

**CITY OF DENTON PUBLIC UTILITIES BOARD MINUTES
December 14, 2020**

After determining that a quorum was present of the Public Utilities Board of the City of Denton, convened in a Regular Meeting on Monday, December 14, 2020 at 9:00 a.m. in the Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Chair Susan Parker, Members Russell Bafford, Karen DeVinney, Charles Parker, Ed Soph and Barbara Russell

Also present: Executive Manager of Utilities Antonio Puente and First Assistant City Attorney Larry Collister

ABSENT: Vice Chair Billy Cheek

Note: Chair Susan Parker, Vice Chair Billy Cheek and Members Barbara Russell, Russell Bafford, Ed Soph, Charles Parker and Karen DeVinney will be participating in the work session and regular meeting via video/teleconference under the provisions allowed by the Texas Government Code Section 551.127.

REGULAR MEETING

1. CONSENT AGENDA

The Consent Agenda consisted of Items 1.A-V.

Board Member C. Parker moved to recommend adoption of the Consent Agenda items 1 A-N, R-V. Motion seconded by Board Member Russell, motion carried.

YES (6): Susan Parker, Russell Bafford, Karen DeVinney, Charles Parker, Barbara Russell and Ed Soph

NO (0):

O. PUB20-249 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Bond Equipment Company, Inc., through the Buy Board Cooperative Purchasing Network Contract #601-19, for the purchase of two (2) Rear Load Refuse Trucks for the Solid Waste Department; providing for the expenditure of funds therefor; and providing an effective date (File 7516 - awarded to Bond Equipment Company, Inc., in the not-to-exceed amount of \$590,864).

Board Member Bafford pulled this item for questions. The AIS was not attached correctly in Legistar it was mailed to the PUB members that morning, Terry Kader went over the background and answered the questions.

Board Member Bafford moved to recommend adoption of Consent Agenda item 1O. Motion seconded by Board Member Russell, motion carried.

YES (6): Susan Parker, Russell Bafford, Karen DeVinney, Charles Parker, Barbara Russell and Ed Soph

NO (0):

P. PUB20-251 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Zimmerer Kubota & Equipment, Inc., through the Buy Board Cooperative Purchasing Network Contract # 597-19, for the purchase of one (1) Model KX080 and one (1) Model KX040 Kubota excavator for the Streets and Water Distribution Departments; providing for the expenditure of funds therefor; and providing an effective date (File 7539 - awarded to Zimmerer Kubota & Equipment, Inc., in the not-to-exceed amount of \$145,633.83).

Board Member Bafford pulled this item for questions. Terry Kader answered the questions.

Board Member DeVinney moved to recommend adoption of Consent Agenda item 1P.

Motion seconded by Board Member Soph, motion carried.

YES (6): Susan Parker, Russell Bafford, Karen DeVinney, Charles Parker, Barbara Russell and Ed Soph

NO (0):

Q. PUB20-252 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive proposals under RFP 7215 for Utility Scale Solar with Energy Storage for Denton Municipal Electric.

Board Member Soph pulled this item for questions and observations. Tony Roybal answered the questions. Board Member DeVinney had a follow up question that was answered by Antonio Puente. Puente stated staff would research this further and bring back the information at a later time. Terry Naulty made comments as well.

Board Member C. Parker moved to recommend adoption of Consent Agenda item 1Q.

Motion seconded by Board Member Bafford, motion carried.

YES (5): Susan Parker, Russell Bafford, Karen DeVinney, Charles Parker, and Barbara Russell

NO (0):

Ed Soph abstained.

A. PUB20-230 Consider recommending adoption of an ordinance authorizing the City Manager to execute a Joint Funding Agreement for Water Resource Investigations with the United States Geological Survey (USGS) related to continued support of the Hickory Creek Streamflow Station in the amount of \$4,700.00 (Agreement Number:21SJFATX161000); authorizing the expenditure of funds therefor; and providing an effective date.

B. PUB20-233 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of Change Order No. 3 to the contract between the City of Denton and Jagoe-Public Company, for the PEC 4 Phases 1 & 2 project; providing for the expenditure of funds therefor; and providing an effective date (IFB 6900-001 -

Change Order No. 3 in the not-to-exceed amount of \$88,977.93, for a total contract award aggregated to \$11,301,923.44).

C. PUB20-234 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of Change Order No. 2 to the contract between the City of Denton and Thalle Construction Company, Inc., for the construction of the North South Phase II 36-inch/42-inch Water Transmission Line Project for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (IFB 6901 - Change Order No. 2 in the not-to-exceed amount of \$113,189.27 for a total contract award aggregated to \$7,944,136.98).

D. PUB 20-235 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of Change Order No. 2 to the contract between the City of Denton and Quality Excavation, LLC, for the 2019 Street Reconstruction project for the City of Denton with geographical limits as follows: Hercules Lane from Locust Street to Stuart Road, Scripture Street from Thomas Street to Jagoe Street, Thomas Street from West Oak Street to Panhandle Street, and Windsor Drive from North Locust Street to Armstrong Street; providing for the expenditure of funds therefor; and providing an effective date (IFB 7237 - Change Order No. 2 in the not-to-exceed amount of \$1,104,792.54 for a total contract award aggregated to \$11,388,235.44).

E. PUB20-236 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive proposals under RFP 7297 for Energy News, Credit Analytics, and Market Price Data Services for Denton Municipal Electric; and providing an effective date (RFP 7297).

F. PUB20-238 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with T.H. Glennon Co., Inc., for the purchase of mulch colorant for the Beneficial Reuse Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 7438 - awarded to T.H. Glennon Co., Inc., for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$100,000.00).

G. PUB20-239 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Environmental Improvements Inc., for equipment repair, evaluation, parts, and service for the Water Production and Water Reclamation Departments, for Sections B, C, D, E, F, G, H, I, M, N, O, Z, AA, AB, AC, AD, AE-31.4 & AE-31.5; providing for the expenditure of funds therefor; and providing an effective date (RFP 7449 - awarded to Environmental Improvements Inc., for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$600,000.00).

H. PUB20-240 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Hartwell Environmental Corporation, for equipment evaluation, parts, and service for the Water Production and Water Reclamation Departments, for Sections A, L, P, Q, R, S, T, U, X and Y; providing for the expenditure of funds therefor; and providing an effective date

(RFP 7449 - awarded to Hartwell Environmental Corporation, for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$200,000.00).

I. PUB20-241 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with W WaterTech Services, Inc. dba W WaterTech, Inc., for the evaluation, parts, and service for the Lake Ray Roberts Water Treatment Plant sludge collection equipment for Sections J and AE-31.3; providing for the expenditure of funds therefor; and providing an effective date (RFP 7449 - awarded to W WaterTech Services, Inc. dba W WaterTech, Inc., for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$250,000.00).

J. PUB20-242 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Xylem Water Solutions USA, Inc., for the evaluation, parts, and service for the Lake Ray Roberts Water Treatment Plant ozone generation equipment, for Sections K and AE-31.1; providing for the expenditure of funds therefor; and providing an effective date (RFP 7449 - awarded to Xylem Water Solutions USA, Inc., for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$250,000.00).

K. PUB20-243 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a public works contract with John Burns Construction Company of Texas, Inc. for the construction of the U.S. 380 & Scripture Street Transmission Mains; providing for the expenditure of funds therefor; and providing an effective date (IFB 7460 - awarded to John Burns Construction Company of Texas, Inc., in the not-to-exceed amount of \$1,942,870.13).

L. PUB20-244 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Altec Industries, Inc., for Altec aerial equipment repair for various City Departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 7470 - awarded to Altec Industries, Inc., for three (3) years, with the option for two (2) additional one (1) year extensions, in a total (5) five year not-to-exceed amount of \$650,000.00).

M. PUB20-247 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Standard Automation & Control LP dba Wonderware West, for the purchase of technical support and services package to be used by the City of Denton Water Reclamation Department SCADA systems, which is the sole provider of this software, in accordance with Texas Local Government Code 252.022, which provides that procurement of commodities and services that are available from one source are exempt from competitive bidding, and if over \$50,000 shall be awarded by the governing body; and providing an effective date (File 7475 - awarded to Standard Automation & Control LP dba Wonderware West, in the five (5) year not-to-exceed amount of \$128,000).

N. PUB20-248 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with North Texas Sales and Distribution, LLC, dba Hotsy Equipment Company, for vehicle pressure washing equipment, supplies, service, and repairs for the Fleet Services Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 7487 - awarded to North Texas Sales and Distribution, LLC, dba Hotsy Equipment Company, in the five (5) year not-to-exceed amount of \$50,000.00).

R. PUB20-253 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive proposals under RFP 7494 for SCADA Maintenance and Service; and providing an effective date (RFP 7494).

S. PUB20-254 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a Professional Services Agreement with Kimley-Horn and Associates, Inc., for utility conflict analysis, surveying, easement acquisition, design, bidding and construction administration services in support of the State reimbursable relocation of water and wastewater utilities within the Interstate Highway 35 Right-of-Way as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 6590-095 - Professional Services Agreement for engineering services awarded to Kimley-Horn and Associates, Inc., in the not-to-exceed amount of \$2,396,300.00).

T. PB20-255 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Clevest Solutions, Inc., for the upgrade to the mobile workforce management software (MWM) for Denton Municipal Electric, which is the sole provider of this software, in accordance with Texas Local Government Code 252.022, which provides that procurement of commodities and services that are available from one source are exempt from competitive bidding, and if over \$50,000, shall be awarded by the governing body; providing for the expenditure of funds therefor; and providing an effective date (File 7465 - awarded to Clevest Solutions, Inc., in the not-to-exceed amount of \$90,063.75).

U. PUB20-256 Consider recommending adoption of an ordinance of the City of Denton, Texas, authorizing the City Manager to execute a Wastewater Main Cost Participation Agreement with Denton Independent School District ("DISD") for the City's participation in the oversizing of wastewater main and in accordance with the terms and conditions of this ordinance; authorizing the expenditure of funds therefore; and providing an effective date (in the not-to-exceed amount of \$162,660.00).

V. PUB20-259 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a Professional Services Agreement with Jacobs Engineering Group Inc., for an Automated Meter Reading Feasibility Study (AMR/AMI) for the Utilities Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFP 7448 - awarded to Jacobs Engineering Group Inc., in the not-to-exceed amount of \$79,720.00).

2. ITEMS FOR INDIVIDUAL CONSIDERATION

A. PUB20-216 Consider approval of the November 9, 2020 minutes.

Board Member C. Parker moved to recommend approval of agenda item 2A. Motion seconded by Board Member Soph, motion carried.

YES (6): Susan Parker, Russell Bafford, Karen DeVinney, Charles Parker, Barbara Russell and Ed Soph

NO (0):

B. PUB20-237 Consider recommending adoption of an ordinance of the City of Denton, establishing the City of Denton Utility system extendable commercial paper financing program and authorizing Utility system revenue extendable commercial paper notes, series A; and providing an effective date.

Cassey Ogden gave the presentation for this agenda item. There were questions by the Board Members that were answered by Ogden and the financial advisors that had called in for assistance. Antonio Puente commented on this item as well.

Board Member C. Parker moved to recommend approval of agenda item 2B, subject to Council's review of the fee schedule which is blank at this time. Motion seconded by Board Member Bafford, motion carried.

YES (6): Susan Parker, Russell Bafford, Karen DeVinney, Charles Parker, Barbara Russell and Ed Soph

NO (0):

C. PUB20-250 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Rehrig Pacific Company, through the U.S. Communities Government Purchasing Alliance Contract #0254, for the purchase of residential refuse, recycling, and yard waste carts and replacement parts; providing for the expenditure of funds therefor; and providing an effective date (File 7536 - awarded to Rehrig Pacific Company, in the five (5) year not-to-exceed amount of \$3,862,000.00).

Adrian Hill gave the presentation. There were questions by the Board Members that were answered by Hill.

Board Member C. Parker moved to recommend approval of agenda item 2C. Motion seconded by Board Member DeVinney, motion carried.

YES (6): Susan Parker, Russell Bafford, Karen DeVinney, Charles Parker, Barbara Russell and Ed Soph

NO (0):

D. PUB20-260 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Texas Meter and Device Company, LLC, for meter reading services for the Water Department; providing for the expenditure of funds therefor; and providing an

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effective date (RFP 7484 - awarded to Texas Meter and Device Company, LLC, for one (1) year, with the option for four (4) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$2,636,000.00).

Chris Lutrick gave the presentation. There were questions by the Board Members that Lutrick answered.

Board Member C. Parker moved to recommend approval of agenda item 2D. Motion seconded by Board Member Soph, motion carried.

YES (6): Susan Parker, Russell Bafford, Karen DeVinney, Charles Parker, Barbara Russell and Ed Soph

NO (0):

E. PUB20-232 Management Reports

1. Future Agenda Items
2. New Business Action Items

The items were presented with discussion.

3. CONCLUDING ITEMS

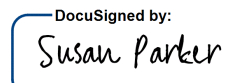
Soph – Update on Gibbon’s Creek Power Plant, Antonio Puente gave some information and stated an update will be brought back.


Soph – There are over 500 solar installations in the City, please provide data showing the total amount of electricity generated by these installations over the last year, 2019. He would also like to know how much was returned to the grid. How much was generated at peak demand times.

Bafford – List of items that are sole-source.

Russell – Not sure there is a way, but many dumpsters are being used by others that are not paying. Is there a way to track, or find a way to curb this problem?

With no further business, the meeting was adjourned at 10:00 a.m.

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SUSAN PARKER
CHAIR
CITY OF DENTON, TEXAS

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KIM MANKIN
UTILITIES ADMIN MANAGER
CITY OF DENTON, TEXAS

Minutes approved on: January 11, 2021