



NORTH TEXAS MUNICIPAL WATER DISTRICT

**501 E. Brown Street
Wylie, Texas 75098
(972) 442-5405**

Board of Directors Agenda

Thursday, September 26, 2024

2:30 PM

**REGULAR MEETING (IN PERSON
AND BY VIDEOCONFERENCE)**

Notice is hereby given pursuant to V.T.C.A., Government Code, Chapter 551, that the Board of Directors of North Texas Municipal Water District (NTMWD) will hold a regular meeting in person and by videoconference, accessible to the public, on Thursday, September 26, 2024, at 2:30 p.m., at the following meeting location: NTMWD Administrative Offices, 501 E. Brown Street, Wylie, Texas 75098.

The Presiding Officer and a quorum of the Board of Directors will be present at the meeting location or by videoconference with two-way video and audio communication between Board members participating at the meeting location and by videoconference. The public may attend the meeting in person at the meeting location. Audio and video of Board members participating by videoconference will be broadcast live and will be visible to members of the public. The meeting will be recorded and available on the NTMWD website after the meeting.

Members of the public wishing to listen to live audio of the meeting may do so by calling in at (469) 210-7159 or toll free (844) 621-3956 and entering the following access code: 928 587 040. Please note this line will not provide for two-way communication and public comment at the meeting must be made in person at the meeting location.

I. CALL TO ORDER

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG

V. ROLL CALL/ANNOUNCEMENT OF QUORUM

VI. OPENING REMARKS

- A. President's Remarks concerning current events, recognitions, conduct of meeting, posted agenda items, committee assignments, and related matters

- B. Executive Director’s Status Report concerning legislation and regulatory matters, strategic plan, budgets, current projects and ongoing programs of the District including the Regional Water System, Regional Wastewater System, Regional Solid Waste System, Watershed Protection, and Water Conservation

A. September 2024 Board Memorandum

[24B-9](#)

VII. PUBLIC COMMENTS

Prior to the start of the meeting, speakers must complete and submit a “Public Comment Registration Form.” During the public comment portion of the meeting, speakers will be recognized by name and asked to provide their comments. The time limit is three (3) minutes per speaker, not to exceed a total of thirty (30) minutes for all speakers. The Board may not discuss these items, but may respond with factual or policy information.

VIII. DISCUSSION ITEMS

A. Local Government Training

- Open Meetings Act
- Public Information Act
- Conflicts of Interest
- Ethics

B. Oklahoma Red River Boundary Commission

IX. EXECUTIVE SESSION

The Presiding Officer will announce that the meeting will move into closed executive session and identify the agenda items to be discussed in executive session. At the conclusion of the executive session, the public meeting will resume.

There are no scheduled Executive Session items

X. RECONVENE INTO REGULAR SESSION

In accordance with Texas Government Code, Chapter 551, the Board of Directors of NTMWD will reconvene into regular session to consider action, if any, on matters discussed in Executive Session.

There are no scheduled Executive Session items

XI. CONSENT AGENDA ITEMS

The Consent Agenda allows the Board of Directors to approve all routine, noncontroversial items with a single motion, without the need for discussion by the entire Board. Any item may be removed from consent and considered individually upon request of a Board member or NTMWD staff member.

A. August 2024 Regular Board Meeting Minutes [24C-35](#)

The Executive Director and NTMWD staff recommend the Board of Directors approve the minutes of the regular Board meeting held on Thursday, August 22, 2024, as presented.

B. Modification of Capital Projects Request [24C-36](#)

Recommend the Board of Directors approve the September 2024, Modification of Capital Projects Request as presented.

C. Interlocal Cooperation Agreement between the North Texas Municipal Water District and the City of Sherman regarding the City's future Shepherd Drive Improvements Project in Sherman Texas; Project Number 101-0654-24, Resolution No. 24-36 [24C-37](#)

Authorize the execution of an Interlocal Cooperation Agreement between the North Texas Municipal Water District (NTMWD) and the City of Sherman.

D. Waterline Relocations Along State Highways in Dallas, Rockwall, and Kaufman Counties; Project No. 101-0607-22, Work Package 607E; Tabulation of Bids and Award of Contract; and Authorize Inspection Services [24C-38](#)

Authorize award of a construction contract in the amount of \$446,140 with JBM Excavation, LLC and internal inspection services in the amount of \$94,500.

XII. AGENDA ITEMS FOR INDIVIDUAL CONSIDERATION**GENERAL / ADMINISTRATIVE AGENDA ITEMS****A. A Resolution Commending Director Kalen Boren for his Service as a Member of the North Texas Municipal Water District Board of Directors. [24-6051](#)****B. Amendments to the Finance Policies Manual [24-6052](#)**

Adopt Resolution No. 24-32, approving the review and authorize amendments to the Finance Policies Manual within the following sections:

- 1. Fiscal Management Policy
- 2. Fund Balance Policy
- 3. Debt Management Policy
- 4. General Investment Policy
- 5. Investment Policy for the Retiree Healthcare Fund
- 7 Procurement Policy
- Exhibit A. NTMWD Investment Strategy Statement

C. Amendments to the Personnel Policies Manual [24-6053](#)

Authorize amendments to the Personnel Policies Manual within the following sections:

- I. Employee Practices
- II. Employee Conduct and Safety
- III. Complaint Resolution
- IV. Compensation and Reimbursement
- V. Time-Off Benefits

D. Amendments to the Board Policies Manual [24-6054](#)

Authorize amendments to the Board Policies Manual within the following Sections:

- III. Board of Directors Rules of Procedure
- VI. Board of Directors Committee Policy
- VII. Board of Directors Meeting Agenda and Action Items

E. Amendment and Restatement of the Plan Document for the NTMWD Employee Retirement Plan; Resolution No. 24-38 [24-6055](#)

Adopt Resolution 24-38 authorizing the amendment and restatement of the plan document for the Retirement Plan for Employees of North Texas Municipal Water District

F. Amendment and Restatement of the Adoption Agreement and Plan Document for the 401(a) Defined Contribution Plan of the North Texas Municipal Water District [24-6056](#)

Adopt Resolution authorizing the amendment and restatement of the adoption agreement and plan document for the 401(a) Defined Contribution Plan of the North Texas Municipal Water District.

G. Amendment and Restatement of the Plan Document for the NTMWD 457(b) Deferred Compensation Plan [24-6057](#)

Adopt Resolution 24-40 authorizing the amendment and restatement of the plan document for the North Texas Municipal Water District 457(b) Deferred Compensation Plan

H. Mustang Creek Wastewater Interceptor System Contract Revenue Bonds, Series 2024; Resolution No. 24-31 [24-6058](#)

Request authorization to issue Revenue Bonds for the Mustang Creek Wastewater Interceptor System in the amount of approximately \$24,100,000.

- I. **A Resolution approving appropriations for the 2024-25 All Systems Annual Budget, amending the 2023-24 Annual Budget and providing rates and charges for System Services of the North Texas Municipal Water District; Resolution No. 24-30** [24-6059](#)

Authorize the appropriation of funds for the Amended 2023-24 Budget of \$746,669,810 and the 2024-25 Budget of \$820,275,870

- J. **Agreement on Oklahoma-Texas State Boundary, Texoma Area Boundary and North Texas Municipal Water District's Lake Texoma Pump Station** [24-6060](#)

Adopt a resolution authorizing the Executive Director to finalize negotiations and execute an agreement with the Oklahoma Red River Boundary Commission (RRBC or the Commission) and authorize the Executive Director to remit consideration to the State of Oklahoma at a not-to-exceed amount set by the Board of Directors.

WASTEWATER AGENDA ITEMS

- K. **Forney Mustang Creek Lift Station Phase II & Forney Mustang Creek Parallel Force Main; Project No. 509-0561-20; Tabulation of Bids and Award of Contract and Inspection Services** [24-6061](#)

Award a construction contract with McKee Utility Contractors, LLC in the amount of \$20,084,624 and authorizing internal inspection services in the amount of \$836,220 for the Forney Mustang Creek Lift Station Phase II & Forney Mustang Creek Parallel Force Main project.

- L. **Preston Road Lift Station Expansion; Project No. 501-0559-20; Tabulation of Bids and Award of Contract, Internal Inspection Services, and Engineering Services Agreement** [24-6062](#)

Award a construction contract to Red River Construction Co. in the amount of \$17,132,500, authorize internal inspection services in the amount of \$640,000, and authorize an engineering service agreement with HDR Engineering Inc in the amount of \$764,712 for construction phase services for the Preston Road Lift Station Expansion project.

SOLID WASTE AGENDA ITEMS

- M. Gateway Drive Transfer Station: Project No. [24-6063](#)
401-0644-24: Resolution No. 24-41 Filing of a Permit
Application for the Gateway Drive Transfer Station;
Engineering Services Agreement, Permitting**

Adoption of Resolution No. 24-41 authorizing the filing of a permit application for the future Gateway Drive Transfer Station solid waste permit with the Texas Commission on Environmental Quality (TCEQ) and the City of Frisco, and funding in the amount of \$488,068 to Weaver Consultants Group, LLC, for an engineering services agreement for permitting the future Gateway Drive Transfer Station.

REAL ESTATE AGENDA ITEMS

- N. North System Air Valve Improvements, Phase III; Project [24-6064](#)
No. 101-0442-16; Resolution No. 24-33; Right of Way
Acquisition Program**

Adoption of Resolution No. 24-33 authorizing funding in the amount of \$1,140,000 to acquire permanent and temporary easements.

- O. Preston Road Lift Station Expansion; Project No. [24-6065](#)
501-0559-20;
Resolution No. 24-35; Land Acquisition Program**

Adoption of Resolution No. 24-35 authorizing an amendment to a previously existing land acquisition program to acquire additional property and provide additional funding in the amount of \$2,100,000.

- P. Rowlett Creek Trunk Sewer Extension Rehabilitation [24-6066](#)
and Improvements; Project No. 501-0594-24; Resolution
No. 24-34; Right of Way Acquisition Program**

Adoption of Resolution No. 24-34 authorizing funding in the amount of \$650,000, to acquire temporary easements and enter necessary landowner agreements, and project name change.

- Q. Preliminary Development Agreement with BD [24-6067](#)
Acquisitions LLC**

Authorize execution of a Preliminary Development Agreement with BD Acquisitions LLC, a subsidiary of Lakewood Capital Group, to construct and use shoreline improvements on NTMWD property adjacent to Bois d'Arc Lake for residential purposes and authorize the subsequent execution of a Lease and Use Agreement with the future property owners association (POA) who will own the improvements as required by the Preliminary Development Agreement.

XIII. CLOSING ITEMS

- A. Opportunity for Board members to provide feedback or request potential future agenda items.

XIV. ADJOURNMENT**REQUIRED LEGAL NOTICES**

The Board of Directors is authorized by the Texas Open Meetings Act to convene in closed or executive session for certain purposes. These purposes include receiving legal advice from its attorney (Section 551.071); discussing real property matters (Section 551.072); discussing gifts and donations (Section 551.073); discussing personnel matters (Section 551.074); or discussing security personnel or devices (Section 551.076). If the Board of Directors determines to go into executive session on any item on this agenda, the Presiding Officer will announce that an executive session will be held and will identify the item to be discussed and provision of the Open Meetings Act that authorizes the closed or executive session.

Persons with disabilities who plan to attend the NTMWD meeting and who may need auxiliary aids or services are requested to contact Shannon Sauceman in the NTMWD Administrative Offices at (972) 442-5405 as soon as possible. All reasonable efforts will be taken to make the appropriate arrangements.

Pursuant to Section 30.05, Penal Code (criminal trespass), a person may not enter this property with a firearm. Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun. Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.