



City of Denton

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

Meeting Agenda Public Utilities Board

Monday, February 12, 2018

9:00 AM

Work Session 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, February 12, 2018 at 9:00 a.m. in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas at which the following items will be considered:

WORK SESSION

- A. [PUB18-024](#) Receive a report, hold a discussion, and give staff direction regarding the Solid Waste department's landfill vegetative buffer and maximum landfill height proposed in the permit amendment.

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

- B. [PUB18-029](#) Receive a report, hold a discussion, and provide direction concerning a Management Study for Water, Wastewater, and Denton Municipal Electric.

Attachments: [Exhibit 1 Agenda Information Sheet](#)
[Exhibit 2 Statement of Work Specifications](#)
[Exhibit 3 Presentation](#)

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. [PUB18-020](#) Deliberations regarding Real Property - Under Texas Government Code Section 551.072; Consultation with Attorneys - Under Texas Government Code Section 551.071.

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 Alexander Hill Survey, Abstract No. 623, Denton County, Texas, and generally located in the 1200 block of Johnson Street, 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. [Spencer to Locust Transmission Line project - Parcels 34 & 37]

B. [PUB18-031](#) Consultation with Attorneys - Under Texas Government Code Section 551.071.

Receive a presentation from staff regarding public power competitive and financial matters pertaining to the transportation of natural gas to the City's Alternative Fuel Facility located at ECOWERCS; discuss and deliberate strategies and opportunities for the City to have natural gas transported to the City's Alternative Fuel Facility located at ECOWERCS and enter into agreements regarding the same including a Pipeline Transportation Agreement with Atmos Pipeline - Texas, a division of Atmos Energy Corporation, a Texas and Virginia corporation. Consultation with the City's attorneys regarding legal issues associated with the agreements described above where 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.

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.

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:

REGULAR MEETING**1. 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 – B). 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 – B 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. [PUB18-016](#) Consider recommending approval of a contract for the purchase of one (1) Model LP873 XDT Vacuum Excavator for the City of Denton Drainage Department as awarded by Buy

Board Cooperative Purchasing Network Contract# 515-16; providing for the expenditure of funds therefor; and providing an effective date (File 6687-awarded to Vermeer Texas-Louisiana in the not-to-exceed amount of \$78,062).

Attachments: [Exhibit 1 Agenda Information Sheet](#)
 [Exhibit 2 Comparison and Quote](#)

- B. [PUB18-030](#) Consider recommending adoption of an ordinance of the City of Denton, Texas authorizing the expenditure of funds for payment by the City of Denton to the Texas Commission of Environmental Quality (TCEQ) for waste disposal fees associated with the Solid Waste department's waste disposal operations; and providing an effective date (File 6737- Waste Disposal Fees in the amount not-to-exceed \$280,000).

Attachments: [Exhibit 1 Agenda Information Sheet](#)
 [Exhibit 2 30 TAC 330.675](#)
 [Exhibit 3 30 TAC 330.673](#)
 [Exhibit 4 TCEQ Ordinance](#)

2. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [PUB18-013](#) Consider approval of the Public Utilities Board Meeting minutes of January 22, 2018.

Attachments: [PUB Draft Minutes 1-22-18](#)

- B. [PUB18-025](#) Consider recommending adoption of an ordinance awarding a contract with Atmos Pipeline - Texas, a division of Atmos Energy Corporation, to provide alternative fuel transportation services and to install a metering station for the Alternate Fuel Filling Station located at 1251 South Mayhill Road, Denton, Texas.

Attachments: [Exhibit 1 Agenda Information Sheet](#)
 [Exhibit 2 Transportation Agreement - Atmos](#)
 [Exhibit 3 Presentation](#)
 [Exhibit 4 Ordinance](#)

- C. [PUB18-027](#) ACM Update:
1. Informal Staff Report Credit and Collections
 2. Lake Lewisville and Lake Ray Roberts Annual Operations and Maintenance Fees
 3. Public Utilities Board Action Taken in Closed Session
 4. Future Agenda Items
 5. Matrix

Attachments: [1. Informal Staff Report Credit and Collections](#)
 [2. Lake Lewisville and Lake Ray Roberts Annual Operations and Maintenance F](#)
 [3. Public Utilities Board Action Taken in Closed Session](#)
 [4. Future Agenda Item List](#)
 [5. New Business Matrix - PUB](#)

3. 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.

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 _____, 2018 at _____ o'clock (a.m.) (p.m.)

CITY SECRETARY

NOTE: THE CITY OF DENTON CITY COUNCIL WORK SESSION 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.