

**Regular Called Meeting
Riverbend Water Resources District
Board Meeting Minutes
September 28, 2022**

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

M I N U T E S

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 12:05 p.m.

Directors Present:

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

Directors Absent:

Steve Mayo, Treasurer

Administration Present:

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

Public Present:

Please see the attached list for additional guests.

II. Invocation & Pledge

Sonja Hubbard led the invocation and the pledge of allegiance.

III. Public Comments

None.

IV. CONSENT AGENDA ITEMS

- A. Discussion and possible action regarding the August 24, 2022 Regular Meeting minutes.

A motion was made by Van Alexander and seconded by Fred Milton to approve the Consent Agenda Item. The motion passed unanimously.

VI. Regional Entity Reports

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

No report. No action taken.

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

Scott Norton, Executive Director, provided that the TAC board met yesterday with 36 items on the agenda for discussion and or approval. A company that is buying the spec building from TAC signed the contract last week. Rowe Casa is buying 24,000 square feet of space for their operations, production, and shipping. There is another company buying "F-Line" plus 45 acres of land. Their budget was also approved yesterday. An interlocal agreement with Bowie County was also approved for a Texas Rural Business Fund Grant on TAC's behalf. An alteration to their legislation will be sought after for their third party logistics services to fulfill requests to perform services that the existing charter does not allow. In addition, these changes to their legislation would allow them to do work that could potentially bring business to RRAD and or the TAC footprint.

No action taken.

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

Sonja Hubbard provided information that discussions are still ongoing with entities interested in the available tracts of land in Texas and in Arkansas.

No action taken.

Additional news: Sharon Elkins provided that Representative VanDeaver is planning a Fall Townhall meeting in Texarkana at Texarkana College on October 14th. Judge Bobby Howell provided that Bowie County budget was approved in August.

VII. Agenda Items for Individual Consideration

- A. Discussion and possible action regarding approval of a resolution adopting the Member Entities' True-Up for use in FY 2023.

Kyle Dooley provided that TWU made their annual presentation of the Member Entities' True-Up report on Wednesday, July 13th. The proposed water production rate is shown to increase from \$1.0043/1000 Gallons used to \$1.2341/1000 Gallons used. This is a 22.88% increase overall. The administrative overhead cost is proposed to go from 6.11% to 6.57%. The board has had this item on the past two agendas to allow for any questions or comments from members. Staff has not received any comments or questions since the July 13th meeting.

A motion was made by Fred Milton and seconded by Van Alexander to approve RWRD RESO 20220928-01 adopting the Member Entities' True-Up for use in FY 2023. The motion passed unanimously.

- B. Discussion and possible action regarding approval of a resolution appointing the officers of the Board of Directors for FY 2023.

Kyle Dooley provided that the Directors have followed a rotation system for officers each year. This allows for maximum participation and leadership opportunities for each director. Following that system, the proposed officers for this year would be:

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

A motion was made by Sonja Hubbard and seconded by Van Alexander to approve RWRD RESO 20220928-02 appointing the officers of the Board of Directors for FY 2023 as presented. The motion passed unanimously.

- C. Discussion and possible action regarding the Riverbend Calendar and Board Meeting Schedule for FY 2023.

Kyle Dooley provided that the yearly calendar has been presented and approved without a resolution. The proposed calendar and board meeting schedule for FY 2023 is attached in the packet for consideration.

A motion was made by Fred Milton and seconded by Sonja Hubbard to approving the Riverbend Calendar and Board Meeting Schedule as presented. The motion passed unanimously.

- D. Discussion and possible action regarding approval of a resolution adopting the Revised 2022 Administrative Member Fund Budget, the Revised 2022 Wet Utilities Fund Budget, and the Revised 2022 Regional Water System Facilities Fund Budget of Riverbend Water Resources District.

Tara Houck, CFO, presented the Revised 2022 Administrative Member Fund Budget, the Revised 2022 Wet Utilities Fund Budget, and the Revised 2022 Regional Water System Facilities Fund Budget.

A motion was made by Sonja Hubbard and seconded by Fred Milton to approve RWRD RESO 20220928-03 adopting the Revised 2022 Administrative Member Fund Budget, the Revised 2022 Wet Utilities Fund Budget, and the Revised 2022 Regional Water System Facilities Fund Budget of Riverbend Water Resources District. The motion passed unanimously.

- E. Discussion and possible action regarding approval of a resolution adopting the FY 2023 Administrative Member Fund Budget, the FY 2023 Wet Utilities Fund Budget, and the FY 2023 Regional Water System Facilities Fund Budget of Riverbend Water Resources District.

Tara Houck, CFO, presented the FY 2023 Administrative Member Fund Budget, the FY 2023 Wet Utilities Fund Budget, and the FY 2023 Regional Water System Facilities Fund Budget by Tara Houck.

A motion was made by Van Alexander and seconded by Fred Milton to approve RWRD RESO 20220928-04 adopting the FY 2023 Administrative Member Fund Budget, the FY 2023 Wet Utilities Fund Budget, and the FY 2023 Regional Water System Facilities Fund Budget of Riverbend Water Resources District. The motion passed unanimously.

- F. Discussion and possible action regarding approval of a resolution authorizing the Executive Director/CEO to elect board trustees of Nationwide Life Insurance Company.

Kyle Dooley provided that Riverbend staff received a letter from the Nationwide Life Insurance Company on September 14, 2022. There is a Board of Directors Election this year. The ballot is due October 13, 2022. There are 5 candidates on the ballot, for 5 director positions on the Board of Directors. This resolution, if approved, would allow the Executive Director to submit the ballot on behalf of Riverbend this time, and also in future years, when requested by Nationwide.

A motion was made by Sonja Hubbard and seconded by Van Alexander to approve RESO 20220928-05 authorizing the Executive Director/CEO to cast votes, when requested, for the Nationwide Life Insurance Company Board of Trustees. The motion passed unanimously.

VII. Riverbend Reports

A. Board Members

No reports.

B. Executive Director/CEO

Kyle Dooley provided the following updates:

Regional Water System Project: Matt Garcia with Pape-Dawson provided an update. The deliverables are with the RWRD staff for review. Work continues with the USACE. They have updated the schedule in light of the delays with the Corps and they are still shooting for the same deadlines. Construction costs are being watched very closely. Kyle Dooley also provided that the reset meeting with the USACE went well. Pape-Dawson is working on the application based on the wording guidance from the Corps at that meeting. Once that application is completed and submitted, then design RFQs can be finalized for publication. Releasing the RFQs will signal to the Corps to let TWDB know that there is a way forward with the Regional Water System project so that TWDB can release design and construction funds. There is about a three-month process window once the RFQs are

posted to get into selection and negotiation. We would like to time the posting up with getting to sending in the intake application giving TWDB a three-month window to release funding. We do still have one more meeting with USACE before the intake application will be submitted.

Ultimate Rule Curve: They are working towards having a draft programmatic agreement and environmental assessment document completed by the USACE soon. The Corps held a meeting with the Caddo Nation, Riverbend, and the City of Texarkana, Texas on Saturday September 17th. It was a progress meeting on the timeline of the Cultural Resources Study as well as to address any questions any participants have leading up to the preparation of the documents. The USACE and the Caddo Nation were there to visit known cultural sites around Lake Wright Patman. Currently, those known sites are covered by riprap and to see how that preservation method is working and to confirm that is the preferred method of protection. There is still a standing biweekly call with USACE. This week we are hoping to hear discussion on the policy issues we have asked for clarification on. The decisions they make on those policies questions we have will have to address the top and the bottom of the Ultimate Rule Curve and the actual bottom of the storage elevation.

RRAD: Kyle, Eli Hunt, Director of Operations, and Tara Houck, CFO held a budget meeting with the contracting office last week that went well. The Army does want to replace all of their older lines and asked Riverbend to draft a preliminary schedule and a budget for that project. There has not been a study or a plan of this nature for them in the past. Riverbend staff will continue to meet with them regarding the plan for this study. There was also discussion on the Industrial Wastewater Plant. They would like for Kyle to reach out to our financial advisors to research payback options over 20 to 30 years. The schedule they choose will dictate the need for a contract modification.

Retail rates: Staff will continue to watch how retail business changes over the upcoming fiscal year and then address the need for an adjustment next year.

No action taken.

VIII. Executive Session

The board stood at ease at 12:42 p.m.

The board reconvened in Executive Session at 12:45 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 1:40 p.m.

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

IX. Next Riverbend Meetings

Riverbend Regular Meeting, October 26, 2022 at 12:00 p.m. at Riverbend Offices, 228 A Texas Avenue, New Boston, Texas 75570.

X. Adjournment

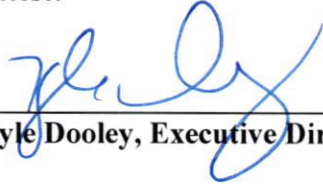
With no additional business to be discussed, a motion was made by Steve Mayo and seconded by Fred Milton to adjourn the meeting at 1:45 p.m. The motion passed unanimously.

The minutes of the Riverbend Water Resources District Board of Directors meeting, held on September 28, 2022, were read, and approved on the 26th day of October, 2022.



Van Alexander, President

Attest:



Kyle Dooley, Executive Director/ CEO

12:00 p.m.

[illegible]