer Western Construction, LLC, in the amount of \$7,004,309.00 for the construction of the Denton Creek Regional Wastewater System, Kirkwood and Cade Branch Lift Stations and Schooling Road Drop Manhole Improvements.

D. DENTON CREEK REGIONAL WASTEWATER SYSTEM — KIRKWOOD AND CADE BRANCH LIFT STATIONS AND SCHOOLING ROAD DROP MANHOLE IMPROVEMENTS — ENGINEERING SERVICES AGREEMENT. Pg. 51

Memorandum dated March 24, 2014 from Manager, Development Services, Northern Region.

- (1) Explanation by Kevin Maxwell and Fiona M. Allen.
- (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 Engineering Services Agreement between the Trinity River Authority of Texas and Gupta & Associates, Inc., for construction phase engineering services related to the Kirkwood and Cade Branch Lift Stations and Schooling Road Drop Manhole Improvements for the Denton Creek Regional Wastewater System.

E. RED OAK CREEK REGIONAL WASTEWATER SYSTEM — RED OAK CREEK RELIEF INTERCEPTOR, SEGMENT RO-1 — CONTRACT AWARD. Pg. 73

Memorandum dated April 2, 2014 from Assistant Construction Services Manager.

- (1) Explanation by Kevin Maxwell and Thomas D. Sanders.
- (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 contract between the Trinity River Authority of Texas and BAR Constructors, Inc. in the amount of \$5,440,727.00 for the construction of the Red Oak Creek Regional Wastewater System, Red Oak Creek Relief Interceptor, Segment RO-1.

F. RED OAK CREEK REGIONAL WASTEWATER SYSTEM — RED OAK CREEK RELIEF INTERCEPTOR, SEGMENT RO-1 — ENGINEERING SERVICES AGREEMENT. Pg. 77

Memorandum dated March 26, 2014 from Engineer, Planning and Development, Northern Region.

- (1) Explanation by Kevin Maxwell and Fiona M. Allen.
- (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 Engineering Services Agreement between the Trinity River Authority of Texas and Schrickel, Rollins and Associates, Inc., for engineering services related to the construction of the Red Oak Creek Relief Interceptor, Segment RO-1 for the Red Oak Creek Regional Wastewater System.

G. CENTRAL REGIONAL WASTEWATER SYSTEM — HEADWORKS B IMPROVEMENTS PHASE I AND PHASE II PROJECT — ENGINEERING SERVICES AGREEMENT. Pg. 98

Memorandum dated March 21, 2014 from Engineer, Planning and Development, Northern Region.

- (1) Explanation by Kevin Maxwell and Fiona M. Allen.
- (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 Engineering Services Agreement between the Trinity River Authority of Texas and CP&Y Inc., for engineering services for the Headworks B Improvements Phase I and Phase II Project for the Central Regional Wastewater System.

H. CENTRAL REGIONAL WASTEWATER SYSTEM — MOUNTAIN CREEK FISH CREEK INTERCEPTOR, SEGMENT MC-3 — FIRST AMENDMENT — ENGINEERING SERVICES AGREEMENT. Pg. 129

Memorandum dated March 21, 2014 from Engineer, Planning and Development, Northern Region.

- (1) Explanation by Kevin Maxwell and Fiona M. Allen.
- (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 - Engineering Services Agreement between the Trinity River Authority of Texas and Brown & Gay Engineers, Inc., for engineering services related to the Mountain Creek Fish Creek Interceptor, Segment MC-3 for the Central Regional Wastewater System.

I. DENTON CREEK REGIONAL WASTEWATER SYSTEM — 25HC-4 RELIEF INTERCEPTOR — ENGINEERING SERVICES AGREEMENT. Pg. 146

Memorandum dated March 25, 2014 from Engineer, Planning and Development, Northern Region.

- (1) Explanation by Kevin Maxwell and Fiona M. Allen.
- (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 Engineering Services Agreement between the Trinity River Authority of Texas and Teague Nall and Perkins, Inc., for engineering services related to the 25HC-4 Relief Interceptor for the Denton Creek Regional Wastewater System.

(ITEMS J THROUGH L WERE PRESENTED TO THE RESOURCES DEVELOPMENT COMMITTEE AT ITS MEETING ON APRIL 14, 2014.)

J. INVESTIGATIONS INTO YIELD AUGMENTATION OF JOE POOL LAKE — ENGINEERING SERVICES AGREEMENT. Pg. 174

Memorandum dated March 25, 2014 from Manager, Planning and Environmental Services.

- (1) Explanation by David B. Leonard 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 authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority and Espey Consultants Inc. dba RPS Group, Inc. for investigations into yield augmentation of Joe Pool Lake.

K. REVISED WATER CONSERVATION AND DROUGHT CONTINGENCY PLANS: BARDWELL RESERVOIR, JOE POOL RESERVOIR, NAVARRO MILLS RESERVOIR, TARRANT COUNTY WATER SUPPLY PROJECT, LAKE LIVINGSTON AND WALLISVILLE SALTWATER BARRIER PROJECTS, HUNTSVILLE REGIONAL WATER SUPPLY SYSTEM, LIVINGSTON REGIONAL WATER SUPPLY SYSTEM, TRINITY COUNTY REGIONAL WATER SUPPLY SYSTEM. Pg. 196

Memorandum dated March 30, 2014 from Environmental Scientist II, Planning and Environmental Services.

- (1) Explanation by David B. Leonard 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) Adopt Resolution No. R-1159-2 which adopts the Water Conservation Plan and Drought Contingency Plan for Navarro Mills, Bardwell and Joe Pool Reservoirs and rescinds Resolution Nos. R-1159-1, R-1160-1 and R-1161-1;
- (b) Adopt Resolution No. R-1162-2 which adopts the Water Conservation and Drought Contingency Plan for the Tarrant County Water Supply Project and rescinds Resolution No. R-1162-1; and
- (c) Adopt Resolution No. R-1163-2 which adopts the Water Conservation and Drought Contingency Plan for the Lake Livingston and Wallisville Saltwater Barrier Projects, the Huntsville Regional Water Supply System, Trinity County Regional Water Supply System and Livingston Regional Water Supply System and rescinds Resolution Nos. R-1163-1, R-1164-1, R-1165-1, R-1166-1 and R-1172-1.

L. MASTER PLAN ANNUAL REPORT. Pg. 392

Memorandum dated March 31, 2014 from Manager, Planning and Environmental Services.

- (1) Explanation by David B. Leonard 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 annual report on the status of the Master Plan.

(ITEMS M THROUGH V WERE PRESENTED TO THE ADMINISTRATION COMMITTEE AT ITS MEETING ON APRIL 16, 2014.)

M. APPROVAL AND FILING OF ANNUAL FINANCIAL REPORT FOR FISCAL YEAR 2013. Pg. 396

Memorandum dated March 31, 2014 from General Manager.

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

Motion that the Board of Directors approve the Annual Financial Report of the Trinity River Authority of Texas, including the Supplemental Reports and Opinion, for the Fiscal Year Ended November 30, 2013 and that the Annual Filing Affidavit be executed by the President.

N. REPORT TO MANAGEMENT BY WEAVER AND TIDWELL, L.L.P. FOR THE FISCAL YEAR ENDED NOVEMBER 30, 2013. **Pg. 563**

Memorandum dated April 2, 2014 from Manager, Financial Reporting.

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

O. PREPARATION OF ANNUAL BUDGET FOR FISCAL YEAR 2015. **Pg. 569**

Memorandum dated March 20, 2014 from Chief Financial Officer.

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

P. INVESTMENT OFFICERS' REPORT. **Pg. 572**

Memorandum dated April 2, 2014 from Manager, Cash and Capital Projects.

- (1) Explanation by Shirley K. Seale and Alison A. Mackey.
- (2) Recommendation: The Administration 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 2014.

Q. SUMMARY REPORT OF BUDGET AMENDMENTS. **Pg. 603**

Memorandum dated April 8, 2014 from Manager, Accounting.

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

R. CENTRAL REGIONAL WASTEWATER SYSTEM — MASTER RESOLUTION ESTABLISHING THE EXTENDABLE COMMERCIAL PAPER FINANCING PROGRAM — RESOLUTION AUTHORIZING THE ISSUANCE, SALE, AND DELIVERY OF REVENUE REFUNDING BONDS — DEALER AGREEMENT WITH MORGAN STANLEY AND CO. LLC — ISSUING AND PAYING AGENT AGREEMENT WITH U.S. BANK NATIONAL ASSOCIATION. **Pg. 604**

Memorandum dated March 24, 2014 from Chief Financial Officer.

- (1) Explanation by Shirley K. Seale and Alison A. Mackey.
- (2) Recommendation: The Administration Committee recommends that the Board of

Directors approve the following motion:

Motion that the Board of Directors:

- (a) Adopt Resolution No. R-1400 establishing the Trinity River Authority of Texas Central Regional Wastewater System Extendable Commercial Paper Financing Program;
- (b) Adopt Resolution No. R-1401 authorizing the issuance, sale, and delivery of Trinity River Authority of Texas Regional Wastewater System Revenue Refunding Bonds;
- (c) Authorize the General Manager to execute the Dealer Agreement between the Trinity River Authority of Texas and Morgan Stanley and Co. LLC; and
- (d) Authorize the General Manager to execute the Issuing and Paying Agent Agreement between the Trinity River Authority of Texas and U.S. Bank National Association.

S. INFORMATION TECHNOLOGY SUPPORT SERVICES — MULTIPROTOCOL LABEL SWITCHING — BUSINESS CONTINUITY/DISASTER RECOVERY. Pg. 719

Memorandum dated April 1, 2014 from Manager, General Services.

- (1) Explanation by Shirley K. Seale and Don A. Tucker.
- (2) Recommendation: The Administration 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 with Level (3) Communications for an estimated annual cost of \$138,464.28 effective May 1, 2014.

T. GENERAL SERVICES — PERSONNEL POLICIES — REVISIONS AND UPDATES OF POLICIES. Pg. 726

Memorandum dated April 4, 2014 from Manager, Human Resources.

- (1) Explanation by Shirley K. Seale and Don A. Tucker.
- (2) Recommendation: The Administration Committee recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors:

- (a) Adopt the revised Americans with Disabilities Act of 1990 Policy as shown in [Exhibit C](#), effective April 23, 2014; and
- (b) Adopt the revised Employment Eligibility Verification Policy as shown in [Exhibit D](#), effective April 23, 2014.

U. REVISIONS TO THE VEHICLE POLICY GOVERNING EMPLOYEES. **Pg. 742**

Memorandum dated March 31, 2014 from General Manager.

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

Motion that the Board of Directors approve the revisions to the Vehicle Policy as reflected on [Exhibit A](#) to the memorandum.

V. SALARY ADMINISTRATION PROGRAM — REVISIONS TO MANAGEMENT POSITIONS. **Pg. 749**

Memorandum dated April 3, 2014 from General Manager.

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

Motion that the Board of Directors approve the revisions to the Salary Administration Plan as reflected on [Exhibit A](#) to the memorandum.

(ITEMS W AND X WERE NOT PRESENTED TO A COMMITTEE.)

W. SUMMARY REPORT OF GENERAL MANAGER-APPROVED AGREEMENTS. **Pg. 756**

Memorandum dated April 11, 2014 from General Manager.

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

X. SUMMARY REPORT OF CHANGE ORDERS. **Pg. 758**

Memorandum dated April 23, 2014 from Construction Services Manager.

- (1) Explanation by Thomas D. Sanders.
- (2) Recommendation: This item is presented as a status report only; no action is necessary.

[ITEMS Y AND AA INVOLVE LITIGATION, POTENTIAL LITIGATION, **AND** ACQUISITION OF REAL PROPERTY, 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.]

Y. CONDEMNATION STATUS REPORT. **Pg. 762**

Memorandum dated April 11, 2014 from General Counsel.

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

Z. SELECTED MATTERS PENDING BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY — STATUS REPORT. **Pg. 771**

Memorandum dated April 10, 2014 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.

AA. LITIGATION STATUS REPORT. **Pg. 783**

Memorandum dated April 10, 2014 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.

BB. BID AWARDS.

(1) NORTHERN REGION PROJECTS — RENEWAL OF VENDOR BIDS FOR SPARE PARTS AND SUPPLIES. **Pg. 785**

Memorandum dated March 28, 2014 from Purchasing Manager, General Services.

- (1) Explanation by President, Kim C. Wyatt.
- (2) Recommendation: The President recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors accept renewal of the following vendor bids for Spare Parts and Supplies for the Northern Region Projects:

<u>BID ITEM</u>	<u>VENDOR</u>
<u>Northern Region Projects:</u> Laboratory Supplies	Fisher Scientific
<u>Ten Mile Creek Regional Wastewater System:</u> Miscellaneous Pump Parts	DXP Enterprises

(2) NORTHERN REGION PROJECTS — BIDS FOR EQUIPMENT, SPARE PARTS, AND SERVICES. Pg. 791

Memorandum dated March 28, 2014 from Purchasing Manager, General Services.

- (1) Explanation by President, Kim C. Wyatt.
- (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, Spare Parts, and Services for the Northern Region Projects:

<u>BID ITEM</u>	<u>VENDOR</u>
<u>Central Regional Wastewater System:</u> Capital Controls® Gas Feeders Parts	Hartwell Environmental Corporation
Vertical Turbine Pumps Replacement	Odessa Pumps & Equipment, Inc.
<u>Northern Region Projects:</u> Loading, Transportation, and Disposal of Dried Biosolids	Republic Waste Services of Texas Protect Environmental Services, Inc.

(3) CENTRAL REGIONAL WASTEWATER SYSTEM — BID FOR FERRIC CHLORIDE. Pg. 802

Memorandum dated March 28, 2014 from Purchasing Manager, General Services.

- (1) Explanation by President, Kim C. Wyatt.
- (2) Recommendation: The President recommends that the Board of Directors approve the following motion:

Motion that the Board of Directors accept the following vendor bid for ferric chloride for the Central Regional Wastewater System:

BID ITEM

VENDOR

Central Regional Wastewater System:
Ferric Chloride

Kemira Water Solutions, Inc.

12. OTHER BUSINESS:

13. ADJOURNMENT: