## **MINUTES**

Regular Meeting
Laguna Madre Water District
Board of Directors
Wednesday, May 9, 2018
5:30 PM – 7:26 PM
Board Room

ITEM #1 QUORUM

PRESENT: Chairman, Scott D. Friedman

Vice Chairman, Rick A. Wells

Secretary, Doyle Wells Director, Herb Houston Director, Alex Avalos

**ADMINISTRATIVE STAFF:** General Manager, Carlos J. Galvan, Jr.

Director of Operations, Robert Gomez

District Engineer, Charles Ortiz

Purchasing Agent, Enrique Samaniego Director of Finance, Eddie Salazar

Attorney, Eduardo Ortiz

ITEMS DISCUSSED IN THE FOLLOWING ORDER: 1,2,3,4,5,6,7,13,23,24,8,9,10,11,12,14,15,16,17,18,19,20,21,22,25

ITEM #2 INVOCATION AND PLEDGE OF ALLEGIANCE

The Pledge Allegiance and Opening Prayer were done earlier at the Workshop.

ITEM #3 INVITATION TO THE AUDIENCE FOR PUBLIC COMMENTS

No one in the audience responded.

ITEM #4 CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL THE MINUTES OF WORKSHOP MEETING AND REGULAR

MEETING ON APRIL 11, 2018 (C. GALVAN)

# **DISCUSSION:**

• The motion was amended to approve both documents

• R. Wells abstained he was late to the Workshop and H. Houston abstained was absent

It was moved by D. WELLS, seconded by A. AVALOS:

To approve the Minutes of Workshop Meeting and Regular Meeting on April 11, 2018.

**MOTION CARRIED** 

ABSTAINED: R. WELLS

H. HOUSTON

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL AGREEMENT FOR FINANCIAL ADVISORY SERVICES WITH ESTRADA HINOJOSA & COMPANY, INC. (C. GALVAN) ◆

### DISCUSSION:

This agreement is in keeping with the prior agreement

On a motion made by **R. WELLS**, seconded by **A. AVALOS**:

To approve the Agreement for Financial Advisory Services with Estrada Hinojosa & Company, Inc.

**MOTION CARRIED** 

ITEM #6

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL THE ENGAGEMENT OF MCCALL, PARKHURST & HORTON LLP AS BOND COUNSEL FOR THE LAGUNA MADRE WATER DISTRICT (C. GALVAN)

### DISCUSSION:

McCall, Parkhurst & Horton Representative, Noel Valdez was present for questions and answers

On a motion made by **D. WELLS**, seconded by **R. WELLS**:

To approve the Engagement of McCall, Parkhurst & Horton LLP as Bond Counsel for the Laguna Madre Water District.

**MOTION CARRIED** 

ITEM #7

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL A RESOLUTION BY THE BOARD OF DIRECTORS OF THE LAGUNA MADRE WATER DISTRICT REQUESTING FINANCIAL PARTICIPATION FROM THE TEXAS WATER DEVELOPMENT BOARD; AUTHORIZING THE FILING OF AN APPLICATION FOR FINANCIAL PARTICIPATION, AND MARKETING CERTAIN FINDINGS IN CONNECTION THEREWITH (RESOLUTION NO. 158-05-18.

On a motion made by **D. WELLS**, seconded by **H. HOUSTON**:

To approve Resolution by the Board of Directors of the Laguna Madre Water District requesting Financial Participation from The Texas Water Development Board; Authorizing the Filing of an Application for Financial Participation, and Marketing Certain findings in connection therewith (Resolution No. 158-05-18).

**MOTION CARRIED** 

**ITEM #8** 

**GENERAL MANAGER'S REPORT** 

- UPDATE ON PROJECTS FROM 2008-2018
- HURRICANE DOLLY 2008 FEMA UPDATE

## REPORT:

- Update on projects from 2008-2018
  - Discussion on projects from 2008-2018
  - Possibly send to the press
- Hurricane Dolly 2008 FEMA Update:

# ITEM #8 CONTINUED

 Legal questions and personnel questions to be properly noticed at another meeting in Executive Session.

### **GENERAL MANAGER'S REPORT**

## **ACTIONS:**

• To be discussed at another meeting under Executive Session.

# ITEM #9 ENGINEER'S REPORT

- ISLA BLANCA WWTP RECLAIM
- PORT ISABEL WASTEWATER TREATMENT PLANT MODIFICATIONS
  - CONSTRUCTION PROGRESS UPDATE
  - o METHANE MONITORS AT MONOFILL PROPERTY LINE
  - CONSTRUCTION MANAGEMENT SERVICES

#### REPORT:

- Isla Blanca WWTP Reclaim:
  - o From 97 to 2015 used effluent water to water the causeway mediums. Stopped using effluent in 2015
  - o Permit renewal in 2015 was for Isla Blanca Park. SPI Reclaim Water is separate
  - SPI converted to potable. Considering to add a filter unit for compliance with current reuse rule and get SPI back on the effluent water. Waiting on the budget numbers
- Port Isabel Wastewater Treatment Plant Modifications:
  - o construction progress update
    - · 71% of the time based on the work
  - o Methane monitors at the monofill property line
    - Bid got advertised
    - The package got put together in-house
      - Prebid meeting yesterday, three bidders showed up, upcoming item to present at Board Meeting
- Construction Management Services
  - Should be able to get through the construction using Carollo to finish out the job
  - o Trying to figure out how to get a construction management services going for the sludge holding tanks
  - o Recommend doing an RFQ for engineering services

**ENGINEER'S REPORT** 

# ITEM #10 DIRECTOR OF OPERATION'S REPORT

MONTHLY REPORT

## REPORT:

- For May 2018
- o A total of 282 Service calls for Distribution
- o A total of 44 Service calls for Collection
- Discussion on a water shutoff on May 8, 2018

**DIRECTOR OPERATIONS' REPORT** 

CONSIDER AND REMOVE FROM THE TABLE THE FOLLOWING ITEM TABLED AT THE REGULAR MEETING ON APRIL 11, 2018:

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL PURCHASE OF AIR SUPPLY MATERIAL FOR ANDIE BOWIE WWTP (BID # WW-18-3-04).

It was moved by **D. WELLS**, seconded by **H. HOUSTON**:

Approval to remove item tabled at the Regular Meeting on April 11, 2018: Consider and discuss for possible approval purchase of air supply material for Andie Bowie WWTP (Bid # WW-18-3-04).

**MOTION CARRIED** 

**ITEM #12** 

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL PURCHASE OF AIR SUPPLY MATERIAL FOR ANDIE BOWIE WWTP (BID # WW-18-4-02). (E. SAMANIEGO)

### **DISCUSSION:**

- The material is for removing the air supply pipes at Andie Bowie WWTP
- The installation will be done in-house
- Received two sealed bids
- Inquired on Vendors who did not participate and responses.
- Requested quotes from two vendors who responded the item was not in stock. Both quotes amounts were higher than the sealed bids
- Recommendation to approve award the contract to lowest bid from Alamo Iron Works
- Discussion ensued regarding the specs and comparison, material not provided.

It was moved by **R. WELLS**, seconded by **H. HOUSTON**:

Motion to table.

**MOTION CARRIED, TABLED** 

# **ACTION:**

Item deferred to the next Regular Meeting on May 23, 2018, and to bring it back with the two comparable.

ITEM #13

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL AMI FERGUSON METERS. (R. GOMEZ)

# DISCUSSION:

Item previously discussed at the 4:00 PM Workshop

On a motion made by **H. HOUSTON**, seconded by **D. WELLS**:

To approve AMI FERGUSON METERS.

**MOTION CARRIED** 

ITEM #14

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL JOB DESCRIPTION FOR GENERAL MANAGER, DIRECTOR OF OPERATIONS, DISTRICT ENGINEER, AND DIRECTOR OF FINANCE (C. GALVAN)

# **DISCUSSION:**

No discussion, this item was tabled due to time

ITEM #14 CONTINUED

It was moved by **H. HOUSTON**, seconded by **R. WELLS**:

Motion to table.

**MOTION CARRIED. TABLED** 

**ACTION:** 

Item deferred to the next Regular Meeting on May 23, 2018.

**ITEM #15** 

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL A RESOLUTION ADOPTING A REVISED PERSONNEL POLICY FOR THE DISTRICT (RESOLUTION NO. 159-05-18) (C. GALVAN)

## **DISCUSSION:**

- No discussion
- This item goes with item #14 which got tabled due to time

On a motion made by **R. WELLS,** seconded by **H. HOUSTON**:

Motion to table.

**MOTION CARRIED, TABLED** 

**ACTION:** 

Item deferred to the next Regular Meeting on May 23, 2018.

ITEM #16

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL LEASE OF COPIERS/DIGITAL DUPLICATORS/COLOR PRINTERS FOR THE DISTRICT (E. SAMANIEGO)

## **DISCUSSION:**

- The current contract is ready to expire
- The recommendation to award the lowest bid from Dahill (48 months Lease)

It was moved by **D. WELLS**, seconded by **A. AVALOS**:

Move to approve.

**MOTION CARRIED** 

**ITEM #17** 

CONSIDER AND DISCUSS FOR RATIFICATION OF EMERGENCY ITEM FOR MO-VAC ENVIRONMENTAL, INC. TO HAUL WASTE ACTIVATED SLUDGE FROM PORT ISABEL WWTP TO LAGUNA VISTA WWTP SLUDGE DRYING BEDS (C. ORTIZ)

# **DISCUSSION:**

- Work done in April solids were getting high
- MO-VAC sole source provider for the truck size to be able to haul all the sludge
- How often is this done? Rare, this is one to allow us to stay within our permit
- Objection on listing it as an emergency item, it started before April 4.
- What is our Vacuum Truck capacity? (800 gallons capacity) Discussion ensued.
- Proposal amount \$9,770.00 but no invoice.

## ITEM #17 CONTINUED

On a motion made by **H. HOUSTON**, seconded by **A. AVALOS**:

To approval the proposal not to exceed \$9,770.00,

**MOTION CARRIED** 

# **ITEM #18**

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL CHANGE ORDER NO. 3 WITH CSA CONSTRUCTION, INC. FOR PIPE SUPPORTS AT PORT ISABEL WASTEWATER TREATMENT FACILITY MODIFICATIONS AND AMENDMENTS NO. 3 DEDUCT FOR CAROLLO ENGINEERS, INC. (C. ORTIZ).

# **DISCUSSION:**

- Large piping beneath the headworks sitting up 23 feet in the air, needs pipe support
- Total charge is 16,485.00
- No backup of amendment showing a deduct of \$16,485 to Carollo's contract

On a motion made by **H. HOUSTON**, seconded by **D. WELLS**:

To Approve the Change Order for the Contractor and for Staff to bring back the amendment for deduction from Carollo.

**MOTION CARRIED** 

### ACTION:

For next Regular Meeting on May 23, 2018, Board requested Staff to provide an amendment to Carollo contract for a deduct of \$16,485

# ITEM #19

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL A RESOLUTION DESIGNATING AUTHORIZED PARTIES TO ACT ON BEHALF OF THE LAGUNA MADRE WATER DISTRICT WITH REGARD TO THE DISTRICT'S BANK ACCOUNTS (RESOLUTION NO. 160-05-18). (E. SALAZAR)

### **DISCUSSION:**

No Discussion, approved

On a motion made by **R. WELLS**, seconded by **H. HOUSTON**:

To Approve the Resolution Designating Authorized Parties to Act on Behalf of the Laguna Madre Water District with regard to the District's Bank Accounts (Resolution No. 160-05-18).

**MOTION CARRIED** 

# ITEM #20

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL THE FINANCIAL REPORT FOR MARCH 2018. (E. SALAZAR)

# **DISCUSSION:**

- Revenues are pretty much on target compared to this point from last year
- Will provide a new format for April 2018, Financial Report, easier to read

On a motion made by **A. AVALOS**, seconded by **R. WELLS**:

To Approve the Financial Report for March 2018.

**MOTION CARRIED** 

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL INVESTMENT REPORT FOR QUARTER ENDING MARCH 31, 2018. (E. SALAZAR) ◆

## **DISCUSSION:**

- Investments are up, more than doubled from this point from last year
- More income

On a motion made by **H. HOUSTON**, seconded by **A. AVALOS**:

To Approve Investment Report for Quarter Ending March 31, 2018.

**MOTION CARRIED** 

**ITEM #22** 

CONSIDER AND REVIEW EXPENDITURES FOR APRIL 1-30, 2018. (C. GALVAN)

## **RESULTS:**

• There were no comments on expenditures. The Board acknowledged the expenditures

It was moved by **H. HOUSTON**, seconded by **R. WELLS**:

To move to accept.

**EXPENDITURES ACKNOWLEDGED** 

**ITEM #23** 

EXECUTIVE SESSION PERMITTED BY THE OPEN MEETING ACT, V.T.C.A., GOVERNMENT CODE SECTION 551.001 ET. SEQ., UNDER SECTION 551.071, CONSULTATION WITH ATTORNEY; SECTION 551.072, DELIBERATION ABOUT REAL PROPERTY

- A. CONSIDER AND DISCUSS PURCHASE OF WATER RIGHTS •
- B. CONSIDER AND DISCUSS WATER RIGHTS AGREEMENT WITH GARCIA DOUGHERTY INTERESTS •
- C. DISCUSSION ON LEGAL MATTERS WITH COUNSEL CONCERNING 6900 PADRE BLVD./7200 PADRE BLVD.

It was moved by **A. AVALOS**, seconded by **R. WELLS**:

To go into executive session at 5:37 PM.

**MOTION CARRIED** 

It was moved by **R. WELLS**, seconded by **A. AVALOS**:

To come out of executive session at 6:54 PM.

**MOTION CARRIED** 

**ITEM #24** 

CONSIDERATION AND ACTION ON EXECUTIVE SESSION ITEMS, IF NECESSARY

Executive Session results are listed below.

A. CONSIDER AND DISCUSS PURCHASE OF WATER RIGHTS.

It was moved by **H. HOUSTON**, seconded by **D. WELLS**:

Move to purchase as directed.

**MOTION CARRIED** 

В.	CONSIDER AN	ID DISCUSS WATER RIGHTS AGREEMENT WITH GARCIA DOUGHERTY INTERESTS
lt ۱	was noted b	y the CHAIRMAN:
		Motion is to Proceed as directed.
C.		ON LEGAL MATTERS WITH COUNSEL CONCERNING 6900 PADRE BLVD./7200 PADRE BLVD.
It۱	was noted b	y the CHAIRMAN:
		Motion is to Proceed as directed.
ITE	M #25	<u>ADJOURNMENT</u>
		N adjorned the meeting at <b>7:26 PM.</b>
		SCOTT FRIEDMAN, CHAIRMAN
DO	YLE WELLS, SEC	CRETARY
		MINUTES APPROVED THIS <u>23<sup>rd DAY</sup></u> OF <u>MAY</u> 2018.

CONTINUED