

**Benbrook Water Authority**  
**1121 Mercedes Street**  
**Regular Meeting**  
**February 5, 2019**  
**2:30 p.m.**

The Board of Directors for the Benbrook Water Authority met in a regular meeting on February 5, 2019 with the following Directors present:

President Rick Whitehurst  
Secretary David Clark  
Director David Hafer  
Director Robert Cook

Absent:

Vice-President Pat Dunkin

Also Present:

David Smith, General Manager  
Sheila Rushing, Recording Secretary  
David Wasson, Executive Advisor to Board

Others Present:

Tim Chovanec, Attorney  
Cathy Morris, Benbrook EDC  
Hillary Cromer, Benbrook EDC

President Whitehurst called the meeting to order at 2:31 p.m. and Director Hafer gave the invocation.

**Reports of Manager**

Mr. Smith gave a brief update on the following:

1. WTP Pre-oxidation Channel Improvements
2. Disinfection System Evaluation
3. Vehicle Procurement
4. AV Improvements Update
5. WaterSmart Update

**New Business**

1. Consider, discuss and possibly approve service agreement renewal with Hach Corporation for Quarterly calibration, maintenance and repair coverage for turbidity and chlorine monitoring equipment.

In 2018, BWA executed a service agreement renewal with Hach Corporation to provide 4

maintenance visits per year for all 22 units, including required calibration and documentation, as well as to provide any replacement parts which may be required for these units and related equipment. Additionally, the agreement covered service for chlorine residual analyzers manufactured by Hach which are used at the plant. The current agreement expires later this month.

Staff have received a proposal from Hach Corporation for the renewal of this agreement, with a slight price increase (\$882 or 3.6%) from last year's agreement. The total estimated cost for services currently proposed is \$25,476.

After a brief discussion, motion was made by Secretary Clark, second by Director Hafer to authorize the acceptance of the extended service agreement proposal from Hach Corporation for a total amount of \$24,594 and authorize the General Manager to execute the agreement.

Vote on motion.

Ayes: Director Cook, President Whitehurst, Secretary Clark and Director Hafer.

Noes: None.

Absent: Vice-President Dunkin.

Motion carries.

2. Consider, discuss and possibly approve Chlorine Dioxide Contract Extension with Evoqua Water Technologies.

The contract rate for supply of sodium chlorite, which is used in the preparation of chlorine dioxide, will be \$0.817 per pound of liquid sodium chlorite, an increase of 6.9% over last year's approved rate of \$0.764 per pound (which had not changed since 2015).

After a brief discussion, motion was made by Secretary Clark, second by Director Hafer to approve the contract extension with Evoqua as presented and authorize the General Manager to execute the agreement.

Vote on motion.

Ayes: President Whitehurst, Secretary Clark, Director Hafer and Director Cook.

Noes: None.

Absent: Vice-President Dunkin.

Motion carries.

3. Consider, discuss and possibly approve 2018 Budget Adjustments.

Motion was made by Director Cook, second by Secretary Clark to approve the 2018 Budget Adjustments as presented.

Vote on motion.

Ayes: Secretary Clark, Director Hafer, Director Cook, and President Whitehurst.

Noes. None.

Absent: Vice-President Dunkin.

Motion carries.

4. Consider and approve request from attorney to authorize Gunnar Seaquist to execute all necessary documents to finalize a settlement agreement with the attorney general's office relating to the public information act request from the Dallas Morning News and related appeal by BWA which is now pending in Austin, Travis County, Texas.

Mr. Chovanec stated this item would be reserved for Executive Session.

#### **Public Comment**

There was no Public Comment.

#### **Director / Staff Comment**

There were no Director / Staff comments.

President Whitehurst closed the open meeting at 2:54 p.m.

#### **Executive Session (3:36 p.m.)**

1. Conduct Closed Executive Session Pursuant to Government Code Section 551.071, to Consult with the BWA Attorney Regarding Pending or Contemplated Litigation, Settlement Offers, or on Matters in Which the Duty of the Attorney to the BWA under the Texas Disciplinary Rules of Professional Conduct Clearly Conflicts with Chapter 551, Government Code.
  - Any other item set forth in any section of this notice/agenda

#### **Re-Convene Open Meeting (3:44 p.m.)**

1. Take any action necessary from Executive Session.

Motion was made by Secretary Clark, second by Director Hafer to approve request from Attorney to authorize Gunnar Seaquist to execute all necessary documents to finalize a

settlement agreement with the Attorney General's office relating to the public information act request from the Dallas Morning News and related appeal by BWA which is pending in Austin, Travis County, Texas.

Vote on motion.

Ayes: Director Hafer, Director Cook, President Whitehurst, and Secretary Clark.

Noes: None.

Absent: Vice-President Dunkin.

Motion carries.

There being no further business, the meeting adjourned at 3:46 p.m.

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Board President

\_\_\_\_\_  
Date

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Recording Secretary