



City of Denton

City Hall
215 E. McKinney St.
Denton, Texas 76201
www.cityofdenton.com

Meeting Agenda Public Utilities Board

Monday, July 12, 2021

9:00 AM

Council Chambers

Note: A quorum of the Public Utilities Board, at time of posting, identified to be Chair Susan Parker, Vice Chair Billy Cheek and Members Barbara Russell, Karen DeVinney, Lee Riback, Ben Jumper, and Devin Taylor will be participating in the Public Utilities Board Meeting in person in the Council Chambers.

AS OF JUNE 14, IN-PERSON PUBLIC COMMENTS ARE ALLOWED AT THIS MEETING. FOR VIRTUAL PARTICIPATION, SEE THE REGISTRATION PROCESS DETAILED BELOW.

REGISTRATION GUIDELINES FOR ADDRESSING THE PUBLIC UTILITIES BOARD

Citizens will also be able to participate in one of the following ways (NOTE: Other than public hearings, citizens are only able to comment one time per agenda item; citizens cannot use both methods to comment on a single agenda item. Public comments are not held for work session reports.):

- Virtual White Card – On July 8, the agenda was posted online at www.cityofdenton.com/publicmeetings. Once the agenda is posted, a link to the Virtual White Card, an online form, will be made available under the main heading on the webpage. Within this form, citizens may indicate support or opposition and submit a brief comment about a specific agenda item. Comments may be submitted up until the start of the meeting, at which time, the Virtual White Card form will be closed. Similar to when a citizen submits a white card to indicate their position on the item, these comment forms will be sent directly to members of the Public Utilities Board and recorded by the Secretary.

Members review comments received in advance of the meeting and take that public input into consideration prior to voting on an agenda item. The Chair will announce the number of Comment Cards submitted in support or opposition to an item during the public comment period. Comments will not be read during the meeting. The Secretary will reflect the number of comments submitted in favor/opposition to an item, the registrant's name, address, and (summary of) comments within the Minutes of the Meeting, as applicable.

OR

- By phone – Citizens wishing to speak over the phone during this meeting, may call (940) 349-7800 beginning 30 minutes prior to the meeting start time. Comments by phone will be accepted until the item is opened for discussion by the Chair. When the call is initially received, a staff member will receive the caller's information and either: 1) offer to call the citizen back when it is time for them to speak, or 2) record the caller's information, support or opposition, and comment. If the caller chooses to record their support or opposition, rather than speaking during the meeting, the Chair will announce the number of comments submitted in support or opposition to the item. If the caller wishes to receive a call back, the voice of each caller will be broadcast into the meeting during the public commenting agenda item. Individuals will be able to comment once per agenda item, no matter the method.

After determining that a quorum is present, the Public Utilities Board of the City of Denton, Texas will convene in a Regular Meeting on Monday, July 12, 2021, at 9:00 a.m. in the Council Chambers at City Hall, 215 E. McKinney Street, Denton, Texas at which the following items will be considered:

REGULAR MEETING**1. PRESENTATIONS FROM MEMBERS OF THE PUBLIC**

This section of the agenda permits a person to make comments regarding public business on items as listed on the agenda. Each speaker will be allowed a maximum of four (4) minutes. Such person(s) shall have registered under the REGISTRATION GUIDELINES FOR ADDRESSING THE PUBLIC UTILITIES BOARD detailed at the beginning of this agenda. Registration is required prior to the time this agenda item is read into the record.

2. CONSENT AGENDA

Each of the items on the Consent Agenda is recommended by the Staff and approval thereof will be strictly on the basis of the Staff recommendations. Approval of the Consent Agenda authorizes the Assistant City Manager of Utilities, or his designee, to implement each item in accordance with the Staff recommendations. The Public Utilities Board has received background information and has had an opportunity to raise questions regarding these items prior to consideration.

Listed below are bids, purchase orders, contracts, and other items to be approved for payment or other action under the Consent Agenda (Agenda Items A – I). This listing is provided on the Consent Agenda to allow Public Utilities Board Members to discuss or withdraw an item prior to approval of the Consent Agenda. If no items are pulled, Consent Agenda Items A – I below will be approved with one motion. If items are pulled for separate discussion, they may be considered as the first items following approval of the Consent Agenda.

- A. [PUB21-119](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a fourth amendment to a contract between the City of Denton and Primoris Distribution Services, Inc., amending the contract approved by City Council on September 11, 2018, in the not-to-exceed amount of \$900,000.00; amended by Amendments 1, 2 and 3 approved by Purchasing; said fourth amendment to continue to provide overhead distribution construction services; providing for the expenditure of funds therefor; and providing an effective date (File 6582 - providing for an additional fourth amendment expenditure amount not-to-exceed \$225,000.00, with the total contract amount not-to-exceed \$1,125,000.00).

Attachments:

[Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Original Ordinance and Contract](#)

[Exhibit 3 - Amendment 1](#)

[Exhibit 4 - Amendment 2](#)

[Exhibit 5 - Amendment 3](#)

[Exhibit 6 - Ordinance and Amendment 4](#)

- B. [PUB21-121](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with UST General Contracting, LLC for the demolition of the Bio Mass Power Generation Facility located at the City of Denton Landfill; providing for the expenditure of funds therefor; and providing an effective date (IFB 7632 - awarded to UST General Contracting, LLC, in the not-to-exceed amount of \$199,697.49).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - LLC Members](#)

[Exhibit 3 - Ordinance and Contract](#)

- C. [PUB21-122](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with Standard Utility Construction, Inc., for the maintenance and repairs of TxDOT Street Lights along the I-35 corridor and TxDOT Highways within the City of Denton and Denton Municipal Electric's service area; providing for the expenditure of funds therefor; and providing an effective date (RFP 7679 - awarded to Standard Utility Construction, Inc., for three years (3), with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$750,000.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Ordinance and Contract](#)

- D. [PUB21-125](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a second amendment to a Professional Services Agreement between the City of Denton and Lloyd Gosselink Rochelle & Townsend, P.C., amending the contract approved by City Council on January 10, 2017, in the not-to-exceed amount of \$715,000.00; amended by Amendment 1 approved by the City Council; said second amendment to provide specialized, professional legal services to secure a Permit Amendment for the City of Denton's Municipal Solid Waste (MSW) Facility, MSW Permit# 1590B, extending the term of the contract to January 10, 2023; and providing an effective date (File 6288 - extending a contract with Lloyd Gosselink Rochelle & Townsend, P.C. to January 10, 2023).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Original Ordinance and Contract](#)

[Exhibit 3 - Ordinance and Amendment 1](#)

[Exhibit 4 - Ordinance and Amendment 2](#)

- E. [PUB21-126](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a Professional Services Agreement with DNV Energy USA, Inc., for transmission planning professional services for Denton Municipal Electric's transmission and generation assets as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7660 - Professional Services Agreement for planning services awarded to DNV Energy 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 \$1,550,803.97).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Evaluation Sheet](#)

[Exhibit 3 - Ordinance and Contract](#)

- F. [PUB21-132](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with SHI Government Solutions, through the Buy Board Cooperative Purchasing Network Contract #579-19, for the purchase of software licenses and maintenance for continued vendor technical support and software upgrades to the Cartegraph Operations Management System for the Technology Services Department; providing for the expenditure of funds therefor; and providing an effective date (File 7733 - awarded to SHI Government Solutions, in the three (3) year not-to-exceed amount of \$290,300.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Quotes](#)
 [Exhibit 3 - Ordinance](#)

- G. [PUB21-133](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of Change Order No. 1 to the contract between the City of Denton and Hammett Excavation, Inc., for the excavation and construction of Cell 4 at the City of Denton Landfill; providing for the expenditure of funds therefor; and providing an effective date (IFB 7540 - Change Order No. 1 in the not-to-exceed amount of \$72,606.50, for a total contract award aggregated to \$3,320,581.34).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Original Ordinance and Contract](#)
 [Exhibit 3 - Ordinance and Change Order 1](#)

- H. [PUB21-136](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with Wells Fargo Bank, N.A. for Bank Depository Services for the Finance Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 7435 - awarded to Wells Fargo Bank, N.A., in a five (5) year not-to-exceed amount of \$1,000,000.00). The Audit/Finance Committee recommends approval (3-0).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Pricing Evaluation](#)
 [Exhibit 3 - Ordinance and Contract](#)

- I. [PUB21-138](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with Fulton Supply and Recycling, Inc., for the sale of scrap electrical wire, metals, white goods, electric meters, and water meters for various City departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 7555 - awarded to Fulton Supply and Recycling, Inc, for one (1) year, with the option for four (4) additional one (1) year extensions, in the total five (5) year term).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Pricing Evaluation](#)
 [Exhibit 3 - Ordinance and Contract](#)

3. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [PUB21-134](#) Consider approval of the June 28, 2021 minutes.

Attachments: [6-28-2021 PUB Minutes](#)

- B. [PUB21-137](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with USIC Locating Services, LLC, for locating and marking all existing and future installed utility lines for Denton Municipal Electric, and the Fiber, Water, and Wastewater Departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 7672 - awarded to USIC Locating Services, LLC, 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 \$4,500,000.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Pricing Evaluation](#)
 [Exhibit 3 - LLC Members](#)
 [Exhibit 4 - Presentation](#)
 [Exhibit 5 - Ordinance and Contract](#)

- C. [PUB21-135](#) Management Reports
1. Series 2021 Utility System Revenue Refunding Bonds
 2. The North South Water Main Phase 3 Project Tender Agreement
 3. Future Agenda Items
 4. New Business Action Items

Attachments: [1. Series 2021 Utility System Revenue Refunding Bonds](#)
 [2. The North South Water Main Phase 3 Project Tender Agreement](#)
 [3. Future Agenda Items](#)
 [4. New Business Action Items](#)

4. CONCLUDING ITEMS

A. Under Section 551.042 of the Texas Open Meetings Act, respond to inquiries from the Public Utilities Board or the public with specific factual information or recitation of policy, or accept a proposal to place the matter on the agenda for an upcoming meeting AND Under Section 551.0415 of the Texas Open Meetings Act, provide reports about items of community interest regarding which no action will be taken, to include: expressions of thanks, congratulations, or condolence; information regarding holiday schedules; an honorary or salutary recognition of a public official, public employee, or other citizen; a reminder about an upcoming event organized or sponsored by the governing body; information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; or an announcement involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.

Following the completion of the Regular Meeting, the Public Utilities Board will convene in a Work Session at which the following items will be considered:

WORK SESSION

- A. [PUB21-131](#) Receive a report, hold a discussion, and give staff direction regarding the Water, Wastewater (Drainage), Solid Waste, Electric and Customer Service FY 2021-22 Preliminary Budget, Capital Improvement Program, and Five Year Financial Forecast.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Utilities Presentation](#)
 [Exhibit 3 - Customer Service Presentation](#)
 [Exhibit 4 - Water Mini Budget Book](#)
 [Exhibit 5 - Wastewater Mini-Budget Book](#)
 [Exhibit 6 - Solid Waste Mini-Budget Book](#)
 [Exhibit 7 - Electric Mini-Budget Book](#)

Any final action, decision, or vote on a matter deliberated in a Closed Meeting will only be taken in an Open Meeting that is held in compliance with Texas Government Code, Chapter 551, except to the extent such final action, decision, or vote is taken in the Closed Meeting in accordance with the provisions of Section 551.086 of the Texas Government Code (The ‘Public Power Exception’). The Public Utilities Board reserves the right to adjourn into a Closed Meeting or Executive Session as authorized by Texas Government Code, Section 551.001, et seq. (The Texas Open Meetings Act) on any item on its Open Meeting agenda or to reconvene in a continuation of the Closed Meeting on the Closed Meeting items noted above, in accordance with the Texas Open Meetings Act, including, without limitation Section 551.071-551.086 of the Texas Open Meetings Act.

CERTIFICATE

I certify that the above notice of meeting was posted on the official website (<https://www.cityofdenton.com/en-us/government/open/agendas-minutes>) and bulletin board at City Hall, 215 E. McKinney Street, Denton, Texas, on July 8, 2021, in advance of the 72-hour posting deadline, as applicable, and in accordance with Chapter 551 of the Texas Government Code.

CITY SECRETARY

NOTE: THE CITY OF DENTON'S DESIGNATED PUBLIC MEETING FACILITIES ARE ACCESSIBLE IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT. THE CITY WILL PROVIDE ACCOMMODATION, SUCH AS SIGN LANGUAGE INTERPRETERS FOR THE HEARING IMPAIRED, IF REQUESTED AT LEAST 48 HOURS IN ADVANCE OF THE SCHEDULED MEETING. PLEASE CALL THE CITY SECRETARY'S OFFICE AT 940-349-8309 OR USE TELECOMMUNICATIONS DEVICES FOR THE DEAF (TDD) BY CALLING 1-800-RELAY-TX SO THAT REASONABLE ACCOMMODATION CAN BE ARRANGED.