



City of Denton

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

Meeting Agenda Public Utilities Board

Monday, December 11, 2023

9:00 AM

Council Work Session Room

Amended on 12-08-2023

REGISTRATION GUIDELINES FOR ADDRESSING THE PUBLIC UTILITIES BOARD

Citizens will be able to participate in the following way:

- eComment – The agenda was posted online at <https://tx-denton.civicplus.com/242/Public-Meetings-Agendas>. Once the agenda is posted, a link to make virtual comments using the eComment module will be made available next to the meeting listing on the Upcoming Events Calendar. Using eComment, Individuals may indicate support or opposition and submit a brief comment about a specific agenda item. eComments may be submitted up until the start of the meeting at which time the ability to make an eComment will be closed. eComments will be sent directly to members of the Public Utilities Board immediately upon submission and recorded by the Secretary into the Minutes of the Meeting.

After determining that a quorum is present, the Public Utilities Board of the City of Denton, Texas will convene in a Regular Meeting on Monday, December 11, 2023, 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:

REGULAR MEETING

1. PRESENTATIONS FROM MEMBERS OF THE PUBLIC

This section of the agenda permits a person to make comments regarding public business on items as listed on the agenda. Each speaker will be allowed a maximum of four (4) minutes. Such person(s) shall have registered under the REGISTRATION GUIDELINES FOR ADDRESSING THE PUBLIC UTILITIES BOARD detailed at the beginning of this agenda. Registration is required prior to the time this agenda item is read into the record.

2. 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 City Manager or 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 – K). 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, the Consent Agenda Items 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. [PUB23-210](#) Consider recommending adoption of an ordinance of the City of Denton, Texas, authorizing an expenditure of funds in the amount of \$926,840.18 for additional payments of wholesale transmission charges, specifically payments to American Electric Power and Garland Power & Light; declaring a public purpose; and providing an effective date.
- Attachments: [Exhibit 1 - Agenda Information Sheet.pdf](#)
[Exhibit 2 - Ordinance](#)
- B. [PUB23-211](#) 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 Parkhill, Smith & Cooper, Inc., to provide permitting services, conceptual design services, and land entitlement services for the Municipal Solid Waste Transfer Station Project for the Solid Waste and Recycling Department; providing for the expenditure of funds therefore; and providing an effective date (RFQ 7109-035 - Professional Services Agreement for professional services awarded to Parkhill, Smith and Cooper, Inc. in the not-to-exceed amount of \$587,100.00).
- Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Ordinance and Contract](#)
- C. [PUB23-212](#) 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 Wells Fargo Merchant Services, LLC, amending the contract approved by City Council on December 14, 2021, in the not-to-exceed amount of \$5,000,000.00, said first amendment to continue to provide debit/credit card processing for all City departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 7436 - providing for an additional first amendment expenditure amount not-to-exceed \$1,250,000.00, with the total contract amount not-to-exceed \$6,250,000.00).
- Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Original Ordinance and Contract](#)
[Exhibit 3 - Ordinance and Amendment 1](#)
- D. [PUB23-213](#) 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 MRE Consulting, Ltd., amending the contract approved by City Council on March 2, 2021, in the not-to-exceed amount of \$350,000.00; said first amendment to continue to provide for Energy Trading and Risk Management Consulting Services for the Denton Municipal Electric Department and to extend the contract through September 4, 2024; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7538 - providing for an additional first amendment expenditure amount not-to-exceed \$87,500.00, with the total contract amount not-to-exceed \$437,500.00, and extending the contract to September 4, 2024).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Original Ordinance and Contract](#)
 [Exhibit 3 - Ordinance and Amendment 1](#)

- E. [PUB23-214](#) 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 Terex Utilities Inc., through the Sourcewell Cooperative Purchasing Network Contract Number 110421, for the acquisition of three (3) digger derricks for Denton Municipal Electric and the Parks and Recreation Departments; authorizing the expenditure of funds therefor; and providing an effective date (File 8253 - awarded to Terex Utilities Inc., in the not-to-exceed amount of \$1,465,730.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Cooperative Quotes](#)
 [Exhibit 3 - Ordinance](#)

- F. [PUB23-215](#) 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 Southwest Fluid Products, Inc., for the gravity thickener repair at the Pecan Creek Water Reclamation Plant for the Water Utilities Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 8310 - awarded to Southwest Fluid Products, Inc., in the not-to-exceed amount of \$245,000.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Pricing Evaluation](#)
 [Exhibit 3 - Ordinance and Contract](#)

- G. [PUB23-216](#) 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., for water supply and hydrology consulting services for the Water Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 8345 - Professional Services Agreement for consulting services awarded to Freese and Nichols, 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 \$1,250,000.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Ordinance and Contract](#)

- H. [PUB23-217](#) 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 Fisher Scientific Company L.L.C., through the Omnia Partners Cooperative Purchasing Network Contract # 2021002889, for the procurement of general laboratory supplies for the Municipal Laboratory and Water Production Laboratory; providing for the expenditure of funds therefor; and providing an effective date (File 8371 - awarded to Fisher Scientific Company L.L.C., in the three

(3) year not-to-exceed amount of \$230,000.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Pricing Index](#)
 [Exhibit 3 - Ordinance and Contract](#)

- I. [PUB23-218](#) 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 Illinois Tool Works Inc. dba E.H. WACHS, through the Buy Board Cooperative Purchasing Network Contract # 685-22, for the purchase and repair of valve servicing utility bodies for the Water Department; providing for the expenditure of funds therefor; and providing an effective date (File 8375 - awarded to Illinois Tool Works Inc. dba E. H. WACHS, 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 \$600,000.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Cooperative Pricing](#)
 [Exhibit 3 - Ordinance](#)

- J. [PUB23-219](#) 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 WIPCO, INC., for the purchase of two (2) bulk bleach tanks for the Ray Roberts Water Treatment Plant Temporary Chlorine Conversion Project for the Water Production Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 8319 - awarded to WIPCO, INC., in the not-to-exceed amount of \$85,774.23).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Pricing Evaluation](#)
 [Exhibit 3 - Ordinance and Contract](#)

- K. [PUB23-223](#) Consider recommending adoption of an ordinance considering all matters incident and related to the issuance, sale and delivery of up to \$300,000,000 in principal amount of "City of Denton Utility System Revenue Refunding Bonds, Series 2024"; authorizing the issuance of the bonds; delegating the authority to certain city officials to execute certain documents relating to the sale of the bonds; approving and authorizing instruments and procedures relating to said bonds; enacting other provisions relating to the subject; and providing an effective date.

Attachments: [Exhibit 1. Agenda Information Sheet](#)
 [Exhibit 2. Ordinance](#)

3. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [PUB23-221](#) Consider approval of the November 13, 2023 minutes.

Attachments: [11.13.23 PUB Minutes](#)

- B. [PUB23-220](#) 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 for the Denton Energy Center for the Winter of 2023-2024; providing for the expenditure of funds therefor; and providing an effective date (RFP 8389 - authorizing the spend for power plant forced outage insurance coverage for the Winter of 2023-2024 and awarding such insurance binder to Archer Contingent Energy Risk, LLC, in the not-to-exceed amount of \$950,000.00).

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

[Exhibit 2 - Ordinance](#)

[Exhibit 3 - Presentation](#)

- C. [PUB23-222](#) Management Reports
1. PUB Schedule 2024
 2. Texas Energy Fund
 3. Future Agenda Items
 4. New Business Action Items

Attachments: [1. PUB Schedule 2024](#)

[2. Texas Energy Fund Memo](#)

[3. Future Agenda Items](#)

[4. New Business Action Items](#)

4. 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.

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

WORK SESSION

- A. [PUB23-174](#) Receive a report, hold a discussion, and give staff direction regarding updates to the City of Denton Criteria Manuals.

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

[Exhibit 2 - Denton Draft Design Criteria Manual Update](#)

[Exhibit 3 - Presentation](#)

- B. [PUB23-176](#) Receive a report, hold a discussion, and give staff direction regarding the Final Wastewater Master Plan.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Presentation](#)

The Public Utilities Board (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.

CERTIFICATE

I certify that the above notice of meeting was posted on the official website (<https://tx-denton.civicplus.com/242/Public-Meetings-Agendas>) and bulletin board at City Hall, 215 E. McKinney Street, Denton, Texas, on December 7, 2023, in advance of the 72-hour posting deadline, as applicable, and in accordance with Chapter 551 of the Texas Government Code.

OFFICE OF THE CITY SECRETARY

NOTE: THE CITY OF DENTON'S DESIGNATED PUBLIC MEETING FACILITIES ARE ACCESSIBLE IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT. THE CITY WILL PROVIDE ACCOMMODATION, SUCH AS 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 940-349-8309 OR USE TELECOMMUNICATIONS DEVICES FOR THE DEAF (TDD) BY CALLING 1-800-RELAY-TX SO THAT REASONABLE ACCOMMODATION CAN BE ARRANGED.