

**CITY OF DENTON PUBLIC UTILITIES BOARD MINUTES
December 13, 2021**

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 13, 2021 at 9:00 a.m. in the Council Chambers at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Chair Susan Parker, Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, Ben Jumper, Lee Riback and Larry Beck

Also present: DME General Manager, Antonio Puente and First Assistant City Attorney Catherine Clifton

REGULAR MEETING

1. PRESENTATIONS FROM MEMBERS OF THE PUBLIC

There were no public comments.

2. CONSENT AGENDA

The Consent Agenda consisted of Items 2.A-S.

Board Member Jumper moved to recommend adoption of agenda items 2 A-D, G, I, L, N-S. Motion seconded by Board Member Russell, motion carried.

YES (7): Chair Susan Parker, Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, Ben Jumper, Lee Riback and Larry Beck

NO (0):

A. PUB21-211 Consider recommending adoption of an ordinance approving a Pipeline Crossing Agreement by and between the City of Denton and the Union Pacific Railroad Company relating to the location of a City wastewater pipeline within the railroad right-of-way located at Mile Post 722.69, Choctaw Subdivision, within the County and City of Denton, Texas; authorizing the City Manager to execute the Agreement and pay the \$7,600.00 license fee; authorizing the expenditure of funds; and providing an effective date.

B. PUB21-224 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a first amendment to a Professional Services Agreement between the City of Denton and Freese and Nichols, Inc., amending the contract approved by City Council on September 22, 2020, in the not-to-exceed amount of \$1,472,700.00; said first amendment to provide additional design services for the Ray Roberts Water Treatment Plant Upgrading and Performance Improvements project; providing for the expenditure of funds therefor; and providing an effective date (RFQ 6590-093 - providing for an additional first amendment expenditure amount not-to-exceed \$663,310.00, with the total contract amount not-to-exceed \$2,136,010.00).

C. PUB21-225 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Professional Services Agreement with Gupta & Associates, Inc., to provide project management, data collection, contract reviews, contract matrix development, and post-analysis services support for the Hobson Lift Station Upgrade Project for the Water Utilities Division; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7574-001 - Professional Services Agreement for project services awarded to Gupta & Associates, Inc., in the not-to-exceed amount of \$60,543.00).

D. PUB21-226 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Professional Services Agreement with Kimley-Horn and Associates, Inc., to provide project management, data collection, contract reviews, contract matrix development, and post-analysis services support for the Water Resource Management Analysis Project for the Water Utilities Division; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7574-007 - Professional Services Agreement for analysis services awarded to Kimley-Horn and Associates, Inc., in the not-to-exceed amount of \$95,000.00).

E. PUB21-227 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with AdComp Systems, Inc., for payment and self-service kiosk solutions and professional services for the Customer Service Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 7709 - awarded to AdComp Systems, Inc., 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 \$460,000.00).

Board Member Jumper pulled this item for questions other Members asked questions, Christa Foster answered.

Board Member Riback moved to recommend adoption of agenda item 2 E. Motion seconded by Board Member Beck, motion carried.

YES (7): Chair Susan Parker, Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, Ben Jumper, Lee Riback and Larry Beck

NO (0):

F. PUB21-228 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Raba Kistner, Inc., for construction material testing and geotechnical investigation services for the Streets, Utilities, and Engineering Departments; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7742 - awarded to Raba Kistner, 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 \$2,640,000).

Board Member Riback pulled this item for questions, Daniel Kremer answered.

Board Member Riback moved to recommend adoption of agenda item 2 F. Motion seconded by Board Member Jumper, motion carried.

YES (7): Chair Susan Parker, Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, Ben Jumper, Lee Riback and Larry Beck

NO (0):

G. PUB21-229 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Pro Tech Services LLC, for the design, removal of existing equipment, installation, and completion of replacement equipment of the vehicle wash retrofit-rebuild for the Solid Waste and Recycling Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 7820 - awarded to Pro Tech Services 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 \$635,400.00).

H. PUB21-230 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing a new Line Extension Policy for Denton Municipal Electric (DME) to govern customer aid-in-construction contributions for new or revised electric service; authorizing the expenditure of funds; providing for a repealer; and providing an effective date.

Board Member Riback pulled this item for questions, other Members asked questions as well. Aaron Bennion gave a PowerPoint presentation for explanation.

Board Member Riback moved to recommend adoption of agenda item 2 H. Motion seconded by Board Member Beck, motion carried.

YES (7): Chair Susan Parker, Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, Ben Jumper, Lee Riback and Larry Beck

NO (0):

I. PUB21-233 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Construction Manager At Risk contract with McCarthy Building Companies, Inc., for pre-construction services of Southeast Denton Package - B Improvements for the Capital Projects Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7714 - CMAR awarded to McCarthy Building Companies, Inc., in the not-to-exceed amount of \$174,955.00 for pre-construction services).

J. PUB21-235 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, for approval of a pre-qualified professional services list of various types of engineers for Denton Municipal Electric; and providing an effective date (RFQ 7804 - for a two (2) year, with the option for one (1) additional one (1) year extension, in the total three (3) year term).

Board Member Russell pulled this item for questions. Staff answered the questions.

Board Member Cheek moved to recommend adoption of agenda item 2 J. Motion seconded by Board Member Russell, motion carried.

YES (7): Chair Susan Parker, Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, Ben Jumper, Lee Riback and Larry Beck

NO (0):

K. PUB21-236 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Mabak Directional Drilling, Inc., for dry auger bore directional drilling for Denton Municipal Electric, Water, and Wastewater Departments; providing for the expenditure of funds therefor; and providing an effective date (CSP 7651 - awarded to Mabak Directional Drilling, Inc., in the not-to-exceed amount of \$5,000,000.00).

Board Member Beck pulled this item for questions. Doug Breon answered the questions.

Board Member Beck moved to recommend adoption of agenda item 2 K. Motion seconded by Board Member Riback, motion carried.

YES (7): Chair Susan Parker, Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, Ben Jumper, Lee Riback and Larry Beck

NO (0):

L. PUB21-237 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Wells Fargo Merchant Services, LLC, for debit/credit card processing for all City departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 7436 - awarded to Wells Fargo Merchant Services, LLC, in the five (5) year not-to-exceed amount of \$5,000,000.00).

M. PUB21-240 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Pavecon Public Works LP, for the construction of the 2020 Street Bundle - Sector I Project with geographical limits as follows: Thunderbird Drive from Colonial Drive to Crestmeadow Street, Greenway from Windsor Farms to the southern dead end, Brook Hollow Drive from Greenway to Carriage Hill, Carriage Hill from Brook Hollow to Thunderbird, Lakewood Drive from Greenway to Carriage Hill, and Augusta from Colonial Drive to 2900 Augusta Drive; providing for the expenditure of funds therefor; and providing an effective date (CSP 7803 - awarded to Pavecon Public Works LP, in the not-to-exceed amount of \$3,780,075.23).

Board Member Parker pulled this item for Mr. Cheek to recuse himself.

Board Member Jumper moved to recommend adoption of agenda item 2 M. Motion seconded by Board Member Beck, motion carried.

YES (6): Chair Susan Parker, Barbara Russell, Devin Taylor, Ben Jumper, Lee Riback and Larry Beck

NO (0):

Recused: Billy Cheek

N. PUB21-241 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Professional Services Agreement with Burns & McDonnell, Engineering Company Inc., to provide engineering and professional services to the DME Electric Engineering Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7740 -

Professional Services Agreement for engineering and professional services awarded to Burns & McDonnell, Engineering Company Inc., in the three (3) year not-to-exceed amount of \$1,500,000.00).

O. PUB21-242 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Professional Services Agreement with Teague Nall and Perkins, Inc., for design services for Neighborhood 7A Improvements for the Capital Projects/Engineering Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7599-003 - Professional Services Agreement for design services awarded to Teague Nall and Perkins, Inc., in the not-to-exceed amount of \$726,610.00).

P. PUB21-243 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Professional Services Agreement with Teague Nall and Perkins, Inc., for Citywide Surveying Services as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7797 - Professional Services Agreement for surveying services awarded to Teague Nall and Perkins, 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 \$1,500,000.00).

Q. PUB21-245 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Professional Services Agreement with HDR Engineering, Inc., for design services for Neighborhood 4 Improvements for the Capital Projects/Engineering Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7599-004 - Professional Services Agreement for design services awarded to HDR Engineering, Inc., in the not-to-exceed amount of \$714,448.81).

R. PUB21-246 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Osmose Utilities Services, Inc., for pole inspection services for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFP 7796 - awarded to Osmose Utilities Services, Inc., in the two (2) year not-to-exceed amount of \$300,000.00).

S. PUB21-248 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to authorize the spend for an insurance binder to Archer Contingent Energy Risk, LLC, for forced outage insurance of the Denton Energy Center for the Winter of 2021-2022; providing for the expenditure of funds therefor; and providing an effective date (RFP 7871 - authorizing the spend for power plant forced outage insurance coverage or products and awarding such insurance binder to Archer Contingent Energy Risk, LLC, for the Winter of 2021-2022, in the not-to-exceed amount of \$575,000.00).

3. ITEMS FOR INDIVIDUAL CONSIDERATION

A. PUB21-238 Consider approval of the November 8, 2021 minutes.

Board Member Cheek moved to recommend approval of agenda item 3 A. Motion seconded by Board Member Taylor, motion carried.

YES (7): Susan Parker, Billy Cheek, Ben Jumper, Devin Taylor, Lee Riback and Larry Beck

NO (0):

Approved with the correction to consent agenda item E. Motion to approve was Board Member Riback, second by Board Member Jumper.

B. PUB21-247 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a design-build agreement with Beta Engineering, LLC, for the design and construction of the Hickory Gas Insulated Substation (GIS) for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7670 - awarded to Beta Engineering, LLC, in the not-to-exceed amount of \$40,469,000.00).

Mark Zimmerer gave the PowerPoint presentation. There were questions by the Board Members that staff answered.

Board Member Taylor moved to recommend adoption of agenda item 3 B. Motion seconded by Board Member Jumper, motion carried.

YES (7): Chair Susan Parker, Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, Ben Jumper, Lee Riback and Larry Beck

NO (0):

C. PUB21-239 Management Reports


1. Water and Wastewater Chemicals Contracts
2. Solid Waste Criteria Manual - Redline version
3. Leak Adjustment Policy
4. New Business Action Items

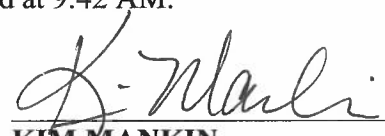
The items were presented by staff.

4. CONCLUDING ITEMS

There were no concluding items.

With no further business, the meeting was adjourned at 9:42 AM.


SUSAN PARKER
CHAIR
CITY OF DENTON, TEXAS


KIM MANKIN
UTILITIES ADMIN MANAGER
CITY OF DENTON, TEXAS

Minutes approved on: February 17, 2022.