



**REGULAR MEETING
RIVERBEND WATER RESOURCES DISTRICT
PUBLIC NOTICE OF BOARD OF DIRECTORS' MEETING
WEDNESDAY, APRIL 27, 2022
12:00 P.M.
228 TEXAS AVENUE, SUITE A, NEW BOSTON, TX 75570**

*Notice is hereby given pursuant to V.T.C.A., Government Code, Chapter 551, that the Board of Directors of the Riverbend Water Resources District will conduct a meeting; open to the public, on **WEDNESDAY, April 27, 2022, at 12:00 p.m.**, at the Riverbend Water Resources District ("Riverbend") office, in the **Conference Room** located at **228 Texas Avenue, Suite A, New Boston, TX 75570.***

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); discussing security personnel or devices (Section 551.076); or discussing economic development matters (Section 551.087). If the Board of Directors makes a determination 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.

A G E N D A

- I. CALL TO ORDER & ROLL CALL
- II. INVOCATION & PLEDGE
- III. PUBLIC COMMENTS

The Board of Directors allows individuals to speak to the Board. Prior to the meeting, speakers must sign in on the public comment sheet. The time limit is five (5) minutes per speaker, subject to the provisions set forth under Section 551.007 of the Texas Government Code.

- IV. CONSENT AGENDA ITEMS

A. Discussion and possible action regarding March 23, 2022 Regular Meeting minutes.



V. ENTITY REPORTS

- A. Discussion and possible action regarding activities with Sulphur River Basin Authority.
- B. Discussion and possible action regarding activities with TexAmericas Center.
- C. Discussion and possible action regarding activities with REDL.

VI. AGENDA ITEMS FOR INDIVIDUAL CONSIDERATION

The Board of Directors will consider, discuss, and if appropriate, take action on the following item(s):

- A. Discussion and possible action regarding approval of a resolution approving the second quarter FY 2022 Financial Statements.
- B. Discussion and possible action regarding approval of a resolution approving the second quarter FY 2022 Investment Report.
- C. Discussion and possible action regarding approval of a resolution authorizing the Executive Director/CEO to negotiate and enter into an agreement with Dawson & Associates for consulting services.

VII. REPORTS

- A. Board Members
- B. Executive Director/CEO

VIII. EXECUTIVE SESSION

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); discussing security personnel or devices (Section 551.076); or discussing economic development matters (Section 551.087). If the Board of Directors makes a determination 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.



IX. NEXT REGULAR MEETING

Riverbend Regular Meeting, May 25, 2022 at 12:00 p.m. at Riverbend Offices, 228 A Texas Avenue, New Boston, Texas 75570.

X. ADJOURNMENT

Kyle Dooley

Kyle Dooley, Executive Director/ CEO
Riverbend Water Resources District

*Persons with disabilities who plan to attend the RWRD Board of Directors' meeting and who may need auxiliary aids or services are requested to contact the RWRD Administrative Offices at (903) 831-0091, as soon as possible. All reasonable efforts will be taken to make the appropriate arrangements.

**REGULAR CALLED MEETING
RIVERBEND WATER RESOURCES DISTRICT
WEDNESDAY, APRIL 27, 2022**

**CONSENT AGENDA ITEM IV. A.
March 23, 2022
Regular Meeting Minutes**

**Regular Called Meeting
Riverbend Water Resources District
Board Meeting Minutes**

March 23, 2022

228 Texas Avenue, Suite A, New Boston, Texas 75570

MINUTES

I. Call to Order, Roll Call, and Establishment of Quorum and Certification of Notice

Pursuant to a notice posted on the District website, the Chair, Tina Veal Gooch, President of the Board, called the meeting to order at 12:02 p.m.

Directors Present:

Tina Veal-Gooch, President
Van Alexander, Vice President
Fred Milton, Secretary
Sonja Hubbard, Past President

Directors Absent:

Marshall Wood, Treasurer

Administration Present:

Kyle Dooley, Executive Director/CEO
Eli Hunt, Operations Manager
Tara Houck, CFO
Becky Melton, HR Manager/Executive Assistant

Public Present:

Please see the attached list for additional guests.

II. Invocation & Pledge

Van Alexander led the invocation and the pledge of allegiance.

III. Public Comments

None.

IV. Consent Agenda Items

Item IV. A. was considered under a Consent Agenda for one single motion of approval.

A. Discussion and possible action regarding February 23, 2022 Regular Called Meeting Minutes.

B. Discussion and possible action regarding approval of RWRD RESO 20220323-01 approving Riverbend's Capitalization Policy.

A single motion was made by **Van Alexander** and seconded by **Sonja Hubbard** to approve the Consent Agenda Items as listed above. The motion passed unanimously.

V. Regional Entity Reports

A. Discussion and possible action regarding activities with Sulphur River Basin Authority (SRBA).

Kyle Dooley provided that North Texas Municipal Water District is heading up a study to utilize the updated Water Availability Model to review options regarding future water needs in the Sulphur River Basin. North Texas is asking SRBA to become a partner in the study and assisting with funding. That decision was tabled at the meeting. It seems the study will still proceed and has been ongoing for some time. This study addresses some of the discussions we have been having regarding the water rights application and, if Riverbend does obtain the water rights, would it affect the outcome of the water availability in the basin.

No action taken.

B. Discussion and possible action regarding activities with TexAmericas Center (TAC).

Scott Norton, Executive Director, provided that the activity of prospects interested in property on the TexAmericas footprint is still very strong. There is a letter of intent that has been signed regarding the recently completed spec building. There is a 90-day window to negotiate that purchase contract.

No action taken.

C. Discussion and possible action regarding activities with Ar-Tex REDI.

Sonja Hubbard provided that both pieces of property are being viewed by prospective companies. They are working with FEMA to address flood concerns. There is progress being made on the runway extension at the Texarkana Airport.

No action taken.

VI. Agenda Items for Individual Consideration

A. Discussion and possible action regarding approval of a resolution reviewing and updating Riverbend's Personnel Policy Manual.

Kyle Dooley provided that there is a need to update Section 4-7 of the Personnel Policy Manual regarding the work schedule. This change will add language that explains how a call-out is defined, set a minimum of two hours for any call-out.

A motion was made by **Van Alexander** and seconded by **Sonja Hubbard** to approve **RESO 20220323-02** approving the update to Riverbend's Personnel Policy Manual. The motion passed unanimously.

B. Discussion and possible action regarding approval of a resolution reviewing and updating Riverbend's Investment Policy.

Kyle Dooley provided that as required by RWRD's Investment Policy, this document should be reviewed and approved at least annually. This year there will be one change to the policy. We are planning on investing the TWDB bond proceeds with Bank of Oklahoma (BOKF). To invest the funds as we are planning, wording in our policy would need to change from "a dollar weighted average maturity of 180 days or less" to 730 days or less. The reason for the change is to be consistent throughout the policy. This investment plan has been discussed with Pape-Dawson, BOKF, and Hilltop Securities and all have given approval on moving forward. This investment strategy could provide much greater returns than what we have previously been receiving.

A motion was made by **Sonja Hubbard** and seconded by **Fred Milton** to approve **RESO 20220323-03** reviewing and updating Riverbend's Investment Policy. The motion passed unanimously.

C. Discussion and possible action regarding Riverbend's Water Conservation Plan.

Kyle Dooley provided that as a regional water provider, water utility, and District that has funding through the Texas Water Development Board, Riverbend is required to update this plan periodically, but at least every five years. Typically, it is reviewed and, if needed, updated annually. There are no recommended changes this year, so no action is needed at this time.

No action taken.

D. Discussion and possible action regarding Riverbend's Drought Contingency Plan.

Kyle Dooley provided that as a regional water provider, water utility, and District that has funding through the Texas Water Development Board, Riverbend is required to update this plan periodically, but at least every five years. Typically, it is reviewed and, if needed, updated annually. There are no recommended changes this year, so no action is needed at this time.

No action taken.

E. Discussion and possible action regarding approval of a resolution authorizing the Executive Director/CEO to enter into an interlocal agreement with The Interlocal Purchasing System (TIPS) with Region VIII Education Service Center.

Kyle Dooley provided that this agreement, if approved, would allow Riverbend to be a part of the TIPS purchasing cooperative. The cooperative offers access to competitively procured purchasing contracts to its members. Being a part of the coop could save time and money on procurement and purchases of goods and services.

A motion was made by **Fred Milton** and seconded by **Van Alexander** to approve **RESO 20220323-04** reviewing and updating Riverbend's Investment Policy. The motion passed unanimously.

VII. Riverbend Reports

A. Board Members

No reports

B. Executive Director/CEO

Kyle Dooley provided the following updates:

Matt Garcia with Pape-Dawson provided the following updates on the Regional Water System Project:

- 30% preliminary design documents and PER are complete. Program team will submit final set to RWRD later this week.
- Continue to take monthly and quarterly water samples from the lake to test water quality. No big surprises so far.
- Prepare draft RFP for Value Engineering of Preliminary Design and draft RFQ for detailed design consultant selection.
- All program management deliverables are completed except design criteria manual which will be submitted along with PER and 30% design.
- Right of Entry (ROE) obtained from TAC, USACE – more than 95% of ROE has been obtained.
- Geotechnical field work is complete and waiting for final report.
- Environmental is ready to submit draft EID to TWDB.
- Continuing coordination with the Army Corps of Engineers on outgrant process and intake structure permit.

Ultimate Rule Curve: Work continues with the Corps. Discussions regarding options related to unhitch the intake and the Ultimate Rule Curve in order to continue with the project. Riverbend has spoken with TWDB and once the EID is submitted, there will be a path forward for the new plant. Mr. Dooley is looking to consult with an individual with a regulatory experience to discuss intake and pipeline options.

No action taken.

VIII. Executive Session

The board stood at ease at 12:22 p.m.

The board reconvened in Executive Session at 12:25 p.m with quorum pursuant to sections 551.071 and 551.074 of the Texas Open Meetings Act.

The board came out of Executive Session at 1:41 p.m.

The board reconvened with quorum at 1:42 p.m.

IX. Next Riverbend Meetings

Riverbend Regular Meeting, Wednesday, April 27, 2022 at 12:00 p.m. at Riverbend Offices, 228 A Texas Avenue, New Boston, Texas 75570.

X. Adjournment

With no additional business to be discussed, a motion was made by **Sonja Hubbard** and seconded by **Van Alexander** to adjourn the meeting at 1:43 p.m. The motion passed unanimously.

The minutes of the Riverbend Water Resources District Board of Directors meeting, held on March 23, 2022, were read and approved on the _____ day of _____, 2022.

Tina Veal Gooch, President

Attest:

Kyle Dooley, Executive Director/ CEO

**REGULAR CALLED MEETING
RIVERBEND WATER RESOURCES DISTRICT
WEDNESDAY, APRIL 27, 2022**

**AGENDA ITEM IV. A.
RWRD RESO 20220427-01
Second Quarter FY 2022 Financials**



RIVERBEND RESOLUTION NO. 20220427-01

APPROVING THE 2nd QUARTER FY 2022 FINANCIAL STATEMENTS

WHEREAS, Riverbend Water Resources District is a conservation and reclamation district created under and essential to accomplish the purposes of Section 59 Article XVI, Texas Constitution, existing pursuant to and having the powers set forth in Chapter 9601 of the Special District Local Laws Code of the State of Texas; and

WHEREAS, Riverbend Water Resources District Board of Directors wishes to provide for the fiduciary guidance of Riverbend Water Resources funds.

NOW, THEREFORE, BE IT RESOLVED that the Riverbend Water Resources District accepts and approves the 2nd Quarter FY 2022 financial statements.

PASSED and APPROVED this 27th day of April 2022

Tina Veal Gooch, President

ATTEST:

Fred Milton, Secretary

Attached: 2nd Quarter FY 2022 Financial Statements



RIVERBEND WATER RESOURCES DISTRICT**STATEMENT OF NET POSITION****ENTERPRISE FUNDS****March 31, 2022**

	<i>Regional Water System Administration Fund</i>	<i>Regional Water System Facilities Fund</i>	<i>Wet Utilities Fund</i>	<i>Total</i>
ASSETS				
Current assets:				
Cash	\$ 251,349	\$ -	\$ 1,446,759	\$ 1,698,108
Accounts receivable	17,262	249,308	852,637	1,119,207
Due from other fund	14,378	-	41,713	56,091
Restricted assets:				
Cash restricted for bond debt reserves	-	4,038,618	1,137,244	5,175,862
Cash restricted for construction - bond proceeds	-	97,690,859	20,029	97,710,888
Cash restricted for operations	-	-	901,317	901,317
Prepaid expenses	-	-	71,470	71,470
Inventory	-	-	78,716	78,716
Total current assets	<u>282,989</u>	<u>101,978,785</u>	<u>4,549,885</u>	<u>106,811,659</u>
Noncurrent assets:				
Cash and cash equivalents - restricted for bond debt reserves	-	2,756,676	1,192,738	3,949,414
Capital assets (net of accumulated depreciation):				
Equipment	-	-	374,199	374,199
Utility system	-	-	15,654,595	15,654,595
Intangible assets	-	-	260,306	260,306
Construction in progress	-	12,930,114	1,175,630	14,105,744
Total capital assets	<u>-</u>	<u>15,686,790</u>	<u>18,657,468</u>	<u>34,344,258</u>
Total noncurrent assets	<u>-</u>	<u>15,686,790</u>	<u>18,657,468</u>	<u>34,344,258</u>
TOTAL ASSETS	<u>282,989</u>	<u>117,665,575</u>	<u>23,207,353</u>	<u>141,155,917</u>
LIABILITIES				
Current liabilities:				
Accounts payable	2,608	2,591,690	37,012	2,631,310
Badge Deposits	-	-	950	950
Payroll liabilities	-	-	71,952	71,952
Due to other fund	41,713	14,378	-	56,091
Due to North East Texas Regional Water Planning Group	41,138	-	-	41,138
Accrued interest payable	-	224,630	151,767	376,397
Accrued compensated absences - current	-	-	19,186	19,186
Revenue bonds payable - current	-	2,955,000	775,000	3,730,000
Total current liabilities	<u>85,459</u>	<u>5,785,698</u>	<u>1,055,867</u>	<u>6,927,024</u>
Noncurrent liabilities:				
Accrued compensated absences - long term	-	-	55,209	55,209
Revenue bonds payable - long term	-	108,045,000	7,045,000	115,090,000
Total noncurrent liabilities	<u>-</u>	<u>108,045,000</u>	<u>7,100,209</u>	<u>115,145,209</u>
TOTAL LIABILITIES	<u>85,459</u>	<u>113,830,698</u>	<u>8,156,076</u>	<u>122,072,233</u>
NET POSITION				
Net investment in capital assets	-	(3,061,185)	10,607,718	7,546,533
Restricted for bond reserves	-	6,819,971	2,331,314	9,151,285
Restricted for construction	-	79,735	20,029	99,764
Unrestricted	197,529	(3,645)	2,122,216	2,316,100
TOTAL NET POSITION	<u>\$ 197,529</u>	<u>\$ 3,834,876</u>	<u>\$ 15,081,277</u>	<u>\$ 19,113,682</u>

RIVERBEND WATER RESOURCES DISTRICT

STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN NET POSITION ENTERPRISE FUNDS

For the Six Months Ended March 31, 2022

	<i>Regional Water System Administration Fund</i>	<i>Regional Water System Facilities Fund</i>	<i>Wet Utilities Fund</i>	<i>Total</i>
OPERATING REVENUES				
Charges for services:				
Member fees	\$ 99,184	\$ -	\$ -	\$ 99,184
Army volumetric charge	-	-	1,623,277	1,623,277
Army water supply charge	-	-	115,123	115,123
Commercial & residential charge	-	-	94,199	94,199
Total operating revenues	<u>99,184</u>	<u>-</u>	<u>1,832,599</u>	<u>1,931,783</u>
OPERATING EXPENSES				
Accounting & audit	4,500	-	-	4,500
Analyticals	-	-	55,780	55,780
Capital replacement	-	-	110,523	110,523
Community relations	1,149	-	-	1,149
Conferences & seminars	1,950	-	-	1,950
Consulting	91,531	-	26,802	118,333
Dues & memberships	3,831	-	-	3,831
Engineering services	405	-	-	405
Equipment maintenance, repair & fuel	-	-	23,597	23,597
Equipment rental	-	-	2,503	2,503
Insurance	-	-	24,362	24,362
Legal & professional fees	10,638	-	-	10,638
Materials	-	-	82,805	82,805
Meetings expense	1,808	-	-	1,808
Military affairs	2,750	-	-	2,750
Miscellaneous	-	-	-	-
Office supplies and expense	569	-	-	569
Permits	-	-	32,399	32,399
Repairs	-	-	85,816	85,816
Salaries, wages, payroll taxes & benefits	86,111	-	468,967	555,078
Supplies & materials	-	-	16,238	16,238
Travel & training	6,666	-	-	6,666
Utilities	-	-	76,461	76,461
Waste disposal	-	-	23,828	23,828
Water purchase cost	-	-	161,273	161,273
Web design & maintenance	4,121	-	-	4,121
Regional Water System capital outlay	-	6,259,855	-	6,259,855
Overhead allocation - water	-	-	91,094	91,094
Overhead allocation - wastewater	-	-	99,009	99,009
Overhead allocation - industrial wastewater	-	-	99,822	99,822
Total operating expenses	<u>216,029</u>	<u>6,259,855</u>	<u>1,481,280</u>	<u>7,957,164</u>
Operating income (loss) before depreciation	(116,845)	(6,259,855)	351,319	(6,025,381)
Depreciation	-	-	405,222	405,222
Operating income (loss) before bond proceeds	(116,845)	(6,259,855)	(53,903)	(6,430,603)
Bond Proceeds	-	6,259,855	-	6,259,855
Operating income (loss)	<u>(116,845)</u>	<u>-</u>	<u>(53,903)</u>	<u>(170,748)</u>
NONOPERATING REVENUES (EXPENSES)				
Facility charges revenue	-	-	729,739	729,739
Minimum monthly payments	-	2,183,661	-	2,183,661
Interest revenue	68	20,096	9,895	30,059
Project admin fees	-	-	24,479	24,479
Interest expense	-	(234,906)	(166,860)	(401,766)
Franchise fees expense	-	-	(54,978)	(54,978)
Special projects expense	-	-	-	-
Bond issuance costs	-	(2,355,269)	-	(2,355,269)
Total nonoperating revenues (expenses)	<u>68</u>	<u>(386,418)</u>	<u>542,275</u>	<u>155,925</u>
Income (loss) before capital contributions and transfers	<u>(116,777)</u>	<u>(386,418)</u>	<u>488,372</u>	<u>(14,823)</u>
Transfers in (out)	<u>115,000</u>	<u>-</u>	<u>(115,000)</u>	<u>-</u>
Changes in net position	<u>(1,777)</u>	<u>(386,418)</u>	<u>373,372</u>	<u>(14,823)</u>
Net position, beginning of year	<u>199,306</u>	<u>4,221,294</u>	<u>14,707,905</u>	<u>19,128,505</u>
Net position, end of year	<u>\$ 197,529</u>	<u>\$ 3,834,876</u>	<u>\$ 15,081,277</u>	<u>\$ 19,113,682</u>

RIVERBEND WATER RESOURCES DISTRICT

SUPPLEMENTARY INFORMATION BUDGETARY COMPARISON SCHEDULE REGIONAL WATER SYSTEM ADMINISTRATION For the Six Months Ended March 31, 2022

	<i>Budget</i>	<i>Actual</i>	<i>Variance with Budget</i>	<i>% of Budget</i>
OPERATING REVENUES				
Charges for services	\$ 203,928	\$ 99,184	\$ (104,744)	48.64%
Total operating revenues	203,928	99,184	(104,744)	48.64%
OPERATING EXPENSES				
Accounting & audit	4,500	4,500	-	100.00%
Advertising	1,400	-	1,400	0.00%
Community relations	8,000	1,149	6,851	14.36%
Conferences & seminars	4,700	1,950	2,750	41.49%
Consulting	200,000	91,531	108,469	45.77%
Dues & memberships	7,883	3,831	4,052	48.60%
Engineering services	130,000	405	129,595	0.31%
Legal & professional fees	27,500	10,638	16,862	38.68%
Meetings expense	6,000	1,808	4,192	30.13%
Military affairs	11,000	2,750	8,250	25.00%
Miscellaneous	-	-	-	0.00%
Office supplies & expense	3,300	569	2,731	17.24%
Salaries, wages & benefits	163,447	86,111	77,336	52.68%
Subscriptions	400	-	400	0.00%
Travel & training	18,000	6,666	11,334	37.03%
Web design & maintenance	4,000	4,121	(121)	103.03%
Total operating expenses	590,130	216,029	374,101	36.61%
Operating income (loss)	(386,202)	(116,845)	(269,357)	30.25%
NONOPERATING REVENUES (EXPENSES)				
Interest Revenue	-	68	68	
Special projects expense	(50,000)	-	50,000	0.00%
Use of prior year equity	200,529	-	(200,529)	0.00%
Total nonoperating revenues (expenses)	150,529	68	(150,461)	-0.05%
Income (loss) before transfers	(235,673)	(116,777)	118,896	49.55%
Transfer in	230,000	115,000	(115,000)	50.00%
Change in net position	(5,673)	(1,777)	3,896	
Net position, beginning of year	199,306	199,306	-	100.00%
Net position, end of year	\$ 193,633	\$ 197,529	3,896	102.01%

RIVERBEND WATER RESOURCES DISTRICT

SUPPLEMENTARY INFORMATION BUDGETARY COMPARISON SCHEDULE REGIONAL WATER SYSTEM FACILITIES FUND For the Six Months Ended March 31, 2022

	<i><u>Budget</u></i>	<i><u>Actual</u></i>	<i><u>Variance with Budget</u></i>	<i><u>% of Budget</u></i>
OPERATING EXPENSES				
Expenses				
Design	\$ 1,000,000	\$ -	\$ (1,000,000)	0.00%
Planning	1,131,459	3,574,119	2,442,660	315.89%
Application	20,000	-	(20,000)	0.00%
Construction	60,000,000	-	(60,000,000)	0.00%
Construction Engineering	1,000,000	-	(1,000,000)	0.00%
Environmental	12,881,366	357,494	(12,523,872)	2.78%
Geotechnical	487,031	683,921	196,890	140.43%
Project Mangement	864,567	1,598,613	734,046	184.90%
Surveying	582,395	34,938	(547,457)	6.00%
Water Distribution Modeling	40,000	-	(40,000)	0.00%
Bond Counsel	250,750	-	(250,750)	0.00%
Capitalized Interest	4,500,000	-	(4,500,000)	0.00%
Financial Advisor	250,000	-	(250,000)	0.00%
Fiscal/Legal	17,467	-	(17,467)	0.00%
Issuance Costs	24,892	-	(24,892)	0.00%
Administration	70,000	-	(70,000)	0.00%
Land/Easements Acquisition	925,000	10,770	(914,230)	1.16%
Project Legal Expenses	140,000	-	(140,000)	0.00%
Contingency	19,706,278	-	(19,706,278)	0.00%
Total operating expenses	<u>103,891,205</u>	<u>6,259,855</u>	<u>(97,631,350)</u>	<u>6.03%</u>
Operating income (loss) before bond proceeds	(103,891,205)	(6,259,855)	97,631,350	(0)
			-	
Bond Proceeds	<u>103,891,205</u>	<u>6,259,855</u>	<u>(97,631,350)</u>	<u>6.03%</u>
Operating income (loss)	-	-	-	-
NONOPERATING REVENUES (EXPENSES)				
Minimum monthly payments	4,296,050	2,183,661	(2,112,389)	50.83%
Interest Revenue	85,000	20,096	(64,904)	23.64%
Interest Expense	(743,455)	(234,906)	508,549	31.60%
Bond Issuance Costs	(2,380,000)	(2,355,269)	24,731	98.96%
Total nonoperating revenues (expenses)	<u>1,257,595</u>	<u>(386,418)</u>	<u>(1,644,013)</u>	<u>-30.73%</u>
Change in net position	1,257,595	(386,418)	(1,644,013)	-30.73%
Net position, beginning of year	<u>\$ 4,221,294</u>	<u>4,221,294</u>	<u>-</u>	<u>100.00%</u>
Net position, end of year	<u><u>\$ 5,478,889</u></u>	<u><u>\$ 3,834,876</u></u>	<u><u>\$ (1,644,013)</u></u>	<u><u>69.99%</u></u>

RIVERBEND WATER RESOURCES DISTRICT

SUPPLEMENTARY INFORMATION BUDGETARY COMPARISON SCHEDULE WET UTILITIES FUND For the Six Months Ended March 31, 2022

	<i>Budget</i>	<i>Actual</i>	<i>Variance with Budget</i>	<i>% of Budget</i>
OPERATING REVENUES				
Charges for services	\$ 3,763,387	\$ 1,832,599	\$ (1,930,788)	48.70%
Total operating revenues	3,763,387	1,832,599	(1,930,788)	48.70%
OPERATING EXPENSES				
Analytical	150,000	55,780	94,220	37.19%
Capital replacement	286,350	110,523	175,827	38.60%
Consulting	60,000	26,802	33,198	44.67%
Equipment maintenance, repair & fuel	43,000	23,597	19,403	54.88%
Equipment rental	11,000	2,503	8,497	22.75%
Insurance	48,299	24,362	23,937	50.44%
Materials	233,000	82,805	150,195	35.54%
Permits	55,000	32,399	22,601	58.91%
Repairs	319,000	85,816	233,184	26.90%
Salaries, wages, payroll taxes & benefits	1,109,984	468,967	641,017	42.25%
Supplies & materials	51,700	16,238	35,462	31.41%
Utilities	188,000	76,461	111,539	40.67%
Waste disposal	70,000	23,828	46,172	34.04%
Water purchase cost	307,663	161,273	146,390	52.42%
Overhead allocation - water	201,017	91,094	109,923	45.32%
Overhead allocation - wastewater	218,350	99,009	119,340	45.34%
Overhead allocation - industrial wastewater	220,206	99,822	120,383	45.33%
Total operating expenses	3,572,569	1,481,280	2,091,289	41.46%
Operating income (loss) before depreciation	190,818	351,319	160,501	184.11%
Depreciation	799,500	405,222	394,278	50.68%
Operating income (loss)	(608,682)	(53,903)	554,779	-8.86%
NONOPERATING REVENUES (EXPENSES)				
Facility charges revenues	1,489,957	729,739	(760,218)	48.98%
Interest revenue	14,000	9,895	(4,105)	70.68%
Project Admin Fees	34,600	24,479	(10,121)	70.75%
Interest expense	(512,157)	(166,860)	345,297	32.58%
Franchise fees expense	(114,147)	(54,978)	59,169	48.16%
Total nonoperating revenues (expenses)	912,253	542,275	(369,978)	59.44%
Income (loss) before capital contributions and transfers	303,571	488,372	184,801	160.88%
Transfers in (out)	(230,000)	(115,000)	115,000	50.00%
Change in net position	73,571	373,372	299,801	507.50%
Net position, beginning of year	14,707,905	14,707,905	-	100.00%
Net position, end of year	\$ 14,781,476	\$ 15,081,277	\$ 299,801	102.03%

RIVERBEND WATER RESOURCES DISTRICT
COMPARATIVE STATEMENT OF REVENUES, EXPENSES, AND CHANGE IN NET POSITION
REGIONAL WATER SYSTEM ADMINISTRATION
For the Six Months Ended March 31, 2022

	<i>March 31, 2022</i>	<i>March 31, 2021</i>	<i>\$ Change</i>	<i>% Change</i>
OPERATING REVENUES				
Charges for services:				
Member fees	\$ 99,184	\$ 100,804	\$ (1,620)	-1.61%
Total operating revenues	99,184	100,804	(1,620)	-1.61%
OPERATING EXPENSES				
Accounting & audit	4,500	4,500	-	0.00%
Community relations	1,149	1,489	(340)	-22.83%
Conferences & seminars	1,950	-	1,950	
Consulting	91,531	90,000	1,531	1.70%
Dues & memberships	3,831	3,824	7	0.18%
Engineering services	405	18,500	(18,095)	-97.81%
Legal & professional fees	10,638	5,602	5,036	89.90%
Meetings expense	1,808	1,652	156	9.44%
Military affairs	2,750	5,500	(2,750)	-50.00%
Office supplies and expense	569	742	(173)	-23.32%
Salaries, wages, payroll taxes & benefits	86,111	79,046	7,065	8.94%
Travel & training	6,666	40	6,626	16565.00%
Web design & maintenance	4,121	1,218	2,903	238.34%
Miscellaneous	-	286	(286)	-100.00%
Total operating expenses	216,029	212,399	3,630	1.71%
Operating income (loss) before depreciation	(116,845)	(111,595)	(5,250)	-4.70%
Depreciation	-	-	-	
Operating income (loss)	(116,845)	(111,595)	(5,250)	4.70%
NONOPERATING REVENUES (EXPENSES)				
Special projects expense		(6,857)	6,857	-100.00%
Interest Revenue	68	-	68	
Total nonoperating revenues (expenses)	68	(6,857)	6,925	-100.99%
Income (loss) before transfers	(116,777)	(118,452)	1,675	1.41%
Transfers in (out)	115,000	150,000	(35,000)	-23.33%
Change in net position	(1,777)	31,548	(33,325)	-105.63%
Net position, beginning of year	199,306	185,239	14,067	7.59%
Net position, end of year	\$ 197,529	\$ 216,787	\$ (19,258)	-8.88%

RIVERBEND WATER RESOURCES DISTRICT**COMPARATIVE STATEMENT OF REVENUES, EXPENSES, AND CHANGE IN NET POSITION
REGIONAL WATER SYSTEM FACILITIES FUND****For the Six Months Ended March 31, 2022**

	<i>March 31, 2022</i>	<i>March 31, 2021</i>	<i>\$ Change</i>	<i>% Change</i>
OPERATING REVENUES				
Charges for services:	\$ -	\$ -	\$ -	
Total operating revenues	-	-	-	
OPERATING EXPENSES				
Expenses	-	100,000	(100,000)	
Total operating expenses	-	100,000	(100,000)	
Operating income (loss) before bond proceeds	-	(100,000)	100,000	
Bond proceeds		734,418	(734,418)	
Operating income (loss)		634,418		
NONOPERATING REVENUES (EXPENSES)			-	
Minimum monthly payments	2,183,661	2,306,080	(122,419)	-5.31%
Interest Revenue	20,096	159	19,937	12538.99%
Interest Expense	(234,906)	(86,466)	(148,440)	-171.67%
Bond Issuance Costs	(2,355,269)	(634,418)	(1,720,851)	-271.25%
Total nonoperating revenues (expenses)	(386,418)	1,585,355	(1,971,773)	-124.37%
Change in net position	(386,418)	2,219,773	(1,871,773)	-84.32%
Net position, beginning of year	4,221,294	465,323	3,755,971	807.18%
Net position, end of year	\$ 3,834,876	\$ 2,685,096	\$ 1,884,198	70.17%

RIVERBEND WATER RESOURCES DISTRICT**COMPARATIVE STATEMENT OF REVENUES, EXPENSES, AND CHANGE IN NET POSITION****WET UTILITIES FUND****For the Six Months Ended March 31, 2022**

	<u>March 31, 2022</u>	<u>March 31, 2021</u>	<u>\$ Change</u>	<u>% Change</u>
OPERATING REVENUES				
Charges for services:				
Army volumetric charge	\$ 1,623,277	\$ 1,570,842	\$ 52,435	3.34%
Army water supply charge	115,123	107,630	7,493	6.96%
Commercial & residential charge	94,199	135,516	(41,317)	-30.49%
Other revenue		402		
Total operating revenues	<u>1,832,599</u>	<u>1,814,390</u>	<u>18,209</u>	<u>1.00%</u>
OPERATING EXPENSES				
Analyticals	55,780	51,609	4,171	8.08%
Capital replacement	110,523	83,711	26,812	32.03%
Consulting	26,802	271	26,531	9790.04%
Equipment maintenance, repair & fuel	23,597	12,384	11,213	90.54%
Equipment rental	2,503	(1,294)	3,797	-293.43%
Insurance	24,362	22,512	1,850	8.22%
Materials	82,805	83,462	(657)	-0.79%
Permits	32,399	34,074	(1,675)	-4.92%
Repairs	85,816	87,587	(1,771)	-2.02%
Salaries, wages, payroll taxes & benefits	468,967	445,118	23,849	5.36%
Supplies & materials	16,238	11,511	4,727	41.07%
Utilities	76,461	71,548	4,913	6.87%
Waste disposal	23,828	10,448	13,380	128.06%
Water purchase cost	161,273	133,388	27,885	20.91%
Overhead allocation - water	91,094	117,565	(26,471)	-22.52%
Overhead allocation - wastewater	99,009	127,702	(28,693)	-22.47%
Overhead allocation - industrial wastewater	99,822	128,787	(28,965)	-22.49%
Total operating expenses	<u>1,481,280</u>	<u>1,420,383</u>	<u>60,897</u>	<u>4.29%</u>
Operating income (loss) before depreciation	351,319	394,007	(42,688)	-10.83%
Depreciation	405,222	400,404	4,818	1.20%
Operating income (loss)	<u>(53,903)</u>	<u>(6,397)</u>	<u>(47,506)</u>	<u>742.63%</u>
NONOPERATING REVENUES (EXPENSES)				
Facility charges revenue	729,739	760,124	(30,385)	-4.00%
Interest revenue	9,895	6,140	3,755	61.16%
Administrative fund salary revenue	-	79,046	(79,046)	-100.00%
Project admin fees	24,479	10,493	13,986	-133.29%
Interest expense	(166,860)	(182,343)	15,483	8.49%
Franchise fees expense	(54,978)	(54,184)	(794)	-1.47%
Total nonoperating revenues (expenses)	<u>542,275</u>	<u>619,276</u>	<u>(77,001)</u>	<u>-12.43%</u>
Income (loss) before transfers	<u>488,372</u>	<u>612,879</u>	<u>(124,507)</u>	<u>-20.32%</u>
Transfers in (out)	<u>(115,000)</u>	<u>(150,000)</u>	<u>35,000</u>	<u>-23.33%</u>
Change in net position	<u>373,372</u>	<u>462,879</u>	<u>(89,507)</u>	<u>-19.34%</u>
Net position, beginning of year	<u>14,707,905</u>	<u>13,520,497</u>	<u>1,187,408</u>	<u>8.78%</u>
Net position, end of year	<u>\$ 15,081,277</u>	<u>\$ 13,983,376</u>	<u>\$ 1,097,901</u>	<u>7.85%</u>

**REGULAR CALLED MEETING
RIVERBEND WATER RESOURCES DISTRICT
WEDNESDAY, APRIL 27, 2022**

**AGENDA ITEM IV. B.
RWRD RESO 20220427-02
Second Quarter FY 2022
Investment Report**



RIVERBEND RESOLUTION NO. 20220427-02

APPROVING THE 2nd QUARTER FY 2022 INVESTMENT REPORT

WHEREAS, Riverbend Water Resources District is a conservation and reclamation district created under and essential to accomplish the purposes of Section 59 Article XVI, Texas Constitution, existing pursuant to and having the powers set forth in Chapter 9601 of the Special District Local Laws Code of the State of Texas; and

WHEREAS, Riverbend Water Resources District has adopted an Investment Policy as required by law to manage the funds of Riverbend Water Resources District; and

WHEREAS, the Investment Policy Reporting Section XIII requires that the Investment Officer prepare and sign a quarterly investment report that includes activity on all interest-bearing accounts held by Riverbend Water Resources District.

NOW, THEREFORE, BE IT RESOLVED that the Riverbend Water Resources District accepts and approves the 2nd Quarter FY 2022 Investment Report.

PASSED and APPROVED this 27th day of April 2022

Tina Veal Gooch, President

ATTEST:

Fred Milton, Secretary

Attached: 2nd Quarter FY 2022 Investment Report



RIVERBEND WATER RESOURCES DISTRICT

SCHEDULE OF INVESTMENTS ENTERPRISE FUNDS For the Three Months Ended March 31, 2022

Funds	Identification Number	Maturity Date	Balance 12/31/2021	Interest Income 03/31/2022	Transfers In/(Out) Per Policy	Net Deposits/ Withdrawals	Balance 03/31/2022	Accrued Int Rec 03/31/2022
Administrative Fund								
Operations	50003704	Daily checking	\$ 149,755	\$ -	\$ 113,590	(53,076)	\$ 210,269	\$ -
Restricted - Region D Planning	8009740	Money Market	41,160	36	-	-	41,196	-
Operations	457060	Daily savings	25	-	-	-	25	-
Wet Utilities Fund								
Operations	21695	Daily checking	898,962	585	(532,365)	1,079,463	1,446,645	-
Restricted bond sinking	21709	Daily checking	1,380,085	2,360	436,908	(96,903)	1,722,450	-
Restricted bond reserves	21217	Daily checking	607,572	898	(938)	-	607,532	-
Restricted construction funds	21741	Daily checking	37,212	31	(17,214)	-	20,029	-
Restricted operations	21733	Money Market	901,376	1,332	(1,391)	-	901,317	-
Regional Water System Facilities Fund								
Restricted - Minimum Monthly Payments	3011380	Daily Savings	378,649	17	(1,036,059)	1,056,486	399,093	-
Restricted - 2020A Construction	2037890	Money Market	628	36	268,444	(193,246)	75,862	-
Restricted - 2020B Construction	50022709	Money Market	-	64	1,367,398	(1,367,234)	228	-
Restricted - 2020A Revenue	8009732	Money Market	3,104,455	2,759	230,707	230,707	3,337,921	-
Restricted - 2020B Revenue	8009716	Money Market	2,125,637	1,892	162,047	(68,659)	2,289,577	-
Restricted - 2020A Interest & Redemption	8009813	Money Market	87,084	274	390,929	228,882	478,287	-
Restricted - 2020B Interest & Redemption	8009724	Money Market	37,879	161	252,376	(138,553)	290,416	-
Restricted - 2020A Construction Escrow	82-4416-01-0	Bot Short-Term Cash Fund	3,122,803	124	(267,034)	(1,087,511)	2,287,792	-
Restricted - 2020B Construction Escrow	82-4405-01-3	Bot Short-Term Cash Fund	6,934,846	272	(1,367,398)	(885,690)	4,682,030	-
Restricted - 2022A Construction Escrow	82-5428-01-4	Bot Short-Term Cash Fund	-	130	-	54,419,337	54,419,467	-
Restricted - 2022B Construction Escrow	82-5429-01-2	Bot Short-Term Cash Fund	-	86	-	36,225,394	36,225,480	-
Total - All Funds			\$ 19,808,128	\$ 11,057	\$ -	\$ 89,349,397	\$ 109,435,616	\$ -

The investment schedule of Riverbend Water Resources District is in compliance with the Public Funds Investment Act and the District's Investment Policy.



Tara Houck, CPA
Chief Financial Officer

**REGULAR CALLED MEETING
RIVERBEND WATER RESOURCES DISTRICT
WEDNESDAY, APRIL 27, 2022**

**AGENDA ITEM IV. C.
RWRD RESO 2022042-03
Dawson & Associates Contract**



RIVERBEND RESOLUTION NO. 20220427-03

**AUTHORIZING THE EXECUTIVE DIRECTOR/CEO TO
ENTER INTO NEGOTIATIONS AND EXECUTE AN INTERLOCAL
AGREEMENT/CONTRACT FOR CONSULTING SERVICES**

WHEREAS, Riverbend Water Resources District is a conservation and reclamation district created under and essential to accomplish the purposes of Section 59 Article XVI, Texas Constitution, existing pursuant to and having the powers set forth in Chapter 9601 of the Special District Local Laws Code of the State of Texas; and

WHEREAS, Riverbend Water Resources District has a need for consulting services regarding activities related to the U.S. Army Corps of Engineers federal permitting in support of a new water intake structure and associated facilities; and

WHEREAS, Dawson & Associates provides the needed consulting services and has experience with the US Army Corps of Engineers.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Riverbend Water Resources District hereby authorizes the Executive Director/CEO to negotiate and enter into an agreement for Consulting Services with Dawson & Associates related to the U.S. Army Corps of Engineers federal permitting in support of a new water intake structure and associated facilities. Any agreement must be reviewed and approved by general counsel.

PASSED and APPROVED this 27th day of April 2022

Tina Veal Gooch, President

ATTEST:

Fred Milton, Secretary

Attached: Dawson & Associates Agreement



April 1, 2022

VIA E-MAIL

Stephen P. Dawson
Counsel
Dawson & Associates
1225 I St. NW Suite 250
Washington, DC 20005

To:

Kyle Dooley, P.E.
Executive Director/CEO
Riverbend Water Resources District
228 Texas Avenue, Suite A
New Boston, TX 75570

Re: Water Resources Consulting Services

Dear Kyle:

This letter confirms the arrangement between Dawson & Associates ("D&A") and Riverbend Water Resources District ("Riverbend") for consulting services pursuant to the attached proposal regarding U.S. Army Corps of Engineers (USACE) federal permitting in support of a new water intake structure and associated facilities.

D&A will assist Riverbend, as appropriate, to assess and provide recommendations on Riverbend's pending 404 permit application for a new intake structure, pipeline, and new water treatment facility for water withdrawn from Wright Patman Lake, a USACE reservoir. Developing technical data, reports, documents, applications, studies and analyses, and other substantive materials for use in support of federal agency submissions or interaction, or for public relations and media activities, remains the responsibility of the client. D&A is not a law firm and thus is not able to provide client legal services or legal representation.

All travel expenses shall be preapproved by Riverbend and reimbursed separately.

If you agree with the terms outlined in this letter, please sign, and return the enclosed copy.

Sincerely,

Agreed to on behalf of: Riverbend

Stephen P. Dawson

By: _____

Title: _____

Attachment:
D&A Proposal (3.31.22) – Water
Resources Consulting

Date: _____

Proposal
Riverbend Water Resources District
Water Resources Consulting
March 31, 2022

Project Background

The Riverbend Water Resources District (“Riverbend”) is a conservation and reclamation district that provides water and waste water services to the Red River Army Depot and the TexAmericas Center industrial park with a 12,000 acre footprint. Riverbend formally represents, through Interlocal Agreements, the interests in water supply for the most northeast Texas region of the state representing the counties of Bowie, Cass and Red River, the Cities of Annona, Atlanta, Avery, DeKalb, Hooks, Leary, Maud, Nash, New Boston, Redwater, Texarkana (TX) and Wake Village, as well as Central Bowie County Water Supply Corporation, Oak Grove Water Supply Corporation, and TexAmericas Center.

Riverbend is the local representative for surrounding utilities on Lake Wright Patman Reservoir, a U.S. Army Corps of Engineers (USACE) reservoir, and issues with USACE, as well as state agencies and entities within and outside of Region D state water planning area.

Riverbend submitted an initial 404 permit application for a new intake structure and associated facilities based on their permanent rights of storage agreement and received a response from the USACE Fort Worth District regulators that there would be a potential 24-month delay to address the cultural and environmental studies required for implementation of their permanent rights of storage agreement before they could even start the analysis required for the intake structure permit 404 application.

Riverbend has asked Dawson & Associates (“D&A”) for advice on their 404 permit application for a new intake structure, pipeline, and new water treatment facility for water withdrawn from Wright Patman Lake

Proposed Scope of Work

D&A has unique expertise in assisting its clients to comply with the complex Federal regulatory, water management and real estate requirements. If engaged, D&A will assist Riverbend in identifying potential obstacles and best courses of action to ensure USACE is fully informed about critical perspectives and considerations prior to issuing a federal action.

D&A Proposal: Water Resources Consulting – Riverbend

D&A will provide management advice under the leadership of the Riverbend Project Team (Project Team). The D&A team will engage with the Project Team consultants and/or staff as soon as possible based on the Riverbend desired timetable for resolving issues.

The D&A Team proposes a two phased approach to providing comprehensive support to the Riverbend project as described below:

Phase 1: Strategic Planning (Fact Gathering) – A short-term surge of initial services to provide detailed advice and information. D&A will assess the status of permit requirements for the Riverbend permit action resulting in our recommended approach to successfully obtain the necessary Federal permits for the project. To enable this assessment, D&A may contact the Corps of Engineers to gather background information and thereby ascertain how best to proceed. If deemed appropriate, D&A may also visit the project site. Based upon the information gathered, taking into consideration any new developments, presentation to Riverbend of recommended course(s) of action constitutes the deliverable for Phase 1.

Phase 2: Strategy Execution – The D&A project team, as an integral part of the Riverbend project team, will update and execute a comprehensive action plan in accordance with the preferred permitting strategy derived in Phase 1. The decision to move into Phase 2 must be mutually agreed to by both D&A and Riverbend.

Subject to clarifications obtained in Phase 1, D&A anticipates the Phase 2 scope would provide the following:

1. Coordinate all D&A actions with the Riverbend project team, including as appropriate, the engineering firm and/or expert representatives of the team.
2. Conduct initial discussions as directed by the Riverbend project team leader with the Fort Worth District to gather information on the key Corps requirements to support permit approval. Facilitate follow-on meetings between the Riverbend project team and Fort Worth District representatives, in-person or virtual, to coordinate permit application activities.
3. D&A will lead bi-weekly, fast-paced, “all hands” calls with the project team to identify continuing or new challenges and to develop strategies to resolve those challenges.
4. To facilitate managing the federal permit responsibilities, D&A will develop and keep up to date, with the Riverbend Team, a comprehensive federal permitting schedule for Corps permits as required.

The D&A role is limited to that of advisor, strategist, and facilitator with review and policy focus of Project team written products and administrative and scientific approaches to be taken during the permitting process. D&A is not responsible for developing technical data, applications, presentations, studies and analyses, and other substantive documentation. Furthermore, D&A does not provide legal services or legal representation.

Members of the D&A Team

These listed Senior Advisors will constitute the core D&A team and they will use the entire D&A leadership on an as needed basis:

General (Retired) Rick Capka (D&A Chief Operating Officer)

- Former Federal Highway Administrator (2006-08)
- Former CEO of the Massachusetts Turnpike Authority (2000-02)
- Former Commanding General of the USACE South Pacific and South Atlantic Divisions
- Commander of the USACE Baltimore District
- Professional Engineer licensed in the Commonwealth of Virginia
- West Point graduate with 29 years' experience in USACE

Mr. Joe Tyler (Team Leader, USACE Management)

- Over 40 years USACE experience in Civil Works and Military Programs
- USACE Senior Executive, Director of Military Programs
- Chief of the USACE Program Management and Integration Divisions
- Director, Civil and Military Programs Management, USACE North Atlantic Division
- Chief, Engineering Division and Director, Program Management Division, USACE Pittsburgh District
- Over 4 years as Director, Corporate Initiatives and Integration, Versar Inc., responsible for oversight of Contracting and Business Development

Mr. Gary Loew (USACE Program and Project Management)

- USACE Senior Executive, Chief, USACE Civil Works Programs & Project Management 2005-2011
- Chief, Programs and Project Management, USACE Southwestern Division, 2003-2005
- Chief, Civil Works Programs, USACE Southwestern Division, 1997-2003
- Over 40 years of USACE experience in water resources planning, programs and project management, regulatory program and military programs.

Mr. Fred Anthamatten (Corps Coordination and Regulatory)

- Former Chief, Regulatory, Galveston District, Corps of Engineers
- More than 35 years of experience working as a Corps Regulator (policy, permit compliance, enforcement, permit evaluation, jurisdictional determinations)
- Developed and served as an original instructor for USACE Regulatory compliance/enforcement training course
- Original team member selected to review the Corps' 1987 Wetland Delineation manual

Fees

- * Phase 1 Services -- Monthly retainer of \$22,500 for 2 months.
- * Phase 2 Services – TBD (Subject to outcomes resulting from Phase 1)
- * Reimbursement of out-of-pocket expenses such as Riverbend approved travel expenses.

Terms and Conditions

- * Duration of contract is 2 months.
- * Automatically extends on a month-to-month basis after 2 months if mutually agreed upon by D&A and Riverbend.
- * After 2 months, if the contract is extended, the contract can be terminated by either party with 30-days written notice.