

CITY OF DENTON PUBLIC UTILITIES BOARD MINUTES

November 14, 2022

After determining that a quorum was present of the Public Utilities Board of the City of Denton, convened in a Regular Meeting on Monday, November 14, 2022 at 9:00 a.m. in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Barbara Russell, Ben Jumper, Devin Taylor, and Larry Beck

Also present: General Manager Antonio Puente and Deputy City Attorney Amanda Brown

Absent: Chair Susan Parker, Vice Chair Billy Cheek and Lee Riback

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-N.

Board Member Taylor moved to recommend adoption of agenda items 2C-E, G, I-N.

Motion seconded by Board Member Beck; motion carried.

YES (4): Barbara Russell, Ben Jumper, Devin Taylor, and Larry Beck

NO (0):

A. PUB22-160 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute an interlocal cooperation agreement with the Town of Little Elm, providing for a volume agreement for the landfill for a term of two (2) years beginning October 1, 2022, with no renewals or extensions; and providing an effective date.

Board Member Jumper pulled this item for questions. Brian Boerner answered.

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

YES (4): Barbara Russell, Ben Jumper, Devin Taylor, and Larry Beck

NO (0):

B. PUB22-161 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute an interlocal cooperation agreement with Wise County, providing for a volume agreement for the landfill for a term of two (2) years beginning October 1, 2022, with no renewals or extensions; and providing an effective date.

Board Member Ben Jumper pulled this item for questions. Brian Boerner answered.

Board Member Jumper moved to recommend adoption of agenda items 2B. Motion seconded by Board Member Beck; motion carried.

YES (4): Barbara Russell, Ben Jumper, Devin Taylor, and Larry Beck

NO (0):

C. PUB22-179 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 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; amended by Amendment 1 approved by City Council; said second amendment to provide additional professional, construction, and bid phase services for the Lake Ray Roberts Regulatory and Performance Upgrade Project; providing for the expenditure of funds therefor; and providing an effective date (File 6590-093 - providing for an additional second amendment expenditure amount not-to-exceed \$1,470,477.00, with the total contract amount not-to-exceed \$3,606,487.00).

D. PUB22-180 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of Change Order No. 2 to the contract between the City of Denton and Mountain Cascade of Texas, LLC, for the construction of the North South Phase III 42-inch Water Transmission Line Project for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (IFB 7200-1- Change Order No. 2 in the not-to-exceed amount of \$220,574.60, for a total contract award aggregated to \$4,439,953.34).

E. PUB22-181 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 contract between the City of Denton and Wesco Distribution, Inc., amending the contract approved by the City Council on December 1, 2020, in the not-to-exceed amount of \$600,000.00; said first amendment to provide for additional concrete streetlight poles for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (File 7488 - providing for an additional first amendment expenditure amount not-to-exceed \$150,000.00, with the total contract amount not-to-exceed \$750,000.00).

F. PUB22-183 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, ratifying the expenditure of funds by the City Manager for the emergency repairs to the DEC starting air compressor that sustained catastrophic failure, and for equipment rental while awaiting replacement; and providing an effective date (File 8086 - awarded to MS AIR, Inc., and Texas First Rentals, Inc., in the not-to-exceed amount of \$225,384.48).

This item was pulled by Board Member Beck for questions, other Board Members asked questions. Jason Brown answered the questions.

Board Member Beck moved to recommend adoption of agenda items 2F. Motion seconded by Board Member Taylor; motion carried.

YES (4): Barbara Russell, Ben Jumper, Devin Taylor, and Larry Beck

NO (0):

G. PUB22-184 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 Quorum Architects, Inc., for professional design services for the Solid Waste Fleet Maintenance Shop for the Facilities Management Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7818-004 - awarded to Quorum Architects, Inc., in the not-to-exceed amount of \$663,800.00).

H. PUB22-185 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 J&B Five Point Construction, LLC, for directional boring services for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFP 8054 - awarded to J&B Five Point Construction, 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 \$12,000,000.00).

Board Member Beck pulled this item for questions. Craig Stastny answered the questions.

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

YES (4): Barbara Russell, Ben Jumper, Devin Taylor, and Larry Beck

NO (0):

I. PUB22-186 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 Halff Associates, Inc., for the design of the Westgate Drive Reconstruction Project for the Capital Improvements Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7599-011 - Professional Services Agreement for design services awarded to Halff Associates, Inc., in the not-to-exceed amount of \$1,144,280.00).

J. PUB22-187 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 Environmental Systems Research Institute, Inc., for an Enterprise Geographic Information System (GIS) Solution for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (RFP 8069 - awarded to Environmental Systems Research Institute, Inc., in the three (3) year not-to-exceed amount of \$565,500.00).

K. PUB22-188 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 Bond

Equipment Company, Inc., through the Buy Board Cooperative Purchasing Network Contract # 601-19, for the purchase of Crane Carrier refuse trucks for the Solid Waste Department; providing for the expenditure of funds therefor; and providing an effective date (File 8152 - awarded to Bond Equipment Company, Inc., in the two (2) year not-to-exceed amount of \$2,420,000.00).

L. PUB22-189 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 Starboard Consulting, LLC, for hosting, implementing, and integrating Maximo Software Suite for Utilities (MSSU) for Denton Municipal Electric (DME); providing for the expenditure of funds therefor; and providing an effective date (RFP 7817 - awarded to Starboard Consulting, 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 \$3,300,000.00).

M. PUB22-192 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 Freese and Nichols, Inc., to provide design services, bidding assistance, and construction phase services for the Ray Roberts Water Treatment Plant Chemical Systems Improvement Project for the Water Utilities Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7574-014 - Professional Services Agreement for design services awarded to Freese and Nichols, Inc., in the not-to-exceed amount of \$2,233,740.00).

N. PUB22-193 Consider recommending adoption of an ordinance of the City of Denton, Texas authorizing the City manager or designee to fulfill the annual responsibilities of the City of Denton ("City"), as a municipal solid waste disposal facility operator to pay its required Texas Commission on Environmental Quality ("TCEQ") disposal fee pursuant to Title 30 Chapter 330 of the Texas Administrative code; including paying any amounts required by the TCEQ and funded in the annual budget; declaring an effective.

3. ITEMS FOR INDIVIDUAL CONSIDERATION

A. PUB22-190 Consider approval of the October 24, 2022 minutes.

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

YES (4): Barbara Russell, Ben Jumper, Devin Taylor, and Larry Beck

NO (0):

B. PUB 22-182 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 construction phase services for Southeast Denton Package B Improvements for the Capital Projects Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7714 - awarded to McCarthy Building Companies, Inc., in the not-to-exceed amount of \$21,582,378).

Seth Garcia gave the PowerPoint presentation for this agenda item.

Board Member Beck moved to recommend approval of agenda item 3B. Motion seconded by Board Member Jumper; motion carried.

YES (4): Barbara Russell, Ben Jumper, Devin Taylor, and Larry Beck

NO (0):

C. PUB22-191 - Management Reports

1. Future Agenda Items
2. New Business Action Items

4. CONCLUDING ITEMS

There were no concluding items.

With no further business, the meeting was adjourned at 10:28 AM.



BARBARA RUSSELL
SECRETARY
CITY OF DENTON, TEXAS



KIM MANKIN
UTILITIES ADMIN MANAGER
CITY OF DENTON, TEXAS

Minutes approved on: December 12, 2022.

