



City of Denton

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

Meeting Agenda Public Utilities Board

Monday, June 8, 2020

9:00 AM

Council Work Session Room

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, June 8, 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:

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.

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 – G). 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 – G 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. [PUB20-083](#) 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 7227 for the supply and installation of Denton Energy Center (DEC) exhaust air silencers; and providing an effective date (RFP 7227).

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

- B. [PUB20-084](#) 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 FCx Performance Inc. dba Instrumentation Services, for predictive maintenance testing services for the Water Reclamation Department's treatment plant and lift stations; providing for the expenditure of funds therefor; and providing an effective date (RFP 7300 - awarded to FCx Performance Inc. dba Instrumentation Services, 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 \$118,200).

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

- C. [PUB20-085](#) 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 Holt Caterpillar Inc. through the Sourcewell Cooperative Purchasing Contract Number 032119, for the acquisition of one (1) New Caterpillar model D6XE Track Type Dozer for the Solid Waste/Landfill Department; authorizing the expenditure of funds therefor; and declaring an effective date (File 7376 - awarded to Holt Caterpillar Inc., in the not-to-exceed amount of \$469,401.38).

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

- D. [PUB20-097](#) Consider recommending adoption of an ordinance of the City Council of the City of Denton, a Texas Home-rule Municipal Corporation, authorizing the City Manager, or his designee, to execute an Indemnity Escrow Agreement among and between the Texas Municipal Power Agency, the Cities of Bryan, Texas, Denton, Texas, Garland, Texas and Greenville, Texas regarding the establishment of an escrow to fund TMPA's indemnity obligations pursuant to the joint operating agreement between the Cities and TMPA; and providing an effective date.

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

- E. [PUB20-102](#) 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 Tymco Inc., through the Houston-Galveston Area Council of Governments (H-GAC) Cooperative Purchasing Program Contract Number SW04-20, for the acquisition of one (1) Tymco model 600 Regenerative Air Sweeper for the Drainage Department; authorizing the expenditure of funds therefor; and declaring an effective date (File 7294 - awarded to Tymco Inc. in the not-to-exceed amount of \$239,185).

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

- F. [PUB20-104](#) 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 Rush Truck Centers of Texas LP through the Buy Board Cooperative Purchasing Network Contract number 601-19, for the acquisition of one (1) 2020 Peterbilt model 348 truck chassis with hoist and two (2) emergency generators for the Water Reclamation Department; authorizing the expenditure of funds therefor; and declaring an effective date (File 7367 - awarded to Rush Truck Centers of Texas LP, in

the not to exceed amount of \$634,703.94).

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

- G. [PUB20-105](#) 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 Centricity GIS, for the continuation of the services for utility line locates for the Water Distribution Department, Wastewater Collections, Water Metering, and Denton Municipal Electric Department provided by Texas 811, which is the sole provider of these commodities and services, 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 7336 - awarded to Centricity GIS, in the five (5) year not-to-exceed amount of \$300,000).

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

2. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [PUB20-076](#) Consider approval of the minutes of May 11, 2020.

Attachments: [PUB Draft Minutes 5-11-2020](#)

- B. [PUB20-101](#) 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 JDK Associates, Inc., for the installation of a gravity retaining wall in the Brinker Substation; providing for the expenditure of funds therefor; and providing an effective date (RFP 7316 - awarded to JDK Associates, Inc., in the not-to-exceed amount of \$755,296.68).

Attachments: [Exhibit 1 - Agenda Information Sheet - PUB](#)
 [Exhibit 2 - Pricing Evaluation](#)
 [Exhibit 3 - Project Location Map - Brinker Substation](#)
 [Exhibit 4 - Retaining Wall Design - Brinker Substation](#)
 [Exhibit 5 - Ordinance and Contract](#)
 [Exhibit 6 - Presentation](#)

- C. [PUB20-077](#) Management Update
 1. Management Study
 2. Future Agenda Items
 3. New Business Action Items

- Attachments: [1. Management Study](#)
 [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.

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. [PUB20-103](#) Receive a report and hold a discussion regarding the 2019 Water Loss Audit Report.

- Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Water Audit Presentation 2019](#)

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. [PUB20-107](#) Deliberate regarding Real Property - Under Texas Government Code Section 551.072; Consultation with Attorneys - Under Texas Government Code Section 551.071.
Discuss, deliberate, receive information from staff, and provide staff with direction pertaining to the potential purchase of real property located southeast of the corner of Thomas J. Egan Rd. and Jim Christal Rd. in Denton, Denton County, Texas ("Property"), where the deliberation of same in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person or potential litigation. Consultation with the City's attorneys regarding legal issues associated with potential claims against the City associated with the Property, 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 negotiations 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 bulletin board at the City Hall of the City of Denton, Texas, on the 5th day of June, 2020 at 8:55 a.m.

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.