



City of Denton

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

Meeting Agenda Public Utilities Board

Monday, March 14, 2016

9:00 AM

Service Center Training Room

After determining that a quorum is present, the Public Utilities Board of the City of Denton, Texas will convene in a meeting on Monday, March 14, 2016 at 9:00 a.m. in the Service Center Training Room at the City of Denton Service Center, 901-A Texas Street, Denton, Texas at which the following items will be considered:

The Public Utilities Board (PUB) will convene in a Closed Meeting to consider specific items when these items are listed below under the Closed Meeting section of this agenda. When items for consideration are not listed under the Closed Meeting section of the agenda, the PUB will not conduct a Closed Meeting and will immediately convene its open meeting. The PUB reserves the right to adjourn into a Closed Meeting on any item on its open meeting agenda consistent with Chapter 551 of the Texas Government Code, as amended, or as otherwise allowed by law.

CLOSED MEETING

- A. [PUB16-044](#)** Certain Public Power Utilities: Competitive Matters - Under Texas Government Code, Section 551.086; and Consultation with Attorneys - Under Texas Government Code, Section 551.071.

Receive a presentation from Denton Municipal Electric ("DME") staff regarding certain public power competitive, financial and commercial information relating to issues regarding support, implementation and operation of its Energy Risk Management Policy that deals with bidding and pricing information for purchased power, generation and fuel, and Electric Reliability Council of Texas (ERCOT) bids, prices, offers and related services and strategies. Consultation with the City's attorneys regarding legal issues associated with the Energy Risk Management Policy where a public discussion of these legal matters would conflict with the duty of the City's attorneys to the City of Denton and the Denton City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, or would jeopardize the City's legal position in any potential litigation. Discuss, deliberate, and provide staff with direction.

- B. [PUB16-045](#)** CONSULTATION WITH ATTORNEYS --- Under Texas Government Code, Sec. 551.071. DELIBERATIONS REGARDING REAL PROPERTY --- Under Texas Government Code, Sec. 551.072.

Discuss, deliberate and receive information from staff and provide staff with direction pertaining to the potential purchase of certain real property interests out of the Gideon Walker Survey, Abstract 1330, also known as Lot 1, Block 1, Tower Addition, an addition to the City of Denton, in Denton County, Texas, and located generally in the 900 block of South Mayhill Road, Denton, Texas. Consultation with the City's attorneys regarding legal issues associated with the potential acquisition or condemnation of the real property interests described above where a

public discussion of these legal matters would conflict with the duty of the City's attorneys to the City of Denton and the Denton City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, or would jeopardize the City's legal position in any administrative proceeding or potential litigation. (Mayhill Road - 10 acre tract acquisition - Solid Waste Department)

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 §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 TEX. GOV'T. CODE, §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 §551.071-551.086 OF THE TEXAS OPEN MEETINGS ACT.

REGULAR MEETING

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

CONSENT AGENDA

Each of these items 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 of other action under the Consent Agenda (Agenda Items A – D). 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 – D 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. [PUB16-046](#) Consider recommending approval of amending the Pecan Creek Water Reclamation Plant process model contract with Hazen and Sawyer engineers for additional testing and optimization of the ferric feed for phosphorous removal, and the rehabilitation of the existing Raw Wastewater Pump Station Number 2 to add \$124,650 to the contract for a total amount of the amended contract not to exceed \$282,175.

Attachments:

[Exhibit 1 - Plant Prop](#)

[Exhibit 2 - Denton Iron Addition Optimization Scope Final](#)

[Exhibit 3 - Pecan Creek WRP Raw Sewage Pump Station 2 Scope](#)

- B. [PUB16-048](#) Consider recommending adoption of an ordinance of the City of Denton authorizing the City Manager or his designee to execute a contract through the Houston-Galveston Area Cooperative Purchasing Network for the acquisition of

one (1) Backhus model A60 compost turner for the City of Denton Beneficial Reuse Department; and providing an effective date (File 6077-awarded to Ecoverse in the amount of \$463,693).

Attachments: [Exhibit 1 - File 6077- Compost Turner](#)

[Exhibit 2 - File 6077- Compost Turner](#)

- C. [PUB16-050](#) Consider recommending approval of an amendment to the annual concrete repair and installation services contract with Floyd Smith Concrete, Inc (Contract #5241) to add \$475,000 for reconstruction of two road segments at the Pecan Creek Water Reclamation Plant for an amended contract amount of \$10,475,000.

Attachments: [Exhibit 1 - PCWRP Road Reconstruction](#)

[Exhibit 2 - Phase I and II Road Project](#)

- D. [PUB16-052](#) Consider recommending retroactive confirmation and approval of “Declaration of an Emergency” and associated cost for the emergency repair of a 27 inch potable water transmission main to Forterra Pipeline Services, Grand Prairie, Texas in the amount of \$57,378.00. (File 6061)

Attachments: [Exhibit 1 - Emergency Declaration Memo](#)

[Exhibit 2 - Quotation for Services](#)

[Exhibit 3 - Sole Source Letter](#)

[Exhibit 4 - Insurance Letter from Contractor](#)

ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [PUB16-047](#) Consider approval of the Public Utilities Board Meeting minutes of February 22, 2016.

Attachments: [Exhibit 1 - PUB Draft Minutes 2-22-16](#)

- B. [PUB16-051](#) Receive a report, hold a discussion and consider recommending retroactive confirmation and approval of a “Declaration of an Emergency” and associated cost in the amount of \$345,658.25 for the replacement of the 2.0 Million Gallon McKenna Park water storage tank roof to Pittsburg Tank and Tower Company, Incorporated.

Attachments: [Exhibit 1 - Declaration of Emergency](#)

[Exhibit 2 - Evaluation Report for McKenna Standpipe 120115](#)

[Exhibit 3 - CMO of 6041-Pricing Sheet for Tank Roof Repair-Spreadsheet](#)

[Exhibit 4 - Contract for Pittsburg](#)

- C. [PUB16-049](#) ACM Update:
1. Water Sampling for Regulatory Requirements
 2. Customer Service - On-Line Utility Payments
 3. 1st Quarter Financial Report
 4. Sidney Allison Award
 5. Matrix

Attachments: [Exhibit 1 - Water Sampling for Regulatory Requirements](#)
[Exhibit 2 - On-line Payment Portal](#)
[Exhibit 3 - 1st Quarter Report Mar 4 2016](#)
[Exhibit 4 - Sidney Allison Award](#)
[Exhibit 5 - New Business Matrix](#)

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.

B. Possible Continuation of Closed Meeting topics, above posted.

CERTIFICATE

I certify that the above notice of meeting was posted on the bulletin board at the City Hall of the City of Denton, Texas, on the _____ day of _____, 2016 at _____ o'clock (a.m.) (p.m.)

CITY SECRETARY

NOTE: THE CITY OF DENTON SERVICE CENTER TRAINING ROOM IS HANDICAP-ACCESSIBLE IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT. THE CITY WILL PROVIDE 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 349-8309 OR USE TELECOMMUNICATIONS DEVICES FOR THE DEAF (TDD) BY CALLING 1-800-RELAY-TX SO THAT A SIGN LANGUAGE INTERPRETER CAN BE SCHEDULED THROUGH THE CITY SECRETARY'S OFFICE.