

1. 3:00 P.M. Wastewater Committee Meeting Agenda

Documents:

[2025-03-26 WASTEWATER COMMITTEE AGENDA.PDF](#)

- 1.1. 3:00 PM Wastewater Committee Meeting Presentation

Documents:

[2025-03-26 WASTEWATER COMMITTEE PRESENTATION.PDF](#)



NORTH TEXAS MUNICIPAL WATER DISTRICT

**501 E. Brown Street • Wylie, Texas 75098
(972) 442-5405**

**WASTEWATER COMMITTEE MEETING (VIA VIDEOCONFERENCE)
WEDNESDAY, MARCH 26, 2025
3:00 P.M.**

Notice is hereby given pursuant to V.T.C.A., Government Code, Chapter 551, that the Board of Directors of North Texas Municipal Water District (NTMWD), Wastewater Committee, will hold a regular meeting by videoconference, accessible to the public, on Wednesday, March 26, 2025, at 3:00 p.m.

The Presiding Officer will be present at the meeting location, the NTMWD Administrative Offices, 501 E. Brown Street, Wylie, Texas 75098, with two-way video and audio communication between Board members participating by videoconference, establishing a quorum. The public may attend the meeting in person at the meeting location. Audio and video of Board members participating by videoconference will be visible to members of the public in attendance at the meeting location. The meeting will be recorded, and the audio recording will be available on the NTMWD website after the meeting.

Members of the public wishing to listen to live audio from the meeting may do so by calling in at (469) 210-7159 or toll free (844) 621-3956 and entering the following access code: 928 587 040. Please note this line will not provide for two-way communication and public comment at the meeting must be made in person at the meeting location.

AGENDA

I. CALL TO ORDER

II. PUBLIC COMMENTS

We welcome members, customers, and the public to participate during the public comment period of the meeting. Before the start of the meeting, speakers must complete and submit a "Public Comment Registration Form." During this portion of the meeting, speakers will be recognized by name and asked to provide their comments. The time limit is three (3) minutes per speaker, not to exceed a total of thirty (30) minutes for all speakers. Texas Open Meetings Act prohibits the Committee from discussing items not listed in the agenda. However, Committee Members may respond with factual or policy information.

III. OPENING REMARKS

- A. Chair/Executive Director/Committee Champion Status Report concerning legislation and regulatory matters, budgets, current projects and ongoing Wastewater System programs of the District

IV. ACTION ITEMS

- A. Consider approval of Wastewater Committee meeting minutes – February 26, 2025
- B. **Rowlett Creek Trunk Sewer Extension Rehabilitation and Improvements; Project No. 501-0594-24; Tabulation of Bids and Award of Contract, Internal Inspection Services, and Engineering Services Agreement**
 - Consider a recommendation on authorizing award of a construction contract in the amount of \$281,900 to Canary Construction, Inc., authorizing internal inspection services in the amount of \$75,690, and authorizing funding in the amount of \$68,426 to BGE, Inc. for construction phase engineering services for the Rowlett Creek Trunk Sewer Extension Rehabilitation and Improvements project
- C. **Wilson Creek Transfer Force Mains; Project No. 501-0495-18; Change Order No. 4**
 - Consider a recommendation on authorizing funding in the amount of \$6,485,578 and contract time to McKee Utility Contractors, LLC for a construction change order for the realignment of the proposed Wilson Creek Transfer Force Mains on the Encore Wire property
- D. **Beck Branch Parallel Interceptor Improvements, Beck Branch Parallel Interceptor Phase II and Plano Spring Creek Force Main Parallel; Additional Legal Services; Project No. 501-0439-16**
 - Consider a recommendation on authorizing funding in the amount of \$525,000 for additional legal services with Saunders, Walsh, & Beard, Attorneys & Counselors, for the Plano Spring Creek Force Main Parallel portion of the Beck Branch Parallel Interceptor Improvements project

V. DISCUSSION ITEMS

- A. Update on Rowlett Creek Regional Wastewater Treatment Plant Pretreatment Program
- B. Opportunity for Committee members to provide feedback on Wastewater Committee meeting or request potential future agenda items

VI. ADJOURNMENT

REQUIRED LEGAL NOTICES

The Wastewater Committee is authorized by the Texas Open Meetings Act to convene in closed or executive session for certain purposes. These purposes include receiving legal advice from its attorney (Section 551.071); discussing real property matters (Section 551.072); discussing gifts and donations (Section 551.073); discussing personnel matters (Section 551.074); or discussing security personnel or devices (Section 551.076). If the Wastewater Committee determines to go into executive session on any item on this agenda, the Presiding Officer will announce that an executive session will be held and will identify the item to be discussed and provision of the Open Meetings Act that authorizes the closed or executive session.

Persons with disabilities who plan to attend the NTMWD meeting and who may need auxiliary aids or services are requested to contact Shannon Sauceman in the NTMWD

Administrative Offices at (972) 442-5405 as soon as possible. All reasonable efforts will be taken to make the appropriate arrangements.

Pursuant to Section 30.05, Penal Code (criminal trespass), a person may not enter this property with a firearm. Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun. Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.



NORTH
TEXAS
MUNICIPAL
WATER
DISTRICT

Regional. Reliable. Everyday.

Regional Service Through Unity:
Meeting Our Region's Needs Today
And Tomorrow



WASTEWATER COMMITTEE MEETING

MARCH 26, 2025



Agenda

- I. CALL TO ORDER
- II. PUBLIC COMMENTS
- III. OPENING REMARKS
- IV. ACTION ITEMS
- V. DISCUSSION ITEMS
- VI. ADJOURNMENT



Agenda

IV. ACTION ITEMS

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- D. Beck Branch Parallel Interceptor Improvements, Beck Branch Parallel Interceptor Phase II and Plano Spring Creek Force Main Parallel; Additional Legal Services; Project No. 501-0439-16

V. DISCUSSION ITEMS

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- Rehabilitate and repair the Rowlett Creek Trunk Sewer Extension to extend remaining useful life

- Rehabilitate three manholes
- Repair two pipeline segments
- Coordinate with Tournament Players Club Craig Ranch Golf Course





Rowlett Creek Trunk Sewer Extension Rehabilitation and Improvements

Tabulation of Bids

Bidder	Total Bid	Recommendation
Buy Dirt II LLC	\$182,821.40	Nonresponsive bidder
Canary Construction, Inc.	\$281,900.00	Lowest Responsible Bidder Recommended for Award
Engineer's OPCC	\$287,860.00	

Internal Inspection Services - \$75,690

Engineering Services During Construction (BGE) - \$68,426



Committee Consideration

The Executive Director and NTMWD staff recommend the Board of Directors authorize the award of contract as follows:

Contractor: Canary Construction, Inc.

Consultant: BGE, Inc.

Scope: Construction Contract, Engineering Services During Construction, and Internal Inspection Services

Project: No. 501-0594-24, Rowlett Creek Trunk Sewer Extension Rehabilitation and Improvements

Amount: Construction Contract: \$281,900
Inspection Services (Internal): \$75,690
Engineering Services During Construction: \$68,426

Funding: Upper East Fork Interceptor System Construction Funds

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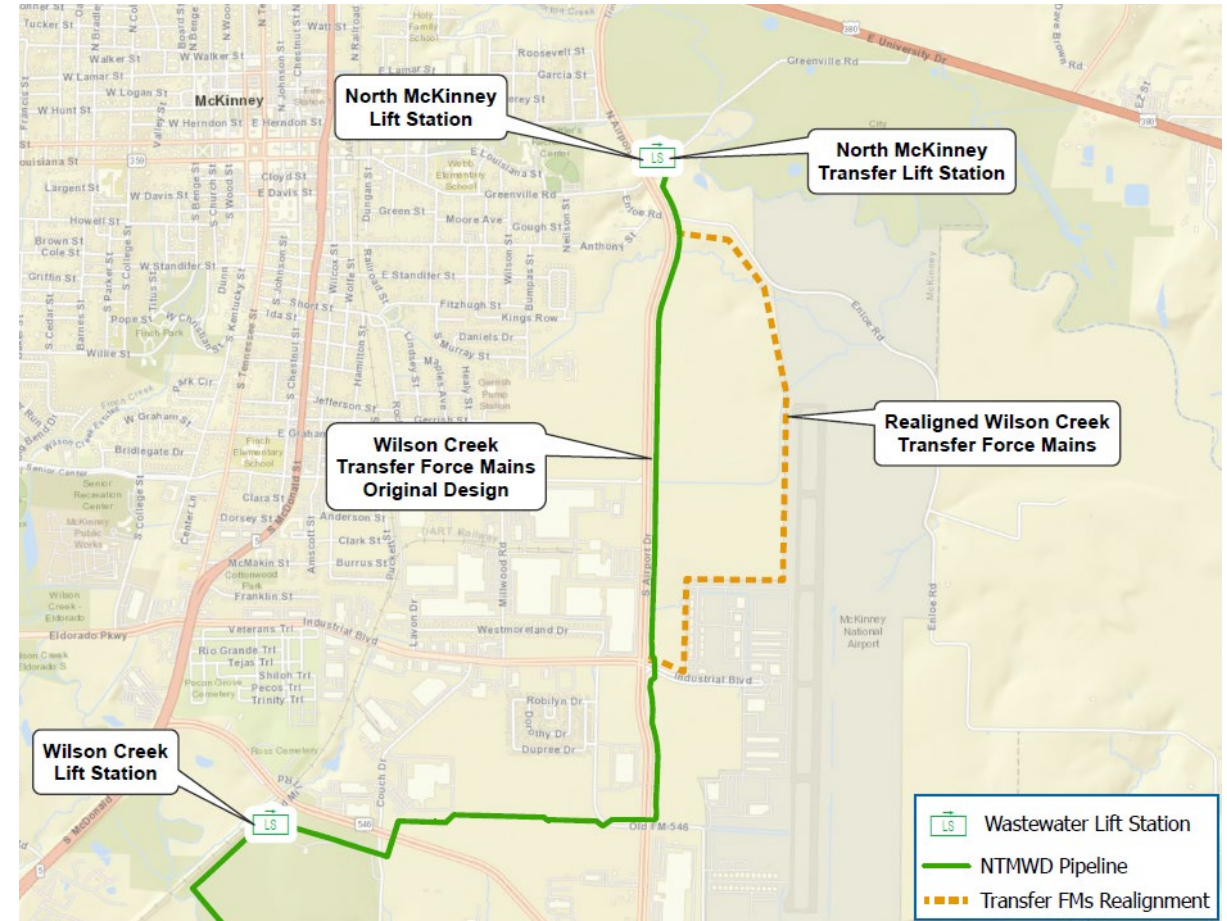
Wilson Creek Transfer Force Mains

Project Background

- In September 2023, the Board authorized award of construction contract to McKee Utility Contractors, LLC (Ad Memo 23-5951)
 - Easement negotiations with Encore Wire Corporation were still ongoing at the time of construction award.
- Per the settlement agreement between Encore Wire Corporation (EWC) and NTMWD, executed on February 26, 2024, NTMWD agreed to realign the proposed force mains from the west to the east side of the EWC property
 - EWC agreed to pay \$2M in cash to NTMWD and provide the easements at no cost to NTMWD valued at \$2M.

Project Purpose

- Convey increased flows (up to 64 MGD) from the Wilson Creek Lift Station to the new North McKinney Transfer Lift Station for treatment at Sister Grove RWRRF
- This project is part of a strategic plan for capacity relief in the UEFIS and Wilson Creek RWWTP





Wilson Creek Transfer Force Mains

Change Order No. 4 Components

- Construct approximately 17,600 LF (8,800 LF parallel force mains) linear feet of 42-inch force mains including 10 plug valves and 8 air valves with odor control units
- Deduct approximately 12,400 LF (6,200 LF of parallel force mains) of 42-inch force mains including 8 plug valves and 8 air valves with odor control units
- Net increase of:
 - Approximately 5,200 LF (2,600 LF of parallel force mains) of 42-inch force mains
 - Two additional plug valves



Committee Consideration

The Executive Director, NTMWD staff and TetraTech, Inc. recommend the Board of Directors authorize a construction change order as follows:

Contractor: McKee Utility Contractors, LLC

Scope: Construction, Change Order No. 4

Project: No. 501-0495-18

Amount: \$6,485,578

Funding: Upper East Fork Interceptor System Construction Fund

IV. ACTION ITEMS

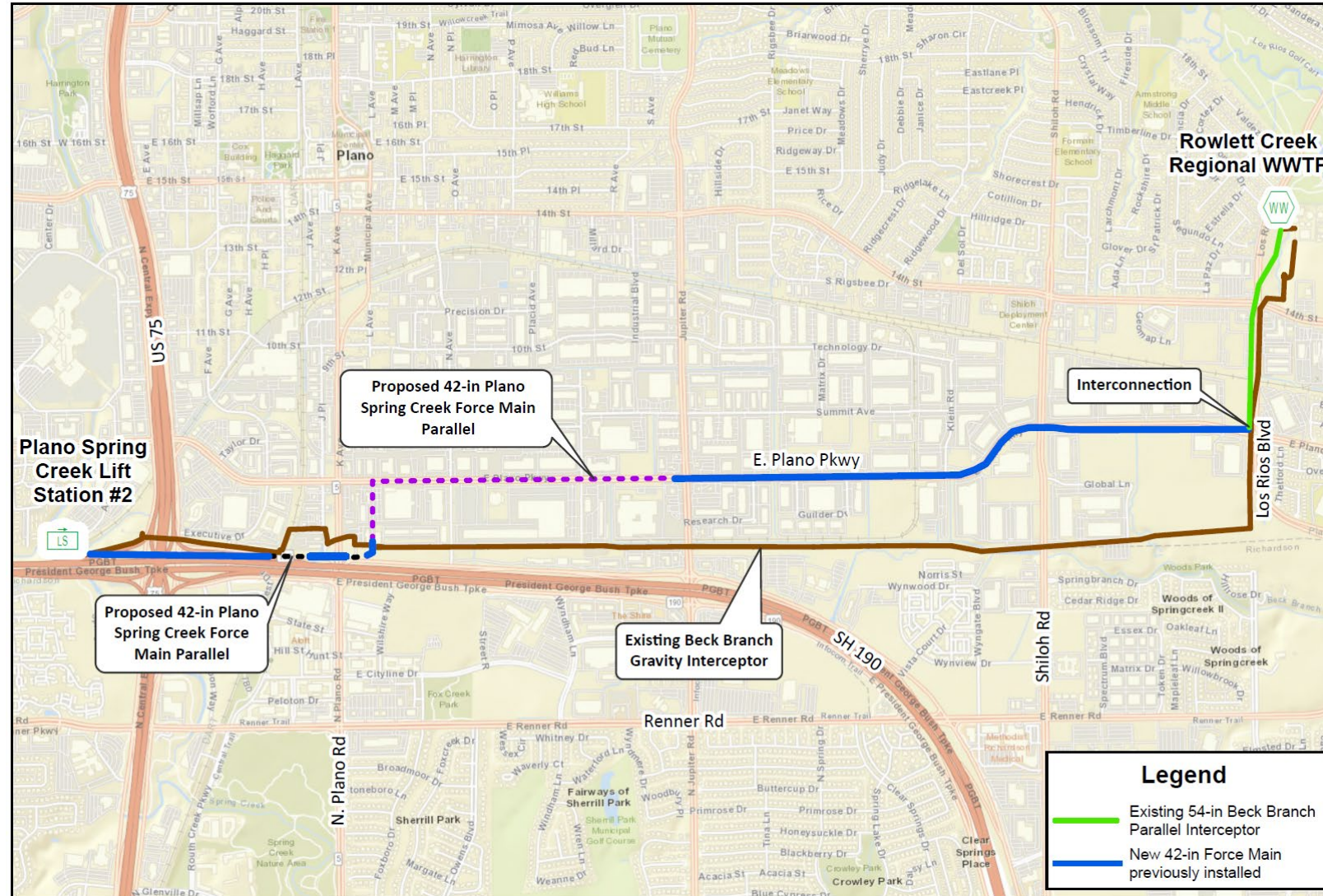
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Beck Branch Parallel Interceptor Phase II and Plano Spring Creek Force Main Parallel





Beck Branch Parallel Interceptor Phase II and Plano Spring Creek Force Main Parallel

Background

- On or about May 28, 2020, NTMWD entered into a construction contract for the Beck Branch Parallel Interceptor Improvements, which consists of the Phase II portion of the Beck Branch Parallel Interceptor and the Plano Spring Creek Force Main Parallel, with ARK Contracting Services, LLC (ACS) (reference Administrative Memorandum No. 5557).
- On December 2022, the Board approved \$15,000 of legal services to SW&B to assist with negotiations and to attend a pre-suit mediation with ACS (reference Consent Agenda Item No. 22-12-06).
- On May 26, 2023, ACS filed lawsuit seeking \$10M in alleged damages. SW&B filed a response on behalf of NTMWD.



Beck Branch Parallel Interceptor Phase II and Plano Spring Creek Force Main Parallel

Background (continued)

- On July 21, 2023, ACS sent NTMWD a notice of contract termination, abandoning the project.
- On August 2023, the Board authorized \$100,000 of additional legal services to SW&B to defend and prosecute claims in pending litigation with ACS, to assist in managing response to ACS's abandonment of project including making demands upon ACS's surety to complete the remaining work for the project (reference Consent Agenda Item No. 23-08-04).
 - Those demands were rejected and claims against ACS's surety are also pending in this litigation.



Beck Branch Parallel Interceptor Phase II and Plano Spring Creek Force Main Parallel

Additional Legal Services (Current Request)

- Additional funding in the estimated amount of \$150,000 for outside expert consulting and support services to assist in reviewing and responding to a damages report received from ACS.
- Additional funding of approximately \$50,000 per month from March through trial in November 2025 (9 months) for additional legal services. There is currently approximately \$75,000 remaining in the budget through January 2025 for legal services. Requested additional funding in the estimated amount of \$375,000 ($\$50,000/\text{month} \times 9 \text{ months} - \$75,000 = \$375,000$)
- Total additional legal services requested are \$525,000 ($\$150,000 + \$375,000$).



Committee Consideration

The Executive Director and NTMWD staff recommend the Board of Directors authorize additional services as follows:

Consultant: Saunders, Walsh & Beard, Attorneys & Counselors

Scope: Additional Legal Services

Project: No. 501-0439-16, Beck Branch Parallel Interceptor Improvements; Beck Branch Parallel Interceptor Phase II and Plano Spring Creek Force Main Parallel

Amount: \$525,000

Funding: Upper East Fork Interceptor System Construction Funds

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Executive Session

Section 551.071, Consultation with Attorney

- Authorizes a government body to consult with its attorney in an Executive Session to seek advice on legal matters regarding pending or contemplated litigation or a settlement offer or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act.
- A government body may not invoke this Section to convene a closed session and then discuss matters outside of that provision.
- General discussion of policy, unrelated to legal matters, is not permitted under the language merely because an attorney is present.
- Items discussed during Executive Session are privileged and should remain confidential.

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