



**City of Denton**  
**DRAFT MINUTES**  
**PUBLIC UTILITIES BOARD**

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

**Monday, May 11, 2020**

**9:00 am**

**Work Session Room**

After determining that a quorum of the Public Utilities Board of the City of Denton, Texas is present, the Chair of the Public Utilities Board will thereafter convene into an open meeting on Monday, May 11, 2020 at 9:0 a.m. in the Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Chair Susan Parker, Vice Chair Billy Cheek and Members Barbara Russell, Karen DeVinney, Russell Bafford, Ed Soph, Charles Parker.

ABSENT: NONE

Also present were Deputy City Manager Mario Canizares and First Assistant City Attorney Larry Collister

Note: Chair Susan Parker, Vice Chair Billy Cheek and Members Barbara Russell, Karen DeVinney, Russell Bafford, Ed Soph, Charles Parker will be participating in the work session and regular meeting via video/teleconference under the provisions allowed by the Texas Government Code Section 551.127.

**REGULAR MEETING**

**1. CONSENT AGENDA**

- A. PUB20-080** – Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive proposals under RFP 7102 for the construction of the additions of twelve (12) bays to the Fleet Services Building and four (4) bays to the Flushing Truck Storage Building located at 804 Texas Street; and providing an effective date (RFP 7102).
- B. PUB20-081** – Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive proposals under RFP 7169 for the Smart Routing Solutions for the City's Solid Waste and Recycling Departments; and providing an effective date (RFP 7169).
- C. PUB20-082** – Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive proposals under RFP 7281 for a professional service agreement to supply a comprehensive Solid Waste Management Strategy, for the Solid Waste and Recycling Departments; and providing an effective date (RFP 7281).
- D. PUB20-089** – 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 7 Arrows Land Staff, LLC, for easement/property acquisition services for the Capital Improvement Program for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFQ 6862 - awarded to 7 Arrows Land Staff, LLC, for three (3) years, with the option for two (2) additional one (1) year extensions, in a total five (5) year not-to-exceed amount of \$430,000).

- E. PUB20-090** – 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 Power Engineers, Inc., for program management, construction inspection services, and professional engineering services, for the Capital Improvement Program for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFQ 6862 - awarded to Power Engineers, Inc., for three (3) years, with the option for two (2) additional one (1) year extensions, in a total five (5) year not-to-exceed amount of \$5,070,304.).
- F. PUB20-092** - Consider recommending adoption of an Ordinance authorizing an encroachment agreement between the City of Denton, as grantor and TT of North Texas, Inc., a Texas corporation, as grantee, regarding the placement of private improvements that encroaches into (i) a Sanitary Sewer easement, recorded in Volume 464 Page 188, Deed Records, Denton County, Texas and (ii) a Public Utility Easement, recorded in Volume 1143 Page 125, Deed Records, Denton County, Texas and being in the G. Walker Survey, Abstract No. 1330, City of Denton, Denton County, Texas; providing an effective date. (Honda of Denton Encroachment Agreement request - Mark Laird)
- G. PUB20-094** - Consider recommending adoption of an ordinance of the City of Denton authorizing the City Manager, or his designee, to convey a supplemental transmission line easement and a temporary construction easement to Oncor Electric Delivery Company LLC. Containing approximately a total of 0.9064 acres on a tract of city owned property in the Moreau Forrest Survey, Abstract No. 417, City and County of Denton, Texas, providing for severability and an effective date.

**Board Member Cheek pulled agenda item A. Cheek asked why this item was rejected.** Mario Canizares answered it is part of the tier 1 cuts, it doesn't mean it will not come back, it could. **Cheek appreciated staff being cognizant of the budget.**

**Motion to approve item A by Board Member Cheek second by Board Member DeVinney.**

**Approved 6-0. (Technical Difficulties with Board Member Russell she was not on the meeting at this time.)**

**Board Member DeVinney pulled agenda item B. DeVinney asked why this was rejected, and if we have an idea of the total shortfall for the year.** Mario Canizares answered it is too early to predict the shortfall at this time with all the businesses and places closing mid-March. David Gaines talked further saying they had taken the high-level forecast to Council and right now looks like about \$800,000 impact to Solid Waste. Gaines talked further about what the City has done to help cut the budgets.

**Motion to approve item B by Board Member DeVinney second by Board Member C. Parker.**

**Approved 6-0. (Technical Difficulties with Board Member Russell she was not on the meeting at this time.)**

**Board Member Soph pulled agenda item C. Soph stated he remembers doing this survey was contingent on getting a grant from NCTCOG, was the grant denied and is that the reason for the rejection.** Brian Boerner answered the questions, the application was submitted for the grant, but the completion was not contingent on receiving that grant. With revenue reductions staff decided to reject this bid, and hopefully re-submit at a later date. The grant was denied based on falling below the funding level.

**Motion to approve item C by Board Member Soph second by Board Member DeVinney.**

**Approved 6-1, Board Member Russell was still having technical difficulties, she abstained.**

**Board Member Soph motioned to approve items D - G with a second by Board Member C. Parker. Vote 6-0. (Technical Difficulties with Board Member Russell she was not on the meeting at this time.)**

## **2. ITEMS FOR INDIVIDUAL CONSIDERATION**

**A. PUB20-074 - Consider approval of the minutes of March 9, 2020.**

**Motion to approve by Board Member Bafford with a second by Board Member DeVinney.  
Approved 7-0**

**B. PUB20-075 - Management Reports:**

1. Council Approved Procurements during Emergency Declaration
2. Denton Energy Center Dashboard
3. Future Agenda Items
4. New Business Action Items

## **3. CONCLUDING ITEMS**

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

## **WORK SESSION**

**A. PUB20-088 - Receive a report, hold a discussion and give staff direction regarding emergency credit and collection measures and reopening strategy.**

Christa Foster presented this work session item, there were questions and discussion.

The Board Members think this is a good approach, very lenient and a fair plan. People that have never paid before this impact should be looked at differently was one of the comments by a Board Member.

**B. PUB20-098 - Receive a report and hold a discussion regarding the following with respect to Green Tree Estates:**

1. Actions taken, and expenditures made, by the City in accordance with the Mayor's Declaration of Disaster and Ordinance No. 19-2784 as modified;
2. Existing site conditions;
3. Extension of the declaration of disaster and temporary water provision beyond May 22, 2020;
4. Water infrastructure improvement options; and

5. City Council direction received on May 5, 2020.

Mario Canizares presented this work session item, there were questions and discussion.

Some of the Board Members believed it would be difficult for the property owners to pay for impact fees with the property evaluations very low.

**Adjournment: 10:38 a.m.**

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*Susan Parker*  
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**Susan Parker**  
**Chair**

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*Kim Mankin*  
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**Kim Mankin**  
**Utilities Administration Manager**

Minutes approved on: 6/18/2020