

MINUTES

ACTON MUNICIPAL UTILITY DISTRICT

The Board of Directors of Acton Municipal Utility District met in regular session at 9:00 a.m., Wednesday, April 15, 2026. Notice of said meeting was posted as prescribed by Chapter 54, Article 109, of the Texas Water Code.

Regular Session

April 15, 2026

Directors Present

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

Staff Present

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

Visitors

C. Hay, P.E.,  
Enprotec/Hibbs & Todd  
C. Rich, P.E.,  
Enprotec/Hibbs & Todd  
M. Hanson, P.E.,  
Enprotec/Hibbs & Todd  
D. Hanson, Mayor DCBE  
J. Hericks, DCBE

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 Ray Lewis.

A. After discussion, a motion was made to accept the minutes from the Regular Meeting March 18, 2026.

Motion: Rose  
Second: Vernon  
Vote: All ayes

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

C. The Engineer’s Report was presented by Chris Hay, P.E. of Enprotec/Hibbs & Todd (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. BAR is working through some issues with the sludge pumps/dewatering system that came up during startup; new sludge pumps are scheduled to be delivered this week. Electrical modifications to accommodate the sludge pumps should be completed the week of April 20<sup>th</sup> and should be

operational by the end of April, which would put final completion of the project in May or early June.

- 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 is pushing back on the value of liquidated damages imposed on them by AMUD Board action at the January 21, 2026 Regular Board Meeting. eHT is coordinating with Phoenix on a path forward to process the remaining pay applications and moving towards project close out.
- 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. The easement has been modified, and plans are ready for final review with Staff. Upon completion of review and any subsequent plan updates, eHT will proceed with submittal to TxDOT for utility installation permits and coordination with the County for installation in the County right of way.
- Fall Creek Highway Water Line Improvements – eHT is finalizing design survey data to locate existing utilities and working on plans and specifications for review with Staff. Subsurface Utility Engineering (SUE) is complete to identify exact locations and depths of the existing raw water lines, discharge line, and other water lines that the proposed line will be crossing. eHT is moving forward with design based on the survey and SUE information.
- Lift Station 11 Improvements – The electrical improvements for the lift station are complete and operational. eHT is waiting to hear from TWDB on the release of funds from the WWTP No. 1 project to allow remaining funds be directed towards the Lift Station 11 Improvements.

#### 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 is in coordination with Staff to prepare this report due to the TWDB by 5/1/2026.
  - c. 2025 Water Conservation Plan Annual Report – eHT is in coordination with Staff to prepare this report due to the TWDB by 5/1/2026.

C. Hay also presented a proposal from Day Services, LLC in the amount of \$115,387.00 for the Texas EMS Water Line Project at the Indian Harbor Fire Department. Construction of an offsite water line was approved by the AMUD Board of Directors in the amount of \$106,000.00 at the October 15, 2025 Regular Meeting. The contractor is available to move forward with this project; this is the same contractor that is scheduled to do the Sewer Line Relocation on Laredo in DCBE. R. English gave the go ahead for them to start. An agenda item will be on the May agenda to ratify the action.

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

- Phase 1 Capacity Restoration Project – The design of the proposed improvements for the Phase 1 Project are ongoing. Biwater (RO Train 5 Manufacturer) has stated they will be onsite the weeks of May 4<sup>th</sup> and May 13<sup>th</sup> to complete the refurbishment work, membrane loading and commissioning of RO5. eHT and SWATS Staff have been in coordination with H2O Innovations on the proposed improvements to RO Trains 1-4. The material is expected to be delivered about the same time that Biwater is scheduled to be onsite.
- 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 the installation of the pipeline. There are some issues with air in the line, reviewing some modifications to complete the installation.
- 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.

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

Motion: Featherston  
Second: Vernon  
Vote: All ayes

D. The Operational Report was presented by T J Riggio. He updated the Board on the following: Lift Station No. 11 in DCBE – Repairs to the lift station are complete. The electrical service is upgraded to accommodate the planned lift station upgrades; Rotor Motor at the WWTP in DCBE – Replaced the motor for one of the digestors.

T. Riggio reported during the month of March, WWTP No. 1 received 6.91 MG of flow (up from last month) and was at 24% of the average permit; WWTP No. 2 received 9.624 MG of flow (up from last month) and was at 64% of the average permitted flow under the existing 487K permit; under the future 820K permit this would be 37%. T. Riggio reported both plants are within permit for the month of March.

T. Riggio reported there were no positive bacteriological samples in March. Under water wells, he reported on Well No's. 9 and 26; He stated Well No. 9 basically does not exist in the system anymore, a new hole will have to be drilled for a replacement well and will therefore be given a new well number. 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. 18, the well stopped producing colored water after crews flushed the well out, it is now back in full use; Well No. 21,

there are electrical issues at the meter, waiting on Oncor; Well No. 24, there are electrical issues, waiting on a part to be delivered; Well No. 25 is back in service; Well No. 29 is down for maintenance.

T. Riggio reported the statistics on SWATS surface water. Total plant production for the month of March is 87,166,000 gallons; JCSUD took 44,963,000 gallons, or 52%. AMUD's allocation acre-ft is 129.5 (annual water rights 4,000 acre/ft system rate). He also reported on the raw and finished Chlorides and Turbidity.

T. Riggio reported unaccounted water for the month of March is 35.95%, the 12-month rolling average is 10.26%.

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

Motion: Vernon  
Second: Rose  
Vote: All ayes

E. Executive Session – The Board entered into closed executive session at 9:57 a.m. to discuss the following:

1. Gov. Code 551.071: Consultation with Attorney regarding pending or contemplated litigation.
2. Gov. Code 551.072: Deliberation regarding real property in the purchase, exchange, lease or value.

Executive session adjourned at 10:45 a.m. and returned to open session at 10:48 p.m.

F. No action taken on pending or contemplated litigation.

G. No action taken on deliberation regarding real property in the purchase, exchange, lease or value.

H. Richard English presented a revised Letter of Intent from Mr. Hericks, President of North Gate Property, LLC dated April 10, 2026 regarding the purchase of approximately 5.6 acres located adjacent to the AMUD Facility, 4300 Cimmaron Trail, DeCordova Bend Estates for Board consideration. As stated in the letter, the purchase price is \$25,000 per acre as determined by a survey. Pending the survey and getting the exhibits put together, Staff is satisfied with the sale of property at \$25,000 per acre.

After discussion, a motion was made to approve the sale of approximately 5.6 acres located at 4300 Cimmaron Trail, DeCordova Bend Estates, Granbury, Texas in the amount of \$25,000 per acre.

Motion: Featherston  
Second: Maunder  
Vote: All ayes

- I. Bob Evert presented a request for Board consideration to write off the net uncollectible accounts in the amount of \$5,758.12 for the 2<sup>nd</sup> quarter fiscal year, 1<sup>st</sup> quarter calendar year 2026. Year to date write off rate of revenue is 0.29%.

After discussion, a motion was made to write off the net uncollectible accounts in the amount of \$5,758.12 for the 2<sup>nd</sup> quarter fiscal year, 1<sup>st</sup> quarter calendar year, 2026.

Motion: Rose  
Second: Maunder  
Vote: All ayes

- J. Bob Evert presented the Quarterly Investment Report, 2<sup>nd</sup> quarter fiscal year, 1<sup>st</sup> quarter calendar year, 2026 for Board consideration.

After discussion, a motion was made to approve the Quarterly Investment Report, 2<sup>nd</sup> quarter fiscal year, 1<sup>st</sup> quarter calendar year, 2026.

Motion: Rose  
Second: Vernon  
Vote: All ayes

- K. Bob Evert presented the Financial Report for March, 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.  
B. Evert presented the new SWATS chart and reviewed the revenue, expenses and AMUD cost per 1,000 gallons. He reported no changes to the Balance Sheet.

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

Motion: Featherston  
Second: Rose  
Vote: All ayes

- L. The General Manager's Report was presented by Richard English. He reported on the following items:
  1. The Regular Meeting for May is scheduled for 9:00 a.m., Wednesday, May 20, 2026. Committee meetings are scheduled for Thursday, May 14<sup>th</sup>.

2. Texas Water 2026 Conference in San Antonio – April 27-30. Ray, John and Denny are attending.
3. Articles – “Is Hood County’s Amazon loss Somervell’s gain?” from Hood County News.

Open Items

1. SWATS Expansion – R. English presented an email dated April 10<sup>th</sup> from Josh Howard, General Manager of JCSUD listing factors as to why JCSUD is not in position to continue forward with the project as currently structured; and stated their preference at this time is to maintain a 5 mgd commitment over a 20-year term. R. English stated we may need to ‘tap the brakes’ on moving toward 18 mgd. C. Rich stated there are improvements that still need to be made, some of which will still be moving toward 18 mgd. R. Lewis recommends an accounting of cost to capture funds, including cost of engineering that goes towards the expansion to 18 mgd. C. Hay suggest it might be good to schedule a meeting of the SWATS Expansion Committee to discuss further.

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

Motion: Featherston  
Second: Rose  
Vote: All ayes

M. Items from Board Members:

Maunder:  
None

Vernon:  
None

Featherston:  
None

Rose:  
None

- Lewis:
1. Gave kudos to R. English on the sale of the 5.62 acres at 25,000 per acre.

Adjournment

A motion was made to adjourn at 11:11 a.m.

Motion:       Vernon  
Second:       Rose  
Vote:           All ayes



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Secretary, Board of Directors  
Acton Municipal Utility District