

MINUTES

ACTON MUNICIPAL UTILITY DISTRICT

The Board of Directors of Acton Municipal Utility District met in regular session at 9:00 a.m., Wednesday, May 20, 2026. Notice of said meeting was posted as prescribed by Chapter 54, Article 109, of the Texas Water Code.

Regular Session

May 20, 2026

Directors Present

R. Lewis
J. Featherston
G. Rose
V. Vernon
D. Maunder

Staff Present

R. English
C. Neal
R. Evert
T. Riggio
S. Dollins

Visitors

C. Hay, P.E.,
Enprotec/Hibbs & Todd
C. Rich, P.E.,
Enprotec/Hibbs & Todd

Directors Absent

None

Call to Order

Ray Lewis, Board President, called the meeting to order at 9:00 a.m.

Recognition of Visitors

The visitors listed were introduced.

Invocation

By John Featherston.

- A. After discussion, a motion was made to accept the minutes from the Regular Meeting April 15, 2026.

Motion: Vernon
Second: Rose
Vote: All ayes

- B. Open Forum – No one was present for open forum.

- C. Executive Session – The Board entered into closed executive session at 9:02 a.m. to discuss the following:

1. Gov. Code 551.071: Consultation with Attorney regarding pending or contemplated litigation.

Executive Session adjourned at 9:21 a.m. and returned to open session at 9:23 a.m.

- D. No action on pending or contemplated litigation.

- E. Richard English presented a memorandum dated May 15, 2026 requesting ratification of a proposal with Day Services, LLC for the Texas EMS/Indian Harbor Fire Department Water Line Project. As stated in the memo, the Board approved to extend an offsite water line to serve the new Indian Harbor Fire Station at the October 2025 Board Meeting. Attached for review is the proposal from Day Services, LLC to construct the line. Given the need to expedite the project, R. English accepted the proposal on behalf of AMUD April 16th.

Upon commencement of the project by Day Services, Ricky Reeves of Texas EMS met with T. Riggio requesting the line be extended on site to locate the fire hydrant and water service in closer proximity to the new building. Texas EMS agreed to cover the increase in the project costs.

After discussion, a motion was made to approve the ratification of the proposal from Day Services, LLC for the Texas EMS/Indian Harbor Fire Department Water Line Project in the amount of \$115,387.00.

Motion: Vernon
Second: Rose
Vote: All ayes

- F. Chris Hay, P.E. of eHT presented Change Order No. 3 for the Wastewater Treatment Plant No. 2 Improvements Project for Board consideration. Changes are minor and encompass items already completed by Bar Constructors, Inc. (BAR) that were necessary to relocate an injection point and level transmitters to work around issues that came up in the field for placement of these items in relation to existing structures. Included in the Change Order is a time extension request to allow for a substantial completion date of June 29, 2026 and final completion date to July 26, 2026. The Change Order is an increase in the contract price of \$5,985.69.

After discussion, a motion was made to approve Change Order No. 3 in the amount of \$5,985.69, including the time extension request.

Motion: Vernon
Second: Maunder
Vote: All ayes

- G. Colden Rich, P. E. of eHT was present to discuss and answer questions regarding Amendment No. 1 to Work Order No. 17 Scope of Services for Engineering Services, Phase 1 – SWATTS Capacity Restoration Project. The amendment redirects the design of the plant from 18 mgd, which included JCSUD, back to the original expansion for AMUD's demands to 13mgd. The lump sum compensation for the final design services associated is increased by \$232,000.00 to \$1,192,000. He expanded on the breakdown of costs for the project.

After discussion, a motion was made to approve Amendment No. 1 to Work Order No. 17 scope of services for engineering services Phase 1 – SWATS Capacity Restoration Project contract adjustment by \$232,000.00.

Motion: Rose
Second: Vernon
Vote: All ayes

H. The Engineer's Report was presented by Chris Hay, P.E. of eHT. He reported on the following:

- WWTP #2 Improvements – The current substantial and final completion dates are June 5, 2025 and July 10, 2025 respectively based on the approval of Change Order 2. The new sludge pumps are in and wired, working with BAR on installation. The new sludge pumps will allow operation and startup of the dewatering system which should put completion of the project in June and then follow up with a walk through inspection.
- Pecan Plantation Elevated Storage Tank Improvements – The final completion date per the contract was March 26, 2025. The contractor, Phoenix Fabricators and Erectors, LLC (Phoenix), reached final completion on April 7, 2026, the tank is in service and all punch list items are complete. Phoenix has disputed the validity of liquidated damages in relation to their delay in completing the project. Coordination is ongoing regarding final payment and close-out of the project.
- Acton Loop Water Line Extension Improvements – eHT and Staff met onsite with landowners who requested a change to the easement on the shopping center site to include modifications to the existing sewer service line from one of the buildings. Plans were reviewed with Staff on April 16th, and eHT is wrapping up revisions from that review meeting to finalize plans for right of way permits, which should be submitted this month.
- Fall Creek Highway Water Line Improvements – The design survey is complete and eHT is in the process of completing plans for Staff review. Anticipate that Staff can review plans by the first week of June.
- Lift Station 11 Improvements – The electrical improvements for the lift station are complete and operational. eHT is working with the TWDB on a request for unused funds from the previous WWTP #1 project to allow remaining funds to be directed towards the Lift Station 11 Improvements.
- WWTP #1 Survey – eHT has completed the field work, in the process of preparing the draft boundary for the portion of property to be sold for development. It is anticipated that a draft boundary will be ready the week of May 18th for Staff review. After confirmation of the boundary, eHT's Surveyor will finalize the property description and survey for the transaction.

General Services Tasks

1. TWDB Reports

- a. 2025 Water Use Survey – eHT assisted Staff in preparation of this report that was submitted to TWDB in advance of the 3/1/2026 deadline.

- b. 2025 Water Loss Audit – eHT assisted Staff in preparation of this report that was submitted to the TWDB by 5/1/2026.
- c. 2025 Water Conservation Plan Annual Report – eHT assisted Staff in preparation of this report due that was submitted to the TWDB by 5/1/2026.

Colden Rich, P.E. of eHT presented SWATS Project updates. He reported on the following:

Phase 1 Capacity Restoration Project

- Given JCSUD's response, eHT is working toward defining a new scope of work and are in the process of updating the Basis of Design Technical Memorandum to be submitted to Staff for review within the next week.
- Biwater (RO Train 5 Manufacturer) is scheduled to be onsite June 1st to complete refurbishment work, membrane loading and commissioning of RO5. The control panel updates are completed and just the installation of the UPS remains, which should be completed within the next couple of weeks.
- H2O Innovations will be onsite to begin working on RO Trains 3 and 4 the week of June 1st. The materials associated with these improvements have been delivered.

Direct Filtration Full-Scale Pilot

- TCEQ is currently reviewing the pilot report for this mode of operation.

Waste Discharge Pipe Repairs

- Purcell Contracting is currently working on issues with air in the discharge pipe, apparently this has been an ongoing issue since the plant originally began operations.

Solids Handling Improvements

- eHT is proposing to pilot sludge dewatering units onsite to determine which technologies work best with the sludge produced at the SWATS Facility. eHT will continue coordinating with other manufacturers to have additional pilot units run onsite to determine the dewatering capabilities. Tentative for start up the 1st or 2nd week of July.

After discussion, a motion was made to accept the Engineers Report.

Motion: Featherston
Second: Maunder
Vote: All ayes

- I. The Operational Report was presented by T J Riggio. He reported there were no positive bacteriological samples in April. T. Riggio reported unaccounted water for the month of April is 7.14%, the 12-month rolling average is 9.44%. Under water wells he reported, with Well No. 9 being shut down, we are having to reconfigure the disinfection to get Well 26 back in service; Well No. 16 has some issues with SCADA; Well No. 21, there are electrical issues at the meter, waiting on Oncor; Well No. 24 is back in service; Well No. 29 is down for maintenance.

T. Riggio reported during the month of April, WWTP No. 1 received 6.68 MG of flow (down from last month) and was at 24% of the average permit; WWTP No. 2 received 10.03 MG of flow (up from last month) and was at 69% of the average permitted flow under the existing 487K permit; under the future 820K permit this would be 41%. T. Riggio reported both plants are within permit for the month of April.

T. Riggio reported the statistics on SWATS surface water. Total plant production for the month of April is 71,140,000 gallons; JCSUD took 42,568,000 gallons, or 59.84%. AMUD's allocation acre-ft is 87.7 (annual water rights 4,000 acre/ft system rate). He also reported on the raw and finished Chlorides and Turbidity.

Under the Major Projects List, he reported the meter change out program is moving along, 88 meters were changed out during the month of April.

After discussion, a motion was made to accept the Operational Report for April, 2026.

Motion: Featherston
Second: Rose
Vote: All ayes

- J. Bob Evart presented the Financial Report for April, 2026. He reviewed the revenues and changes for overall water and sewer, water revenues from customers, wholesale water, sewer revenues from customers, other sewer revenues and impact fees. He presented the SWATS chart and reviewed the revenue, expenses and AMUD cost per 1,000 gallons. He informed the Board that a large bond payment was paid during the month of April; this payment is a semi-annual payment with principal and interest. He discussed individual items listed on the Items of Interest page.

After discussion, a motion was made to accept the Financial Reports for April, 2026.

Motion: Vernon
Second: Rose
Vote: All ayes

- K. The General Manager's Report was presented by Richard English. He reported on the following items:
1. The Regular Meeting for June is scheduled for 9:00 a.m., Wednesday, June 17, 2026. Committee meetings are scheduled for Thursday, June 11th.
 2. AMUD Office is closed Monday, May 25th for Memorial Day.
 3. Presented a copy of the 2025 Consumer Confidence Report (CCR).
 4. Articles – "County addresses Canyon Creek wastewater woes" from Hood County News, and an article by Arianna Skibell about neighbors of a data center in Georgia, "A data center drained 30M gallons of water unnoticed – until residents complained about low water pressure".

Open Items

1. SWATS Expansion.

After discussion, a motion was made to accept the Managers Report.

Motion: Vernon
Second: Maunder
Vote: All ayes

L. Items from Board Members:

Rose:
None

Featherston:
None

Vernon:
None

Maunder:

1. Reported he talked with an exhibitor at the Texas Water 2026 Conference about satellite leak detection. He presented Staff with a brochure and will bring the contact information.

Lewis:

1. Reported on the Texas Water 2026 Conference. In his opinion, the technical sessions were not good, we might need to think about the value to the District if we attend next year. He did say however that eHT did a good job, he also had an opportunity to talk to Keith Kindle and was briefed on current legislation and what the District may want to look at as to our needs and money that may be available.

Adjournment

A motion was made to adjourn at 10:58 a.m.

Motion: Maunder
Second: Rose
Vote: All ayes



Secretary, Board of Directors
Acton Municipal Utility District