

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, June 22, 2016
 10:30 a.m.

1. CALL TO ORDER BY THE PRESIDENT, DAVID B. LEONARD.
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	Vacant	_____
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. APPROVAL OF THE [MINUTES](#) OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE TRINITY RIVER AUTHORITY OF TEXAS HELD APRIL 27, 2016 AT TRA'S GENERAL OFFICE, BOARD ROOM, 5300 SOUTH COLLINS STREET, ARLINGTON, TARRANT COUNTY, TEXAS. Pg.13
- 9. NEW BUSINESS:



To access the story map link use any QR Code Reader Apps on the phone or tablet to scan the image.

(ITEMS A THROUGH F WERE PRESENTED TO THE ADMINISTRATION AND AUDIT COMMITTEE MEETING ON JUNE 13, 2016.)

A. SALARY ADMINISTRATION PROGRAM — REVISIONS TO MANAGEMENT POSITIONS. Pg. 20

Memorandum dated May 31, 2016 from General Manager.

- (1) Explanation by Valerie E. Ertz and 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 revisions to the Salary Administration Plan as reflected on Exhibit A hereto.

B. SELECTION OF THE OFFICIAL AUDITOR FOR THE FISCAL YEAR 2017. Pg. 27

Memorandum dated May 18, 2016 from Chief Financial Officer.

- (1) Explanation by Valerie E. Ertz 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 adopt Resolution No. R-1453 designating Weaver and Tidwell, L.L.P., Certified Public Accountants, as Official Auditor.

C. ADMINISTRATIVE OVERHEAD CHARGES — PAYMENT OF FEES OF OFFICE AND FINANCE POLICIES — REVISIONS AND UPDATES OF POLICIES. **Pg. 30**

Memorandum dated May 24, 2016 from Chief Financial Officer.

- (1) Explanation by Valerie E. Ertz 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) Approve revisions to the Administrative Overhead Charges - Projects Constructed, Owned and Operated by the Authority as presented; and
- (b) Approve revisions to the Payment of Fees of Office as presented; and
- (c) Approve revisions to the Compensation Policy as presented; and
- (d) Rescind the four following policies:

Audit Committee

Wire Transfers

Policy Statement Concerning Expenditures

Cash Advances

D. WATER SALES SPECIAL REVENUE FUND — COMMITTED FUND BALANCES. **Pg. 39**

Memorandum dated May 26, 2016 from Manager, Cash and Capital Projects.

- (1) Explanation by Valerie E. Ertz 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 rescind Resolution No. R-1330 and adopt Resolution No. R-1454 committing water sales revenues accounted for in the Water Sales Special Revenue Fund in the fashion therein stated, consistent with the requirements of Statement No. 54 of the Governmental Accounting Standards Board.

E. LEASE/PURCHASE – FOUR CANON MODEL C7270 COPIERS. **Pg. 44**

Memorandum dated May 27, 2016 from Manager, General Services.

- (1) Explanation by Valerie E. Ertz and Don A. Tucker.
- (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 necessary documents to enter into a four-year Lease/Purchase Agreement with the Stewart Organization for \$2,338.00 per month.

F. PURCHASING AND CONTRACTING POLICIES — CONSOLIDATION AND AMENDMENT — ADOPTION OF RESOLUTION NO. R-1455. **Pg. 46**

Memorandum dated June 3, 2016 from General Counsel.

- (1) Explanation by Valerie E. Ertz 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-1455 approving the amended Purchasing and Procurement Policy as presented.

(ITEMS G THROUGH H WERE PRESENTED TO THE RESOURCES DEVELOPMENT COMMITTEE AT ITS MEETING ON JUNE 15, 2016.)

G. MASTER PLAN ANNUAL REPORT. **Pg. 59**

Memorandum dated June 1, 2016 from Planning and Environmental Services Manager.

- (1) Explanation by Jess A. Laird 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 accept the proposed changes to the Master Plan and adopt the annual report on the status of the Master Plan.

H. HUNTSVILLE REGIONAL WATER SUPPLY SYSTEM — TENASKA POWER PROJECT — CITY OF HUNTSVILLE - RAW WATER SUPPLY CONTRACT AND FINANCING/CONSTRUCTION AGREEMENT. **Pg. 122**

Memorandum dated May 23, 2016 from Regional Manager, Southern Region.

- (1) Explanation by Jess A. Laird and Jim R. Sims.
- (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 Raw Water Supply Contract between the Trinity River Authority of Texas and the City of Huntsville for the sale of 65 acre-feet of industrial water annually; and
- (b) Authorize the General Manager to execute the Financing and Construction Agreement between the Trinity River Authority and the City of Huntsville to provide for improvements to be constructed at the Huntsville Regional Water Supply System for water deliveries to the proposed Tenaska Roan's Prairie Partners, LLC peaking power plant.

(ITEMS I THROUGH Q WERE PRESENTED TO THE UTILITY SERVICES COMMITTEE AT ITS MEETING ON JUNE 14, 2016.)

I. CENTRAL REGIONAL WASTEWATER SYSTEM — CHLORINATION BUILDING VENT LINE IMPROVEMENTS — CONTRACT AWARD AND ENGINEERING SERVICES AGREEMENT. Pg. 145

Memorandum dated June 1, 2016 from Manager, Construction Services, Acting and Senior Engineer, Planning and Development, Northern Region.

- (1) Explanation by Kevin Maxwell, Richard L. Postma 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:

- (a) Authorize the General Manager to execute the contract between the Trinity River Authority of Texas and Eagle Contracting, LP in the amount of \$660,000 for the construction of the Chlorination Building Vent Line Improvements for the Central Regional Wastewater System; and
- (b) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and AECOM Technical Services, Inc., in the amount of \$123,990 for Basic Services and \$10,000 for Special Services for construction phase engineering services associated with the Chlorination Building Vent Line Improvements for the Central Regional Wastewater System.

J. CENTRAL REGIONAL WASTEWATER SYSTEM — EAST MOUNTAIN CREEK INTERCEPTOR RELIEF, NORTHEAST LAKEVIEW TO MC-5/MC-6 — CONTRACT AWARD AND ENGINEERING SERVICES AGREEMENT. Pg. 167

Memorandum dated June 1, 2016 from Manager, Construction Services, Acting and Engineer, Planning and Development, Northern Region.

- (1) Explanation by Kevin Maxwell, Richard L. Postma 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:

- (a) Authorize the General Manager to execute the contract between the Trinity River Authority of Texas and Thalle Construction Company Inc. in the amount of \$11,499,407.46 for the construction of the East Mountain Creek Interceptor Relief, Northeast Lakeview to MC-5/MC-6 for the Central Regional Wastewater System; and
- (b) Authorize the General Manager to execute the Engineering Services Agreement between the Trinity River Authority of Texas and TranSystems Corporation Consultants in the amount of \$405,000 for Basic Services and \$45,000 for Special Services for construction phase engineering services associated with the East Mountain Creek Interceptor Relief, Northeast Lakeview to MC-5/MC-6 for the Central Regional Wastewater System.

K. CENTRAL REGIONAL WASTEWATER SYSTEM — POWER MONITORING AND CONTROL SYSTEM UPGRADE — ENGINEERING SERVICES AGREEMENT.
Pg. 191

Memorandum dated June 1, 2016 from Assistant Regional Manager/Operations, 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 Trinity River Authority of Texas and GE Grid Solutions, LLC in the amount of \$223,480 for Basic Services and \$50,000 for Special Services for development and implementation of the Power Monitoring and Control System Upgrade and training of Authority staff to support system operations associated with the Central Regional Wastewater System.

L. CENTRAL REGIONAL WASTEWATER SYSTEM — TECHNICAL SERVICES FEE SCHEDULE FOR FISCAL YEAR 2017. **Pg. 218**

Memorandum dated May 17, 2016 from Manager, Central Regional Wastewater System.

- (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:

- (a) Adopt the Technical Services Fee Schedule for Contracts for the period beginning December 1, 2016 through November 30, 2017; and
- (b) Authorize the General Manager to execute individual Contracts for Technical Services between the Trinity River Authority of Texas and those entities seeking services.

M. DENTON CREEK REGIONAL WASTEWATER SYSTEM — 25HC-3 RELIEF INTERCEPTOR — FIRST AMENDMENT ENGINEERING SERVICES AGREEMENT.
Pg. 231

Memorandum dated June 1, 2016 from Engineer, Planning and Development.

- (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 to the Engineering Services Agreement between Trinity River Authority of Texas and Carollo Engineers, Inc., in the amount of \$249,686 for Basic Services and \$15,000 for Special Services to provide additional final engineering design services associated with the 25HC-3 Relief Interceptor at the Denton Creek Regional Wastewater System.

N. TEN MILE CREEK REGIONAL WASTEWATER SYSTEM — CEDAR HILL LIFT STATION IMPROVEMENTS — FIRST AMENDMENT ENGINEERING SERVICES AGREEMENT. **Pg. 240**

Memorandum dated June 1, 2016 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 to the Engineering Services Agreement between Trinity River Authority of Texas and Visintainer Engineering, PLLC, in the amount of \$60,710 for Basic Services and \$6,000 for Special Services to provide additional final engineering design services associated with Cedar Hill Lift Station Improvements at the Ten Mile Creek Regional Wastewater System.

O. CONSTRUCTION SERVICES STAFF — PROJECT PROCESS IMPROVEMENT INITIATIVE — LETTER AGREEMENT. Pg. 248

Memorandum dated June 1, 2016 from Manager, Construction Services, Acting.

- (1) Explanation by Kevin Maxwell and Richard L. Postma.
- (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 Letter Agreement between the Trinity River Authority of Texas and Pinnacle Strategies in the amount of \$318,900 for services related to the project process improvement initiative.

P. TXU ENERGY RETAIL COMPANY LLC — AMENDMENT TO TRANSACTION CONFIRMATION FOR SUPPLY OF ELECTRICITY. Pg. 253

Memorandum dated June 2, 2016 from Purchasing Manager, General Services.

- (1) Explanation by Kevin Maxwell and Don A. Tucker.
- (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 Amendment to the Transaction Confirmation for Supply of Electricity between the Trinity River Authority of Texas and TXU Energy Retail Company LLC allowing the Authority the option to participate in TXU Energy Reduction Rewards (Voluntary Demand Response Conservation Program).

Q. LIVINGSTON RECREATION FACILITIES — WOLF CREEK MARINA — ASSIGNMENT OF AND AMENDMENT TO MARINA CONCESSION LEASE AGREEMENT. Pg. 259

Memorandum dated May 16, 2016 from Assistant Project Manager, Operations, Lake Livingston Project.

- (1) Explanation by Kevin Maxwell and Jim R. Sims.
- (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 Assignment of Lease Agreement authorizing the transfer of CLM Concessions, LLC's interest in the Lease Agreement dated March 17, 1977, as amended, for the operation of Wolf Creek Marina to FEP Concessions, LLC.
- (b) Authorize the General Manager to execute an amendment to the Lease Agreement dated March 7, 1977, as amended, granting the term of the Lease Agreement for five years ending March 15, 2022.

(ITEMS R THROUGH W WERE NOT PRESENTED TO A COMMITTEE.)

R. SUMMARY REPORT OF JUNE 2016 CAPITAL CONTRACTS. **Pg. 277**

Memorandum dated May 24, 2016 from Chief Financial Officer.

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

S. SUMMARY REPORT OF GENERAL MANAGER-APPROVED AGREEMENTS. **Pg. 279**

Memorandum dated June 13, 2016 from General Manager.

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

T. SUMMARY REPORT OF CHANGE ORDERS. **Pg. 281**

Memorandum dated May 20, 2016 from Construction Services Manager.

- (1) Explanation by Richard L. Postma, Manager Construction Services, Acting
- (2) Recommendation: This item is presented as a status report only; no action is necessary.

[ITEMS U THROUGH W INVOLVE LITIGATION, POTENTIAL LITIGATION, 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.]

U. CENTRAL REGIONAL WASTEWATER SYSTEM — BEAR CREEK INTERCEPTOR, SEGMENT 09BC-1 — AUTHORIZATION FOR LAND ACQUISITION BY EMINENT DOMAIN. Pg. 284

Memorandum dated June 8, 2016 from General Counsel.

- (1) Explanation by the 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-1456 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 between the western portion of Dallas-Fort Worth International Airport and Highway 121, north of Harwood Road and south of Timberline Drive in the cities of Euless and Grapevine, and specifically located in the B. Worthington Survey, Abstract No. 1655; S. Tucker Survey, Abstract No. 1512; P. Everard Survey, Abstract No. 477; I. Crowley Survey, Abstract No. 322; G. Minter Survey, Abstract No. 1083; E.C. Clary Survey, Abstract No. 323; J.H. Hughes Survey, Abstract No. 2028; and Catherine Clanton Survey, Abstract No. 354, 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, Bear Creek Interceptor, Segment 09BC-1 Project.

V. CENTRAL REGIONAL WASTEWATER SYSTEM — MOUNTAIN CREEK RELIEF INTERCEPTOR, SEGMENTS MC-7 AND MC-8 — AUTHORIZATION TO INSTITUTE EMINENT DOMAIN PROCEEDINGS — FISH CREEK PRESERVE – DALLAS COUNTY. Pg. 290

Memorandum dated June 10, 2016 from General Counsel.

- (1) Explanation by the 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-1457 determining that there is no feasible and prudent alternative to the use and taking of the required land rights found on the Dallas County Fish Creek Preserve, and that the Central Regional Wastewater System Mountain Creek Relief Interceptor, Segments MC-7 and MC-8 Project includes all reasonable planning to minimize harm to the Preserve as a park, resulting from the use and taking of the required land rights in said Preserve.

W. SELECTED MATTERS PENDING BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY — STATUS REPORT. Pg. 324

Memorandum dated June 9, 2016 from General Counsel.

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

X. BID AWARD.

NORTHERN REGION PROJECTS — SUPPLIES, SPARE PARTS AND SERVICES. Pg. 328

Memorandum dated May 27, 2016 from Purchasing Manager, General Services.

- (1) Explanation by the President, David B. Leonard.
- (4) 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>	
Filter Press Cloths	Micronics
<u>Collection Systems Group:</u>	
East Mountain Creek Interceptor Inspection and Cleaning	Polston Applied Technologies Texas
Manhole Rings and Lids	HD Supply Waterworks, Ltd.
<u>Northern Region Projects:</u>	
Internal Pipeline Cleaning and CCTV Inspection	Ace Pipeline Cleaning, Inc.
Loading, Transportation, and Disposal of Dried Biosolids	Chaney Environmental
Pipeline Repair and Maintenance	Flow-Line Construction, Inc.
Rock and Gravel	Q. Roberts Trucking, Inc.

10. OTHER BUSINESS:

11. ADJOURNMENT: