

MINUTES OF THE BOARD OF DIRECTORS' MEETING  
GREATER TEXOMA UTILITY AUTHORITY

MONDAY, JULY 15, 2013

AT THE ADMINISTRATIVE OFFICES  
5100 AIRPORT DRIVE  
DENISON TX 75020

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Members Present: Don Skelton, Bill Johnson, George Rowland, Jeannie Anderson, Dick Dowd, Everett Grantham, Mark Kuneman, David Sprowl, Clyde Yeatts

Members Absent: None

Staff: Jerry Chapman, Debi Atkins, Carolyn Bennett, Laurie Killian, and Carmen Catterson

Visitors: Mike Wynne, Wynne and Smith, LLC  
Clay Barnett, City of Sherman  
Jonathan Cannon, Herald Democrat  
David Gattis, Freeman-Millican, Inc.  
David Howerton, City of Denison

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I. Call to Order

President Skelton called the meeting to order at 12:32 PM

II. Consent Agenda

The items marked with an asterisk (\*) are considered routine by the Board of Directors and will be enacted in one motion with the consent agenda. President Skelton asked the Board if there were any items they wished to have removed from the consent agenda for discussion. There were no items requested by the Board of Directors to be removed from the consent agenda for discussion. Secretary/Treasurer Rowland motioned to approve the consent agenda. The motion was seconded by Vice President Johnson and passed unanimously.

III. \* Consider and act upon approval of Minutes of June 17, 2013 Meeting

IV. \* Consider and act upon approval of accrued liabilities for June 2013

V. Citizens to be Heard

Mr. Chapman introduced the visitors.

VI. Consider and act upon issuing an award of contract for the installation of new equipment to replace the Sherman WWTP East Bar Screen

.This is a continuation in the series of projects being constructed at the Sherman Wastewater Treatment Plant (WWTP). Bids were received last week, with the low bid being submitted by Jerry Paul Higgins, Ltd for \$216,590. This is the installation of the equipment contract issued to Vulcan, Inc. previously. The requested action is to award the contract and to assign the equipment bid awarded to Vulcan, Inc. The process of awarding the equipment separately than the installation. The equipment contract is assigned to the general contractor. This provides more control on the part of the owner on the quality of the equipment that is provided for installation. Mr. Gattis verified that he has been utilizing this process since the 1980s to ensure that the materials provided are high quality.

Vice President Johnson motioned to issue an award of contract for the installation of new equipment to replace the Sherman WWTP East Bar Screen and to assign the equipment purchased by Vulcan, Inc, contingent upon similar action being taken by the Sherman City Council. The motion was seconded by Board Member Anderson and passed unanimously.

VII. Consider all matters incident and related to providing for the redemption of certain outstanding "Greater Texoma utility Authority Contract Revenue Bonds, Series 1998 (Northwest Grayson County Water Control and Improvement District No. 1 Project)", including the adoption of a resolution pertaining thereto.

Northwest Grayson County Water Control and Improvement District No. 1 requested to redeem bonds that were issued in 1998 in order to save interest costs. They have enough funds available to pay off the bonds. The next call date is August 19<sup>th</sup>.

Board Member Yeatts motioned to adopt a resolution and all matters incident and related to providing for the redemption of certain outstanding "Greater Texoma Utility Authority Contract Revenue Bonds, Series 1998 (Northwest Grayson County Water Control and Improvement District No. 1 Project)". The motion was seconded by Board Member Dowd and passed unanimously.

VIII. Consider and act upon establishing a budget committee for FY 2013-2014

Each year the Board establishes a budget committee to review the budget and provide recommendations to the Board for consideration. President Skelton motioned to nominate George Rowland, Mark Kuneman and Jeannie Anderson. The motion was seconded by Board Member Dowd and passed unanimously.

IX. Consider and act upon a Standard Utility Agreement with the Texas Department of Transportation for improvements and modifications to State Hwy 121 south of Melissa as related to the Collin-Grayson Municipal Alliance Waterline.

The Collin-Grayson Municipal Alliance (CGMA) waterline south of Melissa along Hwy 5 will need to be relocated to accommodate the widening of State Hwy 121 by the Texas Department of Transportation (TxDOT). This line is presently on an easement the Authority purchased in 2005. Freeman-Millican, Inc. will be needed to develop plans to move the waterline. Mr. Gattis has determined that existing line inside the TxDOT right of way will not need to be moved, which would have been at the Authority's cost. However, portions outside of the TxDOT right of way will need to be relocated, which will be paid for by TxDOT.

Unfortunately, the CGMA accounts do not have a fund available to utilize for relocation costs. This will mean that the agreement with TxDOT will need to be as tight as possible so that they will pay the Authority quickly for engineering expenses. Mr. Alan Moore, the Authority's Operations Supervisor has been attending the meetings with TxDOT and has stressed the lack of funding for the relocation. The costs will also include the cost of acquiring a new easement.

The form provided by TxDOT is a Standard Utility Agreement and will most likely not be modified for the Authority. The Board discussed the time frame needed for reimbursements from TxDOT. Mr. Chapman will need authority to sign the form, but needs time to discuss the time involved in being reimbursed. Board Member Anderson asked if the Board could table the item until the next meeting pending further investigation by Mr. Chapman. President Skelton stated that there was no alternative to signing the agreement. Mr. Chapman agreed and stated that the only negotiation would be on the amount of time necessary for reimbursement from TxDOT in order to pay for the engineering, easement and construction costs.

Vice President Johnson motioned to authorize the General Manager to negotiate and execute a Standard Utility Agreement with TxDOT for improvements and modifications to State Hwy 121 south of Melissa as related to the CGMA waterline. The motion was seconded by Board Member Yeatts and passed unanimously.

X. Receive legislative update

Mr. Chapman reported that there were no major changes in legislation that affected the Authority. Most of them affected groundwater districts. The only item that will affect the Authority will need to be presented to the voters.

XI. Receive Quarterly Investment Report

The Quarterly Investment Report was provided to the Board for review.

At this time, President Skelton moved out of posted order to Item No. XIV – General Manager’s Report.

XIV. Receive General Manager’s Report

Colonel Richard Pratt is the incoming Commander and District Engineer to the Tulsa District. Mr. Chapman attended the Changing of Command ceremony on Friday, July 12<sup>th</sup>.

The staff is currently taking samples from the CGMA waterline in order to allow the City of Anna to begin taking water. The City of Gainesville projects are now under construction. Last month the staff requested permission to enter into an agreement with a landowner near the Argyle WSC and the Town of Northlake. The signed agreement has been sent, but the staff has not seen the document. The Ector bonds are on the Texas Water Development Board’s agenda for July 18<sup>th</sup> and should be on the next Authority agenda for consideration. The Groundwater Summit is being held in San Marcos in August to reassess the groundwater situation and begin looking at developing future planning.

The USGS is planning another dive on July 16<sup>th</sup> to verify the status of the Zebra Mussels. The Board discussed the Boundary Commission. Oklahoma will need to present this time to their Legislation before a Commission can be formed in order to redraw the boundary between the states. The Authority and the North Texas Municipal Water District are not prohibited from pumping, but it would look better to have the line drawn correctly.

At this time, President Skelton moved back to posted agenda order with Item XII – Executive Session

XII. Executive Session

Pursuant to Government Code Section 551.074, the Board adjourned into closed Executive Session at 12:58 PM to discuss the following:

Deliberate the appointment, employment, evaluation and duties of the General Manager

XIII. Regular Session


The Board reconvened into regular session at 1:47 PM. President Skelton stated no action was taken on items discussed during the Executive Session.

President Skelton reported that it is the opinion of the Screening Committee to offer the position of General Manager to Clay Barnett. Kuneman motioned to offer position to Clay Barnett and recommended President Skelton and the Vice President and Secretary/Treasurer negotiate the terms of employment. The motion was seconded by Board Member Anderson and passed unanimously.

XV. Adjourn

Upon motion by President Skelton, seconded by Vice President Johnson and passed unanimously, the Board adjourned at 1:48 PM.

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Recording Secretary

  
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Secretary-Treasurer