



City of Denton

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

Meeting Agenda Public Utilities Board

Monday, February 12, 2024

9:00 AM

Council Work Session Room

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, February 12, 2024, 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 – L). 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. [PUB24-018](#) 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 Stearns, Conrad and Schmidt Consulting Engineers, Inc., amending the contract approved by Purchasing on December 16, 2020, in the not-to-exceed amount of \$23,000.00; amended by Amendment 1 approved by Purchasing; said second amendment to provide a pricing evaluation and update of the original Scope of Work for the Landfill Gas To Energy Project for the Solid Waste and Recycling Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7109-017 - providing for an additional second amendment expenditure amount not-to-exceed \$30,000.00, with the total contract amount not-to-exceed \$55,435.00).

- B. [PUB24-019](#) 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 HDR Engineering, Inc., amending the contract approved by City Council on November 1, 2022, in the not-to-exceed amount of \$217,106.50, said first amendment to provide Lead and Copper Public Outreach and Crisis Communication Plan for the Water Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7574-019 - providing for an additional first amendment expenditure amount not-to-exceed \$93,375.50, with the total contract amount not-to-exceed \$310,482.00).
- C. [PUB24-020](#) 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 Open Systems International, Inc., for the implementation of an Advanced Distribution Management System (ADMS) for Denton Municipal Electric; providing for the expenditure of funds therefore; and providing an effective date (RFP 8255 - awarded to Open Systems International, Inc., in the six (6) year not-to-exceed amount of \$3,800,000.00).
- D. [PUB24-021](#) 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 DNV GL Noble Denton USA, LLC, for the development and implementation of Data Extraction Solution and the Annual Maintenance and Support of Synergi Electric software for Denton Municipal Electric, which is the sole provider of this software, in accordance with Texas Local Government Code 252.022, which provides that procurement of commodities and services that are available from one source are exempt from competitive bidding, and if over \$50,000, shall be awarded by the governing body; providing for the expenditure of funds therefor; and providing an effective date (File 8322 - awarded to DNV GL Noble Denton USA, LLC, in the two (2) year not-to-exceed amount of \$125,000.00).
- E. [PUB24-022](#) 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 Doble Engineering Company, for the purchase of PRC-005 Compliance Software for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFP 8350 - awarded to Doble Engineering Company, 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 \$252,222.35).

- F. [PUB24-023](#) 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 Hammett Excavation, Inc., for the Moseley Road Landfill Erosion Maintenance Project for the Solid Waste Department; providing for the expenditure of funds therefor; and providing an effective date (CSP 8354 - awarded to Hammett Excavation, Inc., in the not-to-exceed amount of \$1,156,005.17).
- G. [PUB24-024](#) 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 Techline, Inc., for the purchase of 27kV circuit breakers for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (IFB 8369 - awarded to Techline, Inc., in the not-to-exceed amount of \$1,145,250.00).
- H. [PUB24-026](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, approving a pre-qualified professional services list of state certified Engineers for professional engineering services for various capital infrastructure-related projects within the City of Denton for the Capital Improvements Department; and providing an effective date (RFQ 8377 - for a two (2) year, with the option for one (1) additional one (1) year extension, in the total three (3) year term).
- I. [PUB24-027](#) 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 Aerowave Technologies, LLC, through the Buy Board Cooperative Purchasing Network Contract # 696-23, for the purchase and installation of in-cab radios for the Solid Waste and Recycling Department; providing for the expenditure of funds therefor; and providing an effective date (File 8415 - awarded to Aerowave Technologies, LLC, for one (1) year, with the option for two (2) additional one (1) year extensions, in the total three (3) year not-to-exceed amount of \$79,500.00).
- J. [PUB24-028](#) 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 Universe Technical Translation, Inc., through the Buy Board Cooperative Purchasing Network Contract # 699-23, for the purchase of telephone interpreter services for the Customer Service Department; providing for the expenditure of funds therefor; and providing an effective date (File 8435 - awarded to Universe Technical Translation, Inc., for one (1) year, with the option for two (2) additional one (1) year extensions, in the total three (3) year in the not-to-exceed amount of \$300,000.00).
- K. [PUB24-029](#) 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 Axis Construction, LP, through the Buy Board Cooperative Purchasing Network Contract # 662-22, for the installation and procurement of elevated water storage tank mixers for the Water Production Department; providing for the expenditure of funds therefor; and providing an effective date (File 8445 - awarded to Axis Construction, LP, 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 \$90,000.00).

- L. [PUB24-040](#) 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 Burns & McDonnell Engineering Company, Inc., amending the contract approved by City Council on August 16, 2022, in the not-to-exceed amount of \$387,500.00, said first amendment to continue to manage and control the geometric network to a utility network in the capacity of Owner's Engineer to Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7804-004 - providing for an additional first amendment expenditure amount not-to-exceed \$65,000.00, for a total contract amount not-to-exceed \$452,500.00).

3. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [PUB24-037](#) Consider approval of the January 22, 2024 minutes.
- B. [PUB24-025](#) 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 Hawk Construction, LLC., for the construction of precast concrete security/screening walls for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFP 8370 - awarded to Hawk Construction, LLC., 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 \$6,000,000.00).
- C. [PUB24-038](#) Management Reports
1. Future Agenda Items
 2. 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. [PUB24-012](#) Receive a report, hold a discussion, and give staff direction regarding the FY 2023-24 Operating Budget, Capital Improvement Program, and Five-Year Financial Forecast for

Denton Municipal Electric.

Following the completion of the Work Session, 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. 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.

CLOSED MEETING

- A. [PUB24-013](#) Deliberations Regarding Certain Public Power Utilities: Competitive Matters - Under Texas Government Code Section 551.086; Consultation with Attorneys - Under Texas Government Code Section 551.071

Receive information from staff regarding financial matters regarding the Denton Municipal Electric FY 2023-24 operating budget and financial forecast to the extent such projects are confidential under Texas Government Code Section 551.086; discuss, deliberate, and provide direction to staff regarding same. Consultation with City's attorneys under Texas Government Code Section 551.071 regarding legal issues associated the above matter 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 Texas Disciplinary Rules of Professional Conduct of State Bar of Texas or would jeopardize the City's legal position in any administrative proceeding or potential litigation.

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 Section 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 Texas Government Code, Section 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 Section 551.071-551.086 of the Texas Open Meetings Act.

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 February 8, 2024, 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.

