



# City of Denton

City Hall  
215 E. McKinney St.  
Denton, Texas 76201  
[www.cityofdenton.com](http://www.cityofdenton.com)

## Meeting Agenda Public Utilities Board

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Monday, January 27, 2020

9:00 AM

Work Session Room

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After determining that a quorum is present, the Public Utilities Board of the City of Denton, Texas will convene in a meeting on Monday, January 27, 2020 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. [PUB20-012](#) Receive a report, hold a discussion and give staff direction regarding the Pay As You Go prepaid metering program.

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

- B. [PUB20-014](#) Receive a report, hold a discussion, and give staff direction regarding updating the existing "Denton Municipal Electric - Energy Risk Management Policy."

Attachments: [Exhibit 1 - Agenda Information Sheet](#)  
[Exhibit 2 - Risk Policy Presentation](#)  
[Exhibit 3 - Proposed Updated Risk Management Policy \(clean copy\)](#)  
[Exhibit 4 - Redline of Proposed Updated Risk Management Policy](#)

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. [PUB20-015](#) 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 a presentation from staff that includes public power competitive and financial information and matters regarding the City's electric power and gas portfolio and the City's risk management plans and strategies; and, provide staff with direction regarding the same. Consultation with the City's attorneys regarding legal issues associated with the above matters 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.

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 – F). 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 – F 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. [PUB20-017](#) 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 Stearns, Conrad and Schmidt, Consulting Engineers, Inc. (dba SCS Engineers), for the installation of 12 vertical gas wells, 8” gas header piping and 6” gas lateral piping for the Solid Waste Landfill Division as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7109-002 - Professional Services Agreement for the installation of 12 vertical gas wells, 8” gas header piping and 6” gas lateral piping for the Solid Waste Landfill Division awarded to Stearns, Conrad and Schmidt, Consulting Engineers, Inc. (dba SCS Engineers), in the not-to-exceed amount of \$237,654).

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

- B. [PUB20-018](#) 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 Solutient Geosciences, Inc., for landfill hydrogeological

consulting and analytical services regarding the City's Landfill monitoring and reporting requirements as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (File 7109-005 - Professional Services Agreement for consulting and analytical services awarded to Solutient Geosciences, Inc., in the not-to-exceed amount of \$321,415).

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

- C.    [PUB20-019](#)    Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Patterson Equipment Company, LLC, which is the authorized distributor for Subsite, LLC, through the Buy Board Cooperative Purchasing Network Contract # 593-19, for parts and labor cost, maintenance and spare components for the CCTV video inspection units for the Water Utilities Department; providing for the expenditure of funds therefor; and providing an effective date (File 7276 - awarded to Patterson Equipment Company, LLC, in the three (3) year not-to-exceed amount of \$150,000).

**Attachments:**      [Exhibit 1 - Agenda Information Sheet - PUB](#)  
                                 [Exhibit 2 - Pricing Sheet](#)  
                                 [Exhibit 3 - LLC Members](#)  
                                 [Exhibit 4 - Ordinance and Contract](#)

- D.    [PUB20-020](#)    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 HACH Company, for the purchase of various items for the municipal laboratory, water production, water reclamation, and wastewater collection departments, which is the sole provider of these products, 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; and providing an effective date (File 6898 - awarded to HACH Company 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 \$300,000).

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

- E.    [PUB20-025](#)    Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with ITW, dba E.H. Wachs, through the Buy Board Cooperative Purchasing Network Contract # 597-19, for the acquisition of two (2) Water Valve Maintenance Skids for the Water Distribution Department; providing for the expenditure of funds therefor; and providing an effective date (File 7242 - awarded to ITW, dba E.H. Wachs, in the amount of \$161,879.66).

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

- F.    [PUB20-026](#)    Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of the first amendment to a Professional Services Agreement between the City of Denton and Lloyd Gosselink Rochelle & Townsend, P.C., amending the contract approved by City Council on January 10, 2017, in the not-to-exceed amount of \$715,000, to provide for services related to the permitting of the proposed expansion of the city's landfill and for general environmental legal services said first amendment to extend the term of the Professional Services Agreement to July 10, 2021; and providing an effective date (PSA 6288 - extending a contract with Lloyd Gosselink Rochelle & Townsend, P.C., to July 10, 2021).

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

## 2. ITEMS FOR INDIVIDUAL CONSIDERATION

- A.    [PUB20-023](#)    Consider approval of the minutes of January 13, 2020.

Attachments:      [PUB Draft Minutes 1-13-20](#)

- B.    [PUB20-004](#)    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 Wartsila North America, Inc., for the purchase of major overhaul parts for the electric generating equipment at the Denton Energy Center, which is the sole provider of this equipment, 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; and providing an effective date (File 7246 - awarded to Wartsila North America, Inc., in the not-to-exceed amount of \$2,028,967.43).

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

- C.    [PUB20-021](#)    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 Rangeline Pipeline Services, LLC, and Forterra Pipe & Precast, LLC, for various types of pipe for water line construction and repair, concrete cylinder pressure pipe, standard and emergency repair services for water reinforced concrete cylinder pipe, reinforced concrete pipe and various drainage appurtenances such as box culverts, safety end treatments for reinforced concrete pipe for the Water Utilities, Streets and Drainage Departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 7195 - awarded to the lowest responsive bidder for each line item for three (3) years, with the option for two (2) additional one (1) year extensions, for a Large

Diameter Water Pipe and Repair Services contract awarded to Rangeline Pipeline Services, LLC, in the total five (5) year not-to-exceed amount of \$7,356,716.20, and a Large Diameter Reinforced Concrete Drainage Pipe and Appurtenances contract awarded to Forterra Pipe & Precast, LLC, in the total five (5) year not-to-exceed amount of \$11,887,787.40).

**Attachments:**      [Exhibit 1 - Agenda Information Sheet - PUB](#)  
                                 [Exhibit 2 - Pricing Evaluation](#)  
                                 [Exhibit 3 - LLC Members](#)  
                                 [Exhibit 4 - Ordinance and Contracts](#)  
                                 [Exhibit 5 - Presentation](#)

- D.    [PUB20-022](#)    Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of Change Order No. 1 to the contract between the City of Denton and Quality Excavation, LLC, for the Hinkle and Windsor Paving and Drainage Project (Magnolia PH II); providing for the expenditure of funds therefor; and providing an effective date (IFB 6902 - Change Order No. 1 in the not-to-exceed amount of \$518,744.21 for a total contract award aggregated to \$6,746,003.21).

**Attachments:**      [Exhibit 1 - Agenda Information Sheet - PUB](#)  
                                 [Exhibit 2 - LLC Members](#)  
                                 [Exhibit 3 - Original Ordinance and Contract](#)  
                                 [Exhibit 4 - Ordinance and Change Order 1](#)  
                                 [Exhibit 5 - LTD Conversion to LLC](#)  
                                 [Exhibit 6 - Presentation](#)

- E.    [PUB20-027](#)    Consider recommending approval of a resolution of the City of Denton, a Texas home-rule municipal corporation, allowing the City to recognize all of the Renewable Energy Credits associated with the electric power purchased by the City from the Whitetail Wind Turbine Electric Generation Facility to enable the City to accurately determine the percentage of electric power it has received that was generated exclusively from renewable resources.

**Attachments:**      [Exhibit 1 - Agenda Informaiton Sheet](#)  
                                 [Exhibit 2 - Resolution](#)  
                                 [Exhibit 3 - Whitetail Letter from ERC](#)  
                                 [Exhibit 4 - Presentation](#)

- F.    [PUB20-024](#)    Assistant City Manager Update  
                         1. Landfill Expansion  
                         2. Future Agenda Items  
                         3. New Business Action Items

**Attachments:**      [1. Landfill Expansion](#)  
                                 [2. Future Agenda Items](#)  
                                 [3. New Business Action Items](#)

**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 \_\_\_\_\_, 2020 at \_\_\_\_\_

\_\_\_\_\_  
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 ACCOMODATION, 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.