



City of Denton

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

Meeting Agenda Public Utilities Board

Monday, September 14, 2020

9:00 AM

Council Work Session Room

THE REGULAR MEETING BEGINS AT 9:00 A.M. TO CONSIDER THE CONSENT AGENDA IN THE COUNCIL WORK SESSION ROOM

THE WORK SESSION BEGINS IMMEDIATELY FOLLOWING THE RECESS OF THE REGULAR MEETING IN THE COUNCIL WORK SESSION ROOM

THE REGULAR MEETING WILL RECONVENE IMMEDIATELY FOLLOWING THE WORK SESSION TO CONSIDER THE ITEMS FOR INDIVIDUAL CONSIDERATION AND CONCLUDING ITEMS IN THE 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, September 14, 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 – I). 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 – I 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. [PUB20-169](#) 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., to provide regulatory permitting, process evaluation, design services and Texas Water Development Board funding assistance in support of the Lake Ray Roberts Water Treatment Plant Capacity Upate, Regulatory and Performance Upgrades Project as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 6590-093 - Professional Services Agreement for evaluation and design services awarded to Freese

and Nichols, Inc., in the not-to-exceed amount of \$1,472,700).

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

- B. [PUB20-170](#) 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 contract between the City of Denton and Rehrig Pacific Company, amending the contract approved by City Council on January 15, 2019, in the not-to-exceed amount of \$1,010,208; amended by Amendment 1 approved by Purchasing, said second amendment to provide for the additional purchase of residential refuse and recycling carts and replacement parts; providing for the expenditure of funds therefor; and providing an effective date (File 6926 - providing for an additional second amendment expenditure amount not-to-exceed \$190,000, with the total contract amount not-to-exceed \$1,200,208).

Attachments: [Exhibit 1 - Agenda Information Sheet - PUB](#)
 [Exhibit 2 - Original Ordinance and Contract](#)
 [Exhibit 3 - Amendment 1](#)
 [Exhibit 4 - Ordinance and Amendment 2](#)

- C. [PUB20-171](#) 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 Emmitt A Woods dba EAW Trapping Service, for the trapping and removal of feral hogs at the City of Denton Landfill; providing for the expenditure of funds therefor; and providing an effective date (IFB 7392-2 - awarded to Emmitt A Woods dba EAW Trapping Service, for one (1) year, with the option for three (3) additional one (1) year extensions, in the total four (4) year not-to-exceed amount of \$55,000).

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

- D. [PUB20-172](#) 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 SAE Towers Ltd., for the purchase of taper tubular, galvanized, steel structures, anchor cages, and associated hardware for the Brinker Substation; providing for the expenditure of funds therefor; and providing an effective date (RFP 7401 - awarded to SAE Towers Ltd., in the not-to-exceed amount of \$301,337.19).

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

- E. [PUB20-173](#) 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 Berry Companies, Inc., dba Bobcat of North Texas, through the Buy Board Cooperative Purchasing Network Contract # 597-19, for authorized Bobcat

equipment repair services for the Fleet Department; providing for the expenditure of funds therefor; and providing an effective date (File 7432 - awarded to Berry Companies, Inc., dba Bobcat of North Texas, in the five (5) year not-to-exceed amount of \$150,000).

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

[Exhibit 2 - Ordinance and Contract](#)

- F. [PUB20-174](#) 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 Lonestar Municipal Equipment, LLC, through the Buy Board Cooperative Purchasing Network Contract # 593-19, for authorized Gapvax sewer equipment repair services for the Fleet and Wastewater Collections Departments; providing for the expenditure of funds therefor; and providing an effective date (File 7440 - awarded to Lonestar Municipal Equipment, LLC, in the five (5) year not-to-exceed amount of \$150,000).

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

[Exhibit 2 - LLC Members](#)

[Exhibit 3 - Ordinance and Contract](#)

- G. [PUB20-177](#) 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 CLS Sewer Equipment Co., Inc., through the Buy Board Cooperative Purchasing Network Contract # 593-19, for authorized Vac-Con sewer equipment repair services for the Fleet and Wastewater Collections Departments; providing for the expenditure of funds therefor; and providing an effective date (File 7439 - awarded to CLS Sewer Equipment Co., Inc., in the five (5) year not-to-exceed amount of \$200,000).

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

[Exhibit 2 - Ordinance and Contract](#)

- H. [PUB20-178](#) 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 RDO Equipment, Co., through the Buy Board Cooperative Purchasing Network Contract # 597-19, for authorized John Deere construction equipment repair services for the Fleet Department; providing for the expenditure of funds therefor; and providing an effective date (File 7441 - awarded RDO Equipment, Co., in the five (5) year not-to-exceed amount of \$250,000).

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

[Exhibit 2 - Ordinance and Contract](#)

- I. [PUB20-179](#) 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 Rubicon Global, LLC, to provide smart routing services for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (RFP 7169 - awarded to Rubicon Global, 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

\$500,907).

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

2. RECESS OF THE REGULAR MEETING

The Regular Meeting will recess to allow the Work Session to follow once the Consent Agenda has been considered.

WORK SESSION

After determining that a quorum is present, the Public Utilities Board of the City of Denton, Texas will convene in a Work Session immediately following the recess of the Regular Meeting in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas at which the following items will be considered:

1. Work Session Reports

- A. [PUB20-149](#) Receive a report, hold a discussion and give staff direction regarding the proposed Water, Electric, Solid Waste, Wastewater and Miscellaneous Rates for FY 2020-2021.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - FY 2020-21 Red-Line Water Rate Ordinance](#)
 [Exhibit 3 - FY 2020-21 Red-Line Electric Rate Ordinance](#)
 [Exhibit 4 - FY 2020-21 Red-Line Solid Waste Rate Ordinance](#)
 [Exhibit 5 - FY 2020-21 Wastewater Rate Ordinance](#)
 [Exhibit 6 - FY 2020-21 Miscellaneous Rate Ordinance](#)
 [Exhibit 7 - FY 2020-21 Water Rate Comparison](#)
 [Exhibit 8 - FY 2020-21 Electric Rate Comparison](#)
 [Exhibit 9 - FY 2020-21 Solid Waste Rate Comparison](#)
 [Exhibit 10 - Presentation](#)

Following the completion of the Work Session, the Public Utilities Board will continue the Regular Meeting to consider the following items:

3. RECONVENE THE REGULAR MEETING

4. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [PUB20-165](#) Consider approval of the August 24, 2020 minutes.

Attachments: [8-24-2020 Draft Minutes](#)

- B. [PUB20-155](#) Consider recommending approval of the Water Fiscal Year 2020-21 Operating and Capital Budget.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - FY 2020-21 Water Mini Budget Book](#)

- C. [PUB20-156](#) Consider recommending approval of the Wastewater and Drainage Fiscal Year 2020-21 Operating and Capital Budget.
- Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - FY 2020-21 Wastewater Mini Budget Book](#)
- D. [PUB20-157](#) Consider recommending approval of the Electric fiscal year 2020-21 Operating and Capital Budget.
- Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - FY 20-21 Electric Mini Budget Book](#)
- E. [PUB20-158](#) Consider recommending approval of the Solid Waste Fiscal Year 2020-21 Operating and Capital Budget.
- Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - FY 2020-21 Solid Waste Mini Budget Book](#)
- F. [PUB20-159](#) Consider recommending approval of the Customer Service fiscal year 2020-21 Operating Budget.
- Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Presentation](#)
- G. [PUB20-160](#) Consider recommending adoption of an ordinance establishing the rates for water and water service; providing for a repealer; providing for a severability clause; and, providing for an effective date.
- Attachments: [Exhibit 1 Agenda Information Sheet](#)
[Exhibit 2 FY 20-21 Red Line Water Rate Ordinance](#)
[Exhibit 3 FY 20-21 Water Rate Ordinance](#)
[Exhibit 4 FY 20-21 Water Rate Comparison](#)
- H. [PUB20-161](#) Consider recommending adoption of an ordinance establishing the rates for Electric service; providing for a repealer; providing for a severability clause; and, providing an effective date.
- Attachments: [Exhibit 1 Electric Agenda Information Sheet.docx](#)
[Exhibit 2 FY 20-21 Electric Red Line Rate Ordinance.pdf](#)
[Exhibit 3 FY 2020-2021 Electric Rate Ordinance.pdf](#)
[Exhibit 4 FY 20-21 Electric Rate Comparison.pdf](#)
- I. [PUB20-162](#) Consider recommending adoption of an ordinance establishing the rates for Solid Waste and Recycling collection service; repealing ordinance 19-2523; providing for a repealer; providing a severability clause; and providing for an effective date.
- Attachments: [Exhibit 1 Solid Waste Agenda Information Sheet](#)
[Exhibit 2 FY 2020-21 SW Red Line Rate Ordinance](#)
[Exhibit 3 FY 2020-21 SW Rate Ordinance](#)
[Exhibit 4 FY 2020-21 SW Rate Comparison](#)

- J. [PUB20-184](#) Consider recommending adoption of an ordinance of the City of Denton, Texas, amending the Fiscal Year 2019-2020 Budget and Annual Program of Services of the City of Denton to allow for adjustments to the Electric Fund of three million dollars (\$3,000,000) for the purpose of purchasing the landfill gas to energy facility (DTE) and increase the General Fund Return on Investment; declaring a public purpose; providing a severability clause, an open meetings clause and an effective date.

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

- K. [PUB20-183](#) Management Reports:
1. Water Wastewater Root Cause Process
 2. Future Agenda Items
 3. New Business Action Items

Attachments: [1. Water Wastewater Root Cause ACM Update MEMO](#)
 [2. Future Agenda Items](#)
 [3. New Business Action Items](#)

5. 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 (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. [PUB20-181](#) 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 about and discuss and deliberate (i) the City's current renewable energy resources portfolio and (ii) new opportunities to add additional renewable energy resources to the portfolio. Consultation with the City's attorneys regarding legal issues associated with the procurement of the additional renewable energy

resources, including, but not limited to, agreements related to the above, where discussions of these legal matters in an open meeting 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 the State Bar of Texas.

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 10th day of September 2020 at 5:15 p.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.