

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

October 26, 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 12:05 p.m.

Directors Present:

Van Alexander, President
Steve Mayo, Vice President
Fred Milton, Treasurer

Directors Absent:

Tina Veal-Gooch, Past President
Sonja Hubbard, Secretary

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 September 28, 2022 Regular Meeting minutes.

- B. Discussion and possible action regarding approval of RESO 20221026-01 authorizing the Executive Director/CEO to enter into an agreement for services with Wilf Henderson, PC for annual audit services for FY 2022.

A motion was made by Fred Milton and seconded by Steve Mayo to approve the Consent Agenda Items as presented. The motion passed unanimously.

V. Presentation by Dr. Sandra Shambarger and Dr. Burks regarding fluoride and drinking water.

Dr. Shambarger, Dr. Deskin, and Dr. Burks presented the Board with information regarding the need for fluoride injection into the new regional water system

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).

No report. No action taken.

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

No report. No action taken.

VII. Agenda Items for Individual Consideration

- A. Discussion and possible action regarding approval of a resolution ratifying the service contract executed by the Executive Director/CEO with Red River Army Depot for analytical services.

Kyle Dooley provided that this annual service contract RWRD typically has in place for analytical testing of waste water. Red River Army Depot has provided this service for a number of years. The current contract was to expire on October 10, 2022 and the new contract was scheduled to start on October 11, 2022. We received the final copy of the contract to consider for execution on October 5, 2022. The testing we need provided is continual, so the contract needed to be signed so as not to allow an interruption in service. Upon guidance from our legal counsel, the Executive Director executed the contract and is asking for ratification for the new contract.

A motion was made by Steve Mayo and seconded by Fred Milton to approve RWRD RESO 20221026-02 ratifying the service contract executed by the Executive Director/CEO with Red River Army Depot for analytical services. The motion passed unanimously.

VII. Riverbend Reports

A. Board Members

Fred Milton provided an update on Region D. The Texas Water Development Board (TWDB) provided information on some policy changes. The federal government is getting involved in lead and copper. We anticipate some guidance coming down by the end of the year that may force water utilities and wholesale water providers to go beyond the meter with respect to lead and copper pipes. The infrastructure on the other side of the meter does not belong to the water provider but they could be held responsible for it. From a planning perspective on water demand and water usage is, they will no longer plateau the water use projection numbers. If there is a trend for the water use numbers to decrease, they will continue that decrease. If there is an increase, the projection numbers will increase.

B. Executive Director/CEO

Kyle Dooley provided the following updates:

Region D: Amendments to the contract with TWDB will be on the agenda next month. The remaining funds for the 5-year cycle will be available. Previously, there was just a portion of those funds available. The total will be in the neighborhood of \$1.1 Million.

Board Members: Tina Veal Gooch was approved at the TexAmericas Board meeting yesterday to continue to serve on the Riverbend Board. Sonja Hubbard is up for reappointment on the City of Texarkana, Texas' agenda. On October 12th, there was a mayors meeting held to discuss the At-Large Board Member currently held by Van Alexander. Two nominations were made via email. Counting the votes received, Van Alexander was reappointed as the At-Large Board Member. A draft resolution approving Mr. Alexander as the board member, will be sent individually to each at-large member entity for consideration at their board or council meeting before the end of the year.

Regional Water System Project: Matt Garcia with Pape-Dawson provided an update. Riverbend staff has completed the review of all documents. These documents will become part of the Request for Qualifications (RFQ) for a design consultant so that there is a clear understanding of the project. Pape continues to support staff on coordination with the USACE. Despite delays, the schedule is still on track. Construction costs are still being monitored. A new letter has been drafted for Riverbend to review for the initiation of the overall outgrant process and is being reviewed now. This outgrant process is related to the easement acquisition. This letter will be part of the application Riverbend submits for the intake. Riverbend will be in contact with Ray Russo to discuss the letter as well. This letter should get the USACE to start the review process to concur that there is a way forward so a formal letter can be submitted to the TWDB to get design and construction dollars released. Pape-Dawson is working on time estimates on when funds are released so we can back into the timeline on when the RFQ should be posted.

Ultimate Rule Curve: Mike Kingston sent an email regarding the scope of work and a cost estimate. The initial cost estimate was about \$2.3 million. Since that time, bids have come in closer to \$4.4 million. The project does have \$5.5 million set aside for the required

studies. This change will require either an amendment to the contributed funds agreement or a completely new agreement.

Industrial Wastewater Plant: The Army decided they do not want to apply for any TWDB programs for funding. They asked for an amortization schedule for 20-30 years on \$25-30 million from the open market. Kyle and Eli are reviewing the numbers before they're presented to Army at budget time in 2023.

No action taken.

VIII. Executive Session

The board stood at ease at 1:07 p.m.

The board reconvened in Executive Session at 1:15 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 1:54 p.m.

The board reconvened with quorum at 1:55 p.m.

IX. Next Riverbend Meetings

Riverbend Regular Meeting, November 16, 2022 at 12:00 p.m. at Riverbend Offices, 228 A Texas Avenue, New Boston, Texas 75570.

X. Adjournment

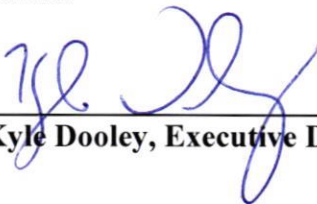
With no additional business to be discussed, a motion was made by Fred Milton and seconded by Steve Mayo to adjourn the meeting at 1:56 p.m. The motion passed unanimously.

The minutes of the Riverbend Water Resources District Board of Directors meeting, held on October 26, 2022, were read, and approved on the 16TH day of NOVEMBER, 2022.



Van Alexander, President

Attest:



Kyle Dooley, Executive Director/ CEO