



City of Denton

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

Meeting Agenda Public Utilities Board

Monday, July 11, 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, July 11, 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. [PUB16-115](#) Deliberations Regarding Certain Public Power Utilities: Competitive Matters --- Under Texas Government Code §551.086.

Receive competitive public power competitive information and financial information from staff regarding the proposed FY 2016-2017 operating budget for Denton Municipal Electric ("DME") including without limitation, proposed rates for DME for FY 2016-2017, expected revenues, expenses, commodity volumes, and financial commitments of DME. Discuss, deliberate and provide staff with direction.

- B. [PUB16-142](#) Deliberations regarding Real Property - Under Texas Government Code Section 551.072; Consultation with Attorneys - Under Texas Government Code Section 551.071.

Receive information from staff, discuss, deliberate, and provide staff with direction regarding the potential acquisition of real property interests located along the east side of Bernard St. between Eagle Drive to the north and Collins Street to the south, in the City of Denton, Texas; where discussions had, deliberation, and direction given in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third party. Consultation with the City's attorneys regarding legal issues associated with the acquisition of the real property interests described above; where 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. [Eagle Substation]

- C. [PUB16-148](#) Deliberations regarding Real Property - Under Texas Government Code Section

551.072; Consultation with Attorneys - Under Texas Government Code Section 551.071.

Receive information from staff and discuss, deliberate, and provide staff with direction regarding the potential acquisition of real property interests related to the location and siting of electric transmission lines in an area bounded by Fort Worth Drive and Elm St. (western boundary), Robertson Street (northern boundary), the DART/D.C.T.A rail corridor (eastern boundary), Inman St. with an easterly projection to Spencer Rd. (southern boundary) and being located within the W. Loving Survey, Abstract No. 759; the H. Sisco Survey, Abstract No. 1184; the S. Hiram Survey, Abstract No. 616; the W. Teague Survey, Abstract No. 1266; the M. Austin Survey, Abstract No. 4; the J. Taft Survey, Abstract No. 1256; the R. Hopkins, Abstract No. 1694; and the A. Hill Survey, Abstract 623, lying within the City of Denton, Denton County, Texas. Consultation with the City's attorneys regarding legal issues associated with the acquisition of the real property interests described above where a discussion of these legal matters in an open meeting 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, or where discussions had, deliberation, and direction given, by the Denton City Council in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third party. [Spencer to Locust Transmission Route]

D. [PUB16-155](#) Deliberations Regarding Certain Public Power Utilities: Competitive Matters - Under Texas Government Code Section 551.086.

Receive a presentation from staff regarding public power competitive and financial matters related to the City's participation in, and the overall operational and financial aspects of, the Texas Municipal Power Agency; discuss and deliberate strategies regarding same; discuss, deliberate and provide staff with direction. [TMPA]

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 – E). 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 – E 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. [PUB16-141](#) Consider recommending adoption of an ordinance approving a Pipeline Crossing contract by and between the City of Denton, Texas and the Kansas City Southern Railway company relating to the location of a sanitary sewer pipeline within railroad right-of-way, located at mile post 99.98, Alliance subdivision within the County and City of Denton Texas; and providing an effective date. [Pipeline Crossing Agreement for the installation of a sanitary sewer line that benefits the new development of Ryan Meadows Addition]

Attachments: [Exhibit 1 - Location Map](#)
 [Exhibit 2 - Site Map](#)
 [Exhibit 3 - Agreement](#)

- B. [PUB16-143](#) Consider a recommendation that the City Council approve an ordinance of an interdepartmental transfer and conveyance wherein Denton Municipal Electric is purchasing and acquiring approximately 14.511 acres of land from the City of Denton Solid Waste Department, the present record owner thereof, being a tract of land situated within Lot GR, Solid Waste 1 addition, in the City of Denton, Denton County, Texas; to be utilized for a public purpose, the expansion of Denton Municipal Electric Mayhill Substation Easement; said purchase price being in the amount of \$1,205,455.35 to be paid to the City of Denton Solid Waste Department, providing an expenditure of funds therefor; and providing an effective date. [Mayhill Substation]

Attachments: [Exhibit 1 - Mayhill Substation Site](#)
 [Exhibit 2 - Landfill Electric Easment Reservation](#)

- C. [PUB16-149](#) Consider recommending approval of a three year contract with Contract Services and Equipment for fiber optic installation service for the City of Denton not to exceed \$1,200,000.

Attachments: [Exhibit 1-Evaluation and Ranking Sheet](#)
 [Exhibit 2-Contract](#)

- D. [PUB16-153](#) Consider recommending adoption of an ordinance accepting proposals and awarding a contract through the Buy Board Cooperative Purchasing Network for the acquisition of one (1) 2016 Peterbilt model 567 Roll Off Refuse Truck for the City

of Denton Solid Waste Department; and providing an effective date (File 6183-awarded to Rush Truck Center, Crane in the amount of \$189,844)

Attachments: [Exhibit 1 - Letter of Intent Rush Trucks File 6183](#)

[Exhibit 2 - Fleet Standardization Memo File 6183](#)

- E. [PUB16-156](#) Consider a recommendation that the City Council approve an Ordinance accepting competitive proposals and awarding a contract for an annual Cyber Vulnerability Assessment relating to Denton Municipal Electric's information network and control systems; providing for the expenditure of funds therefor; and providing an effective date (RFP 6110-awarded to Corporate Risk Solutions, Inc. (CRSI) in the three (3) year not-to-exceed amount of \$101,000).

Attachments: [Exhibit 1-Evaluation and Ranking Sheet.pdf](#)

[Exhibit 2 - Contract.pdf](#)

ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [PUB16-150](#) Consider approval of the Public Utilities Board Meeting minutes of June 27, 2016.

Attachments: [Exhibit 1 - PUB 6-27-16 Draft Minutes](#)

- B. [PUB16-103](#) Receive a report and hold a discussion on the proposed Fiscal Year 2016 - 2017 Solid Waste & Recycling Department Rate Ordinance.

Attachments: [Exhibit 1- Proposed FY 2017 SW&R Rate Ordinance Presentation to PUB](#)

[Exhibit 2- FY 2017 SWR Rate Ordinance redline version](#)

- C. [PUB16-147](#) Receive a report; hold a discussion and give staff direction on the proposed Wastewater Rates for FY 2016-2017.

Attachments: [Exhibit 1 - Wastewater Rates 2017 PUB Presentation](#)

[Exhibit 2 - 2017 WW RATES Comparison](#)

- D. [PUB16-151](#) Receive a report; hold a discussion and give staff direction on the proposed Water Rates for FY 2016-2017.

Attachments: [Exhibit 1 - Water Rates 2017 PUB Presentation](#)

[Exhibit 2 - 2017 W RATES Comparison](#)

- E. [PUB16-152](#) ACM Update:

1. Matrix

Attachments: [Exhibit 1 - 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.